

M. Hockaday

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APH/67/168

8th June 1967

Future Tasks of the Alliance - Sub-Group 3

I should be grateful if you would be good enough to forward to Foy Kohler the enclosed letter on a point which has come to my notice in the proposed outline of the report of Sub-Group 3 on future defence policy. I also enclose a copy of the letter for your files.

As you will see, the letter results in part from a conversation with the Canadian Delegation, and I have also sent a copy of it to Hardy.

A.P. Hockaday

Dr. T.W. Stanley,
Director, NATO Force
Planning Group,
United States Delegation.

(cc. M.Hardy (Canadian Del.): ASG Pol: Dir.de Cab:Legal Adviser:
Bühling: Thiebault)

NATO SECRET

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I was very sorry to be away from Paris on 18th May and thus unable to attend the meeting of Sub-Group 3 and to renew the acquaintance which we made in Washington in April.

I have read with great interest your latest outline for the Study of Future Defense Policy, and there is one point upon which I should like to remark.

Part II Section F(1) now reads: "How might NATO security policies contribute to stability in the world consistent with Article 51 of the U.N. Charter?" (I think, incidentally, that the reference should be to Article 52.) I think that the members of the Sub-Group are themselves clear as to what is meant by this, but it has been suggested to me that others might read it as implying a suggestion that NATO is itself a regional organisation of the type envisaged under Article 52. Ever since 1949 the general opinion seems to have been that it is not - I could, if you wish, let you have a copy of a note on this subject which our Legal Adviser wrote in 1965. Even if it was a regional organisation in the sense of Article 52, it could presumably only operate as such within its own area, whereas Part II Section F is, as I understand it, talking about the contribution that NATO might make outside the NATO area.

I have had a talk with the Canadian Representative on the Sub-Group since I understand that the revision of the wording of the previous Section H(1) of Part II stemmed largely from his remarks in the discussion on 18th May. He has re-emphasized that his concern was with how NATO security policies might contribute to stability in the world consistently with the activities of regional organisations established in the sense of Article 52.

So long as you, we, and the Canadians are agreed that this is the sense in which the "chapter heading" of Section F(1) will be interpreted and developed in the report, I doubt if there is any need to raise the question with our colleagues.

The Hon. Foy Kohler,
Deputy Under Secretary of State,
State Department,
Washington D.C.

A.I. Hockaday