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Document Number: 177794SS to 198990  Entire Category Processed
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ACTION

MEMORANDUM FOR THE PRESIDENT

THROUGH: THE EXECUTIVE CLERK

FROM: BRENT SCOWCROFT

SUBJECT: Report to Congress on Iraq Emergency

Purpose

To report to Congress on your actions under the International Emergency Economic Powers Act (IEEPA) with respect to Iraq and Kuwait.

Background

IEEPA requires you to report to Congress on actions taken under that statute. At Tab A is a report on the Executive Orders you signed yesterday with respect to Iraq and Kuwait.

RECOMMENDATION

That you sign the report to Congress at Tab A.

Attachment

Tab A Report to Congress

cc: Vice President
    Chief of Staff
TO THE CONGRESS OF THE UNITED STATES:

Pursuant to section 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. section 1703(b), and section 201 of the National Emergencies Act, 50 U.S.C. section 1621, I hereby report that I have exercised my statutory authority to declare a national emergency and to issue two Executive orders that:

-- prohibit exports and imports of goods and services between the United States and Iraq and the purchase of Iraqi goods by U.S. persons for sale in third countries;

-- prohibit transactions related to travel to or from Iraq, except for transactions necessary for journalistic travel or prompt departure from Iraq;

-- prohibit transactions related to transportation to or from Iraq, or the use of vessels or aircraft registered in Iraq by U.S. persons;

-- prohibit the performance of any contract in support of Government of Iraq projects;

-- ban all extensions of credit and loans by U.S. persons to the Government of Iraq;

-- block all property of the Government of Iraq now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches; and

-- prohibit all transfers or other transactions involving assets belonging to the Government of Kuwait now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches.

The Secretary of the Treasury is authorized to issue regulations implementing these prohibitions. These two orders were effective 5:00 a.m. e.d.t., August 2, 1990.

I am enclosing a copy of each Executive order that I have issued making these declarations and exercising these authorities.

To the Senate: 8/3/90 (4:00p.m)
To the House: 8/3/90 (4:09p.m)
I have authorized these measures in response to the Iraqi invasion of Kuwait, which clearly constitutes an act of aggression and a flagrant violation of international law. This action is in clear violation of the national sovereignty and independence of Kuwait and the Charter of the United Nations. It threatens the entire structure of peaceful relations among nations in this critical region. It constitutes an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.

The measures we are taking to block Iraqi assets will have the effect of expressing our outrage at Iraq's actions, and will prevent that government from drawing on monies and properties within U.S. control to support its campaign of military aggression against a neighboring state. Our ban on exports to Iraq will prevent the Iraqi government from profiting from the receipt of U.S. goods and technology. Our ban on imports, while not preventing sales of Iraqi oil to third countries, denies Iraq access to the lucrative U.S. market for its most important product.

At the same time, in order to protect the property of the legitimate Government of Kuwait from possible seizure, diversion, or misuse by Iraq, and with the approval of the Kuwaiti government, we are blocking Kuwaiti assets within the jurisdiction of the United States or in the possession or control of U.S. persons.

We are calling upon our friends and allies, and all members of the world community who share our interest in the peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

THE WHITE HOUSE,
EXECUTIVE ORDER

# 12722#

BLOCKING IRAQI GOVERNMENT PROPERTY
AND PROHIBITING TRANSACTIONS WITH IRAQ


I, GEORGE BUSH, President of the United States of America, find that the policies and actions of the Government of Iraq constitute an unusual and extraordinary threat to the national security and foreign policy of the United States and hereby declare a national emergency to deal with that threat.

I hereby order:

Section 1. All property and interests in property of the Government of Iraq, its agencies, instrumentalities and controlled entities and the Central Bank of Iraq that are in the United States, that hereafter come within the United States or that are or hereafter come within the possession or control of United States persons, including their overseas branches, are hereby blocked.

Section 2. The following are prohibited, except to the extent provided in regulations which may hereafter be issued pursuant to this Order:

(a) The import into the United States of any goods or services of Iraqi origin, other than publications and other informational materials;

(b) The export to Iraq of any goods, technology (including technical data or other information controlled for export pursuant to Section 5 of the Export Administration Act (50 U.S.C. App. 2404)) or services from the United States, except publications and other informational materials, and donations of articles intended to relieve human suffering, such as food, clothing, medicine and medical supplies intended strictly for medical purposes;

(c) Any transaction by a United States person relating to transportation to or from Iraq; the provision of transportation to or from the United States by any Iraqi person or any vessel or aircraft of Iraqi registration; or the sale in the United States by any person holding authority under the Federal Aviation Act of 1958, as amended (49 U.S.C. 1514), of any transportation by air which includes any stop in Iraq;
(d) The purchase by any United States person of goods for export from Iraq to any country;

(e) The performance by any United States person of any contract in support of an industrial or other commercial or governmental project in Iraq;

(f) The grant or extension of credits or loans by any United States person to the Government of Iraq, its instrumentalities and controlled entities;

(g) Any transaction by a United States person relating to travel by any United States citizen or permanent resident alien to Iraq, or to activities by any such person within Iraq, after the date of this Order, other than transactions necessary to effect such person’s departure from Iraq, or travel for journalistic activity by persons regularly employed in such capacity by a newsgathering organization; and

(h) Any transaction by any United States person which evades or avoids, or has the purpose of evading or avoiding, any of the prohibitions set forth in this Order.

For purposes of this Order, the term "United States person" means any United States citizen, permanent resident alien, juridical person organized under the laws of the United States, or any person in the United States.

Section 3. This Order is effective immediately.

Section 4. The Secretary of the Treasury, in consultation with the Secretary of State, is hereby authorized to take such actions, including the promulgation of rules and regulations, as may be necessary to carry out the purposes of this Order. Such actions may include prohibiting or regulating payments or transfers of any property or any transactions involving the transfer of anything of economic value by any United States person to the Government of Iraq, its instrumentalities and controlled entities, or to any Iraqi national or entity owned or controlled, directly or indirectly, by Iraq or Iraqi nationals. The Secretary may redelegate any of these functions to other officers and agencies of the Federal government. All agencies of the United States government are directed to take all appropriate measures within their authority to carry out the provisions of this Order, including the suspension or termination of licenses or other authorizations in effect as of the date of this Order.

This Order shall be transmitted to the Congress and published in the Federal Register.

THE WHITE HOUSE,

August 2, 1990
EXECUTIVE ORDER

# 12733

BLOCKING KUWAITI GOVERNMENT PROPERTY


I, GEORGE BUSH, President of the United States, find that the situation caused by the invasion of Kuwait by Iraq constitutes an unusual and extraordinary threat to the national security, foreign policy and economy of the United States and have declared a national emergency to deal with that threat.

I hereby order blocked all property and interests in property of the Government of Kuwait or any entity purporting to be the Government of Kuwait, its agencies, instrumentalities and controlled entities and the Central Bank of Kuwait that are in the United States, that hereafter come within the United States or that are or hereafter come within the possession or control of United States persons, including their overseas branches.

For purposes of this Order, the term "United States person" means any United States citizen, permanent resident alien, juridical person organized under the laws of the United States or any person in the United States.

The Secretary of the Treasury is authorized to employ all powers granted to me by the International Emergency Economic Powers Act to carry out the provisions of this Order.

This Order is effective immediately and shall be transmitted to the Congress and published in the Federal Register.

THE WHITE HOUSE,
August 2, 1990

[Signature]
TO THE CONGRESS OF THE UNITED STATES:

Pursuant to section 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. section 1703(b), and section 201 of the National Emergencies Act, 50 U.S.C. section 1621, I hereby report that I have exercised my statutory authority to declare a national emergency and to issue two Executive orders that:

-- prohibit exports and imports of goods and services between the United States and Iraq and the purchase of Iraqi goods by U.S. persons for sale in third countries;

-- prohibit transactions related to travel to or from Iraq, except for transactions necessary for journalistic travel or prompt departure from Iraq;

-- prohibit transactions related to transportation to or from Iraq, or the use of vessels or aircraft registered in Iraq by U.S. persons;

-- prohibit the performance of any contract in support of Government of Iraq projects;

-- ban all extensions of credit and loans by U.S. persons to the Government of Iraq;

-- block all property of the Government of Iraq now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches; and

-- prohibit all transfers or other transactions involving assets belonging to the Government of Kuwait now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches.

The Secretary of the Treasury is authorized to issue regulations implementing these prohibitions. These two orders were effective 5:00 a.m. e.d.t., August 2, 1990.

I am enclosing a copy of each Executive order that I have issued making these declarations and exercising these authorities.

I have authorized these measures in response to the Iraqi invasion of Kuwait, which clearly constitutes an act of aggression and a flagrant violation of international law. This action is in clear violation of the national sovereignty and independence of Kuwait and the Charter of the United Nations.

(OVER)
It threatens the entire structure of peaceful relations among nations in this critical region. It constitutes an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.

The measures we are taking to block Iraqi assets will have the effect of expressing our outrage at Iraq's actions, and will prevent that government from drawing on monies and properties within U.S. control to support its campaign of military aggression against a neighboring state. Our ban on exports to Iraq will prevent the Iraqi government from profiting from the receipt of U.S. goods and technology. Our ban on imports, while not preventing sales of Iraqi oil to third countries, denies Iraq access to the lucrative U.S. market for its most important product.

At the same time, in order to protect the property of the legitimate Government of Kuwait from possible seizure, diversion, or misuse by Iraq, and with the approval of the Kuwaiti government, we are blocking Kuwaiti assets within the jurisdiction of the United States or in the possession or control of U.S. persons.

We are calling upon our friends and allies, and all members of the world community who share our interest in the peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

GEORGE BUSH

THE WHITE HOUSE,

# # #
OFFICE OF THE EXECUTIVE CLERK
TRACKING SHEET FOR PRESIDENTIAL DOCUMENTS

TITLE: Report re IRAQ NATIONAL EMERGENCY

TYPE DOCUMENT:

- PROCLAMATION
- EXECUTIVE ORDER
- MEMORANDUM
- DECISION MEMORANDUM
- DETERMINATION

OTHER:

(RECEIVED:
  (Advance: 8/3/90 Time: 9:20 a.m./p.m.)
  In final: 8/3/90 Time: 12:25 a.m./p.m.)

SENT TO CORRESPONDENCE FOR TYPING IN FINAL:

(Advance: 8/3/90 Time: 9:35 a.m./p.m.)
(In final: 8/3/90 Time: 12:30 a.m./p.m.)

TO JAMES W. CICCONI'S OFFICE:

(For staffing: 8/3/90 Time: 12:50 a.m./p.m.)
(In final: 8/3/90 Time: 3:15 a.m./p.m.)

INFO, INCLUDING STENCIL, TO PRESS OFFICE:

Date: 8/3/90 Time: 3:35 a.m./p.m.

NOTIFICATIONS:

"Bo" - 3:38 p.m. - duty
(Person/time)

Wendy - 3:42 p.m. - duty
(Person/time)

Dan - 3:40 p.m. - duty
(Person/time)

Dan Levin - NSC - 3854
(Other)

Serena Moe - FAO - 535-6020
(Other)

OTHER INFORMATION:

Each time a message, report, etc., is xmitted to the Congress, call OLA -- x2230.

NSC, when appropriate -- Brenda Hilliard; Ex. Sec's. Office -- x6534.
THE WHITE HOUSE
WASHINGTON
ORM OPTICAL DISK NETWORK

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☐ Oversize attachment not scanned.
☐ Report not scanned.
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☐ Statement not scanned.
☐ Duplicate letters attached - not scanned.
☐ Only table of contents scanned.
☐ No incoming letter attached.
☐ Only tracking sheet scanned.
☐ Photo(s) not scanned.
☐ Bill not scanned.

Comments:
National Emergency With Respect to Iraq and Kuwait

To the Congress of the United States:

Dear Mr. President:

Pursuant to section 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. section 1703(b), and section 301 of the National Emergencies Act, 50 U.S.C. section 1621, I hereby report that I have exercised my statutory authority to declare a national emergency and to issue two Executive orders that:

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--- prohibit transactions related to transportation to or from Iraq, or the use of vessels or aircraft registered in Iraq by U.S. persons;

--- prohibit the performance of any contract in support of Government of Iraq projects;
ban all extensions of credit and loans by U.S. persons to the Government of Iraq;

block all property of the Government of Iraq now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches; and

prohibit all transfers or other transactions involving assets belonging to the Government of Kuwait now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches.

The Secretary of the Treasury is authorized to issue regulations implementing these prohibitions. These two orders were effective 5:00 a.m. E.D.T., August 2, 1990.

I am enclosing a copy of each Executive order that I have issued making these declarations and exercising these authorities.

I have authorized these measures in response to the Iraqi invasion of Kuwait, which clearly constitutes an act of aggression and a flagrant violation of international law. This action is in clear violation of the national
sovereignty and independence of Kuwait and the Charter of
the United Nations. It threatens the entire structure of
peaceful relations among nations in this critical region.
It constitutes an unusual and extraordinary threat to the
national security, foreign policy and economy of the United
States.

The measures we are taking to block Iraqi assets will have
the effect of expressing our outrage at Iraq's actions, and
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properties within U.S. control to support its campaign of
military aggression against a neighboring state. Our ban on
exports to Iraq will prevent the Iraqi government from
profiting from the receipt of U.S. goods and technology.
Our ban on imports, while not preventing sales of Iraqi oil
to third countries, denies Iraq access to the lucrative U.S.
market for its most important product.

At the same time, in order to protect the property of the
legitimate government of Kuwait from possible seizure,
diversion, or misuse by Iraq, and at the request of the
Kuwaiti government, we are blocking Kuwaiti assets within
the jurisdiction of the United States or in the possession
or control of U.S. persons.

We are calling upon our friends and allies, and all members
of the world community who share our interest in the
peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

Sincerely,
National Emergency With Respect to Iraq and Kuwait

Dear Mr. Speaker:

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ban all extensions of credit and loans by U.S. persons to the Government of Iraq;

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At the same time, in order to protect the property of the legitimate government of Kuwait from possible seizure, diversion, or misuse by Iraq, and at the request of the Kuwaiti government, we are blocking Kuwaiti assets within the jurisdiction of the United States or in the possession or control of U.S. persons.

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peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

Sincerely,
National Emergency With Respect to Iraq and Kuwait

Dear Mr. President:

Pursuant to section 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. section 1703(b), section 301 of the National Emergencies Act, 50 U.S.C. section 1631, I hereby report that I have exercised my statutory authority to declare a national emergency and to issue two Executive orders that:

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peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

Sincerely,
THE WHITE HOUSE
WASHINGTON
August 3, 1990

ACTION

MEMORANDUM FOR THE PRESIDENT

THROUGH: THE EXECUTIVE CLERK

FROM: BRENT SCOWCROFT

SUBJECT: Report to Congress on Iraq Emergency

Purpose

To report to Congress on your actions under the International Emergency Economic Powers Act (IEEPA) with respect to Iraq and Kuwait.

Background

IEEPA requires you to report to Congress on actions taken under that statute. At Tab A is a report on the Executive Orders you signed yesterday with respect to Iraq and Kuwait.

RECOMMENDATION

That you sign the report to Congress at Tab A.

Attachment
Tab A Report to Congress

cc: Vice President
Chief of Staff
National Emergency With Respect to Iraq and Kuwait

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peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

Sincerely,
National Emergency With Respect to Iraq and Kuwait

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At the same time, in order to protect the property of the legitimate government of Kuwait from possible seizure, diversion, or misuse by Iraq, and at the request of the Kuwaiti government, we are blocking Kuwaiti assets within the jurisdiction of the United States or in the possession or control of U.S. persons.

We are calling upon our friends and allies, and all members of the world community who share our interest in the
peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

Sincerely,
TO THE CONGRESS OF THE UNITED STATES:

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-- prohibit the performance of any contract in support of Government of Iraq projects;

-- ban all extensions of credit and loans by U.S. persons to the Government of Iraq;

-- block all property of the Government of Iraq now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches; and

-- prohibit all transfers or other transactions involving assets belonging to the Government of Kuwait now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches.

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At the same time, in order to protect the property of the legitimate Government of Kuwait from possible seizure, diversion, or misuse by Iraq, and with the approval of the Kuwaiti government, we are blocking Kuwaiti assets within the jurisdiction of the United States or in the possession or control of U.S. persons.

We are calling upon our friends and allies, and all members of the world community who share our interest in the peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

THE WHITE HOUSE,
National Emergency With Respect to Iraq and Kuwait

Dear Mr. Speaker:

Pursuant to section 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. section 1703(b),2 and section 201 of the National Emergencies Act, 50 U.S.C. section 1621, I hereby report that I have exercised my statutory authority to declare a national emergency and to issue two Executive orders that:

1. prohibit exports and imports of goods and services between the United States and Iraq and the purchase of Iraqi goods by U.S. persons for sale in third countries;

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3. prohibit transactions related to transportation to or from Iraq, or the use of vessels or aircraft registered in Iraq by U.S. persons;

4. prohibit the performance of any contract in support of Government of Iraq projects;
ban all extensions of credit and loans by U.S. persons to the Government of Iraq;

block all property of the Government of Iraq now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches; and

prohibit all transfers or other transactions involving assets belonging to the Government of Kuwait now or hereafter located in the United States or in the possession or control of U.S. persons, including their foreign branches.

The Secretary of the Treasury is authorized to issue regulations implementing these prohibitions. These two orders were effective 5:00 a.m. E.D.T., August 2, 1990.

I am enclosing a copy of each Executive order that I have issued making these declarations and exercising these authorities.

I have authorized these measures in response to the Iraqi invasion of Kuwait, which clearly constitutes an act of aggression and a flagrant violation of international law. This action is in clear violation of the national
sovereignty and independence of Kuwait, and the Charter of the United Nations. It threatens the entire structure of peaceful relations among nations in this critical region. It constitutes an unusual and extraordinary threat to the national security, foreign policy and economy of the United States.

The measures we are taking to block Iraqi assets will have the effect of expressing our outrage at Iraq's actions, and will prevent that government from drawing on monies and properties within U.S. control to support its campaign of military aggression against a neighboring state. Our ban on exports to Iraq will prevent the Iraqi government from profiting from the receipt of U.S. goods and technology. Our ban on imports, while not preventing sales of Iraqi oil to third countries, denies Iraq access to the lucrative U.S. market for its most important product.

At the same time, in order to protect the property of the legitimate government of Kuwait from possible seizure, diversion, or misuse by Iraq, and at the request of the Kuwaiti government, we are blocking Kuwaiti assets within the jurisdiction of the United States or in the possession or control of U.S. persons.

We are calling upon our friends and allies, and all members of the world community who share our interest in the
peaceful resolution of international disputes, to join us in similar actions against Iraq and for the protection of Kuwait.

Sincerely,