The original documents are located in Box C51, folder "Presidential Handwriting, 11/3/1976" of the Presidential Handwriting File at the Gerald R. Ford Presidential Library.

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Digitized from Box C51 of The Presidential Handwriting File at the Gerald R. Ford Presidential Library

THE WHITE HOUSE

WASHINGTON

November 3, 1976

MEMORANDUM FOR:

BRENT SCOWCROFT

FROM:

JIM CONNOR

SUBJECT:

Revision of US Port Security Program

The President reviewed your memorandum of September 27 on the above subject and approved the NSDM at TAB A. Your original file is returned herewith.

Your attention is also called to the exchange of memorandums on this package before the President gave his approval.

THE WHITE HOUSE WASHINGTON

October 28, 1976

MR PRESIDENT:

Revision of US Port Security Program

When you previously reviewed the attached memorandum prepared by Brent Scowcroft you asked the following question:

'Why not December 1st any problem?"

Jack Marsh and Brent Scowcroft have discussed this question and both agree that December 1st is acceptable to them. Jack Marsh further states that he "approves December 1 as long as not announced before November 15."

Jim Connor

THE WHITE HOUSE

WASHINGTON

September 30, 1976

ADMINISTRATIVELY CONFIDENTIAL

MEMORANDUM FOR:

JACK MARSH

FROM:

JIM CONNOR

SUBJECT:

Revision of US Port Security Program

The President reviewed General Scowcroft's memorandum of September 27 on the above subject, as well as the following comment offered by you during the staffing process:

> "I recommend this program be implemented on 1 January 1977."

> > ١.

The President made the following notation:

"Why not December 1st any Problem? Talk with me."

Please follow-up with appropriate action.

cc: Dick Cheney Brent Scowcroft

i.

THE WHITE HOUSE WASHINGTON

September 29, 1976

MR PRESIDENT:

Revision of US Port Security Program

The attached memorandum prepared by Brent Scowcroft was staffed to Messrs. Buchen, Cannon, Marsh and Lynn.

Phil Buchen (Schmults) and Jim Cannon concur in the NSC recommendation.

Jim Lynn had no comments.

Jack Marsh commented as follows: ''I recommend this program be implemented on 1 January 1977. ''

Why not Dec 1 st. Why not Dec 1 Talkwith me. any providen ? Talkwith me.

THE WHITE HOUSE

WASHINGTON

September 30, 1976

ADMINISTRATIVELY CONFIDENTIAL

MEMORANDUM FOR:

FROM:

JIM CONNOR

JACK MA

10/21

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SUBJECT:

Revision of US Port Security Program

The President reviewed General Scowcroft's memorandum of September 27 on the above subject, as well as the following comment offered by you during the staffing process:

> "I recommend this program be implemented on 1 January 1977."

The President made the following notation:

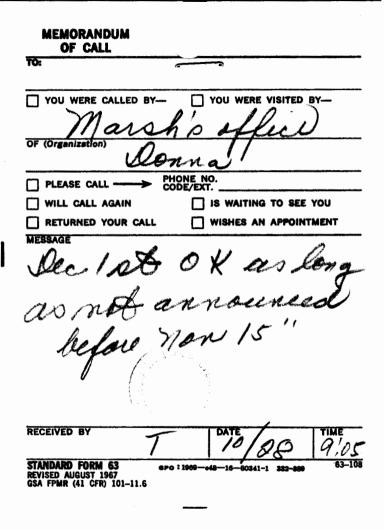
"Why not December 1st any Problem? Talk with me."

Please follow-up with appropriate action.

cc: Dick Cheney Brent Scowcroft

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NJC With



THE WHITE HOUSE WASHINGTON

10/21

Trudy: We 've had a call on the attached.

It was sent to the Pres on 9/27. When you have time could you please check and let me know the status so I can let our staff secretaries know.

nemo Is Marsh

thank you,

tom #2257

ITEM WITHDRAWAL SHEET WITHDRAWAL ID 00942

Collection/Series/Folder ID No :	004700169
Reason for Withdrawal:	NS, National security restriction
Type of Material:	
Creator's Name:	Brent Scowcroft
Receiver's Name:	
Description :	Revision of US port security pr
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Creation Date:	
Volume (pages):	2
Date Withdrawn:	05/23/1988

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September 29, 1976

MR PRESIDENT:

Revision of US Port Security Program

The attached memorandum prepared by Brent Scowcroft was staffed to Messrs. Buchen, Cannon, Marsh and Lynn.

Phil Buchen (Schmults) and Jim Cannon concur in the NSC recommendation.

Jim Lynn had no comments.

Jack Marsh commented as follows: "I recommend this program be implemented on 1 January 1977."

Jim Connor

THE WHITE HOUSE

ACTION MEMORANDUM LOG NO .: WASHINGTON Time: Date: September 27, 1976 cc (for information): FOR ACTION: Phil Buchen Jack Marsh Jim Cannon Jim Lynn FROM THE STAFF SECRETARY DUE: Date: Time: 2 P.M. Tuesday, September 28

SUBJECT:

Brent Scowcroft memo 9/27/76 re Revision of US Port Security Program

ACTION REQUESTED:

----- For Necessary Action

_____ For Your Recommendations

_____ Prepare Agenda and Brief

_____ Draft Remarks

Draft Reply

X For Your Comments

REMARKS:

CONFIDENTIAL ATTACHMENT

Buchen-approved Synn - no commente Cannon - concur

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate delay in submitting the required material, pleas telephone the Staff Secretary immediately.

	THE WHITE HOUSE	SEP 2 8 1976
ACTION MEMORANDUM	WASHINGTON	LOG NO.:
Date: September 27, 19	76 Time:	due: 9/28
FOR ACTION:	cc (for info	ormation): 3:00
Phil Buchen Jack Jim Cannon Jim	<u>Marsh</u> Lynn	
FROM THE STAFF SECRET.	ARY	
DUE: Date: Tuesday, Se	ptember 28 Tir	me: 2 P.M.

Brent Scowcroft memo 9/27/76 re Revision of US Port Security Program

ACTION REQUESTED:

_____ For Necessary Action

_X_For Your Recommendations

_____ Prepare Agenda and Brief

_____ Draft Reply
_____ Draft Remarks

X For Your Comments

REMARKS:

CONFIDENTIAL ATTACHMENT

September 28

I recommend this program be implemented on 1 January 1977.

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

TI	HE WHITE HOU	SE		
ACTION MEMORANDUM	WASHINGTON		LOG NO .:	
Date: September 27, 1976	Time	:		
FOR ACTION:	cc (fe	or informat	ion):	
Phil Buchen Jack Ma Jim Cannon Jim Lyn				
FROM THE STAFF SECRETARY	7			
DUE: Date: Tuesday, Septe	mber 28	Time:	2 P.M.	
SUBJECT:	••••••••••••••••••••••••••••••••••••••			

Brent Scowcroft memo 9/27/76 re Revision of US Port Security Program

ACTION REQUESTED:

_____ For Necessary Action

X For Your Recommendations

_____ Prepare Agenda and Brief

_____ Draft Reply

X For Your Comments

REMARKS:

CONFIDENTIAL ATTACHMENT

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

ITEM WITHDRAWAL SHEET WITHDRAWAL ID 00943

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Collection/Series/Folder ID No	
Reason for Withdrawal	: NS, National security restriction
Type of Material	
Creator's Name	: Brent Scowcroft
Receiver's Name	
Description	: Revision of US port security prog
Creation Date	
Volume (pages)	: 2
Date Withdrawn	: 05/23/1988

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NATIONAL SECURITY COUNCIL WASHINGTON, D.C. 20506

CONFIDENTIAL

National Security Decision Memorandum

TO:

The Secretary of State The Secretary of the Treasury The Secretary of Defense The Attorney General The Secretary of Commerce The Secretary of Transportation The Chairman, Joint Chiefs of Staff The Director of Central Intelligence Administrator, Energy Research and Development Administration

SUBJECT:

U.S. Port Security Program

The President has approved the following statement of policy on U.S. port security, which supersedes National Security Decision Memorandum No. 82 dated September 1, 1970, and previous issuances of national security policy statements on this subject.

I. U.S. Port Security Policy

1. National security interests require that measures be taken for the protection of vessels, harbors, ports and waterfront facilities of the United States from threats of espionage, sabotage, intelligence collection operations directed against sensitive U.S. defense facilities from foreign vessels, and related subversive activities including the introduction into the United States of persons or materials in the pursuance of such activities. It is also in our national interest that entries of vessels of certain nations, as specified below, into U.S. ports be permitted only in reciprocity for the admission of U.S. vessels to ports of those countries or in reciprocity for other considerations.

2. With a view to fulfilling these national requirements, the Secretary of Transportation is hereby assigned the responsibility for the promulgation ... in consultation with the Secretaries of State and Defense, the Attorney General, and the Director of Central Intelligence -- of a U.S. port security program to meet the objectives listed below.

> XGDS of E.O. 11652 by authority of Brent Scowcroft; Exemption Category Section 5(B)(3)

NARA, DATE

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CONFIDENTIAL

XGDS (3)

CONFIDENTIAL

3. To advise the Secretary of Transportation in the administration of the port security program there is hereby established a Port Security Committee comprised of a chairman, appointed by the Secretary of Transportation, and representatives of the Departments of State, Defense, and Justice, and the Central Intelligence Agency (as observing member).

- 2 -

II. Objectives

1. The exclusion from U.S. ports of vessels known to be under the effective control of or bearing the flag of North Korea, Vietnam, Albania, Cuba and Cambodia unless under force majeure.

2. Requests for entry into U.S. ports by vessels known to be under the effective control of or bearing the flag of the People's Republic of China, the Soviet Union, Bulgaria, Czechoslovakia, the German Democratic Republic, Hungary, Poland, and Romania are to be considered on the basis of reciprocity for actions taken by the governments of those countries with respect to requests for admission of U.S. vessels to their ports or recipro-city for other considerations. (In exercising primary responsibility for obtaining an understanding with these governments regarding this requirement, the Department of State shall consult with the Port Security Committee. The U.S. port security measures prescribed in paragraphs 3.b. and 3.c. below are not subject to modification through reciprocal agreement and are, therefore, to be excluded from discussions of understandings reached with other nations on the reciprocity issue.)

3. Application of the following port security measures in the case of requests for entry into the U.S. ports on the part of vessels known to be under the effective control of or bearing the flag of the People's Republic of China, the Soviet Union, Bulgaria, Czechoslovakia, the German Democratic Republic, Hungary, Poland, or Romania:

a. Each such vessel must submit an advance request or notice for entry into a U.S. port and notification as to scheduled time of arrival;

b. The Secretary of Transportation -- in consultation with the Port Security Committee -- shall determine the action to be taken with respect to each such vessel seeking admission to a U.S. port, as follows:

(1) -- denial of entry if information indicates that the presence of a particular vessel in a U.S. port would constitute an unacceptable risk to the national defense and security; or

-<u>CONFIDENTIAL</u> XGDS (2) ... depending upon the degree of security threat judged to be present, admission of the vessel subject to surveillance or other restriction or its entry with no restrictions;

(3) ... when a vessel is admitted, timely notification to other U.S. Government departments and agencies having internal security responsibilities and programs associated with the arrivals of such vessels admitted to U.S. ports.

c. Each such vessel shall be boarded and searched by the United States Coast Guard as a condition for entry to a U.S. port.

4. Entry of vessels suspected of being under the effective control of North Korea, Vietnam, Albania, Cuba, Cambodia, the Soviet Union, Czechoslovakia, Hungary, Romania, Bulgaria, Poland, the German Democratic Republic, or the People's Republic of China may also be subject to the restrictions of II.3. above.

5. The national categories specified in this NSDM may be updated by the Port Security Committee subject to approval by the Assistant to the President for National Security Affairs.

Brent Scowcroft

CONFIDENTIAL XGDS

ACTION REQUESTED:

----- For Necessary Action

_____ Prepare Agenda and Brief

_X__ For Your Comments

_____ Draft Remarks

____ Draft Reply

_X_For Your Recommendations

REMARKS:

CONFIDENTIAL ATTACHMENT

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

ITEM WITHDRAWAL SHEET WITHDRAWAL ID 00945

Collection/Series/Folder ID No	:	004700169
Reason for Withdrawal	:	NS,National security restriction
Type of Material	:	MEM, Memo(s)
Creator's Name	:	Brent Scowcroft
Receiver's Name		
Description	:	Revision of US port security prog
Creation Date		
Volume (pages)	:	2
Date Withdrawn	:	05/23/1988

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NATIONAL SECURITY COUNCIL WASHINGTON, D.C. 20506

-CONFIDENTIAL

National Security Decision Memorandum

TO:

The Secretary of State The Secretary of the Treasury The Secretary of Defense The Attorney General The Secretary of Commerce The Secretary of Transportation The Chairman, Joint Chiefs of Staff The Director of Central Intelligence Administrator, Energy Research and Development Administration

SUBJECT:

U.S. Port Security Program

The President has approved the following statement of policy on U.S. port security, which supersedes National Security Decision Memorandum No. 82 dated September 1, 1970, and previous issuances of national security policy statements on this subject.

I. U.S. Port Security Policy

1. National security interests require that measures be taken for the protection of vessels, harbors, ports and waterfront facilities of the United States from threats of espionage, sabotage, intelligence collection operations directed against sensitive U.S. defense facilities from foreign vessels, and related subversive activities including the introduction into the United States of persons or materials in the pursuance of such activities. It is also in our national interest that entries of vessels of certain nations, as specified below, into U.S. ports be permitted only in reciprocity for the admission of U.S. vessels to ports of those countries or in reciprocity for other considerations.

2. With a view to fulfilling these national requirements, the Secretary of Transportation is hereby assigned the responsibility for the promulgation ... in consultation with the Secretaries of State and Defense, the Attorney General, and the Director of Central Intelligence -- of a U.S. port security program to meet the objectives listed below.

FOR

XGDS of E.O. 11652 by authority of Brent Scowcroft; Exemption Category Section 5(B)(3)

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XGDS (3)

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3. To advise the Secretary of Transportation in the administration of the port security program there is hereby established a Port Security Committee comprised of a chairman, appointed by the Secretary of Transportation, and representatives of the Departments of State, Defense, and Justice, and the Central Intelligence Agency (as observing member).

- 2 -

II. Objectives

1. The exclusion from U.S. ports of vessels known to be under the effective control of or bearing the flag of North Korea, Vietnam, Albania, Cuba and Cambodia unless under force majeure.

2. Requests for entry into U.S. ports by vessels known to be under the effective control of or bearing the flag of the People's Republic of China, the Soviet Union, Bulgaria, Czechoslovakia, the German Democratic Republic, Hungary, Poland, and Romania are to be considered on the basis of reciprocity for actions taken by the governments of those countries with respect to requests for admission of U.S. vessels to their ports or recipro-city for other considerations. (In exercising primary responsibility for obtaining an understanding with these governments regarding this requirement, the Department of State shall consult with the Port Security Committee. The U.S. port security measures prescribed in paragraphs 3.b. and 3.c. below are not subject to modification through reciprocal agreement and are, therefore, to be excluded from discussions of understandings reached with other nations on the reciprocity issue.)

3. Application of the following port security measures in the case of requests for entry into the U.S. ports on the part of vessels known to be under the effective control of or bearing the flag of the People's Republic of China, the Soviet Union, Bulgaria, Czechoslovakia, the German Democratic Republic, Hungary, Poland, or Romania:

a. Each such vessel must submit an advance request or notice for entry into a U.S. port and notification as to scheduled time of arrival;

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(1) -- denial of entry if information indicates that the presence of a particular vessel in a U.S. port would constitute an unacceptable risk to the national defense and security; or

CONFIDENTIAL XGDS (2) --- depending upon the degree of security threat judged to be present, admission of the vessel subject to surveillance or other restriction or its entry with no restrictions;

(3) -- when a vessel is admitted, timely notification to other U.S. Government departments and agencies having internal security responsibilities and programs associated with the arrivals of such vessels admitted to U.S. ports.

c. Each such vessel shall be boarded and searched by the United States Coast Guard as a condition for entry to a U.S. port.

4. Entry of vessels suspected of being under the effective control of North Korea, Vietnam, Albania, Cuba, Cambodia, the Soviet Union, Czechoslovakia, Hungary, Romania, Bulgaria, Poland, the German Democratic Republic, or the People's Republic of China may also be subject to the restrictions of II.3. above.

5. The national categories specified in this NSDM may be updated by the Port Security Committee subject to approval by the Assistant to the President for National Security Affairs.

Brent Scowcroft

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MEMORANDUM OF CALL TO: back M YOU WERE CALLED BY YOU WERE VISITED BYu, OF (Organization) PHONE NO. CODE/EXT. PLEASE CALL WILL CALL AGAIN IS WAITING TO SEE YOU RETURNED YOUR CALL WISHES AN APPOINTMENT MESSAGE in te X comme

RECEIVED BY	DATE	TIME
STANDARD FORM 63 REVISED AUGUST 1967 GSA FPMR (41 CFR) 101-11.6	GPO : 1909	63-108

	HE WHITE HOUSE	
ACTION MEMORANDUM	WASHINGTON	LOG NO.:
Date: September 27, 1976	Time:	
FOR ACTION: D75 S	2 27 27 2 2 37	ormation):
Phil BuchenJack MaJim CannonJim Lyr		
FROM THE STAFF SECRETARY	č.	
DUE: Date: Tuesday, Septe	mber 28 Ti	me: 2 P.M.
SUBJECT:		
	owcroft memo 9/27/ of US Port Security	
ACTION REQUESTED:		
For Necessary Action	_X_For Y	our Recommendations
Prepare Agenda and Br	iefDraft	Reply
X_For Your Comments	Draft	Remarks
REMARKS:		
CONFIDE	NTIAL ATTACHMEN	<u>IT</u>
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PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Jim Connor For the President

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ITEM WITHDRAWAL SHEET WITHDRAWAL ID 00947

Collection/Series/Folder ID No : 004700169	
Reason for Withdrawal : NS, National security res	striction
Type of Material MEM, Memo(s)	
Creator's Name Brent Scowcroft	
Receiver's Name President	
Description Sevision of US port sec	curity prog
ram.	
Creation Date	
Volume (pages) 2	
Date Withdrawn	

NATIONAL SECURITY COUNCIL WASHINGTON, D.C. 20506

CONFIDENTIAL

National Security Decision Memorandum

TO:

The Secretary of State The Secretary of the Treasury The Secretary of Defense The Attorney General The Secretary of Commerce The Secretary of Transportation The Chairman, Joint Chiefs of Staff The Director of Central Intelligence Administrator, Energy Research and Development Administration

SUBJECT:

WSC List 11/1/11

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NARA, DATE

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XGDS (3)

U.S. Port Security Program

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> XGDS of E. O. 11652 by authority of Brent Scowcroft; Exemption Category Section 5(B)(3)

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ONFIDENTIAL XGDS

(2) ... depending upon the degree of security threat judged to be present, admission of the vessel subject to surveillance or other restriction or its entry with no restrictions;

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Brent Scowcroft

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