Howard M. Holtzmann

Arbitration Mission to Peking

Commencing January 16, 1945
Flight 772 Ethiopian Airlines arrived 20 minutes early at about 6:30 a.m. We are met by Mr. Sen Chien-hsing
Chief, Legal Dept., CCPIT Secretary General, Executive Secretary, FTAC (Some English)

Mr. Tang Hou-tse
Chief, Arbitration, Legal Dept., CCPIT Member, FTAC Panel (Excellent English, translates all technical and complex material for Mr. Sen)

Mr. CC. Yeh
Liason and Protocol, CCPIT

- All customs clearance dispensed with by our hosts.
- While waiting for transport, Mr. Tang said they had received our \textit{Emissary}, which was about to depart...
(2) Mr. Jen said we had done "good work" in preparing for meeting.

(3) Both Jen and Tang expressed interest in Delhi Congress.

Later, in mini-bus which we all shared on way to hotel:

(1) Great interest expressed in Congress. They said they would like to tell them about it.

They expressed satisfaction when told that we had brought copy of Congress Resolutions for them.

Were interested to know that next meeting will be in Vienna (Interim) and Mexico (next Congress). Asked to know dates of these next meetings. Tang explained they were interested in "multilateral" as well as "bilateral" contacts.

(2) Tang emphasized their goal was "communications". We said we hoped to learn about media in from them. They said we could learn from each other.

arbitration would contribute to friendship and help in development of U.S.-China trade.

- Mr. Yeh, who says Horowitz is his "good friend" will come at 3 p.m. to hotel to discuss our program.

- Mr. Jen says "see you tomorrow".

- Later, Horowitz arranges for meeting at U.S. Embassy office in "late afternoon". Also, arrange for us to see George Bush at that time.

Are Horowitz - it's what signifies, if any, to dynasty of customs?

- Sign in Hotel lobby: "We have friends all over the world." (II)

- Hotel Beijing Castle address: 6531
Hotel Beijing telephone: 5534331
- Exchange rate at Hotel: 7.182.40 per $100.
- Mr. Yeh met us in our hotel very promptly at 3 pm. He was accompanied by another member of the mission dept. who will accompany the writer.

Mr. Li's welcome excellent spirit.

- Mr. Yeh wrote as follows:

1. There will be evening excavations with Mr. Lin every morning from 9 am to 11:30 am. He expects 4 to 5 meetings.

2. Cadsy will speak in am. 8:00 AM will join them in afternoon.

3. We will probably leave on Friday or Saturday—most likely by plane to Canton. I again regret the train and were told the train is "very crowded". We also asked about Hangzhou and Suzhou, but were told weather there is cold.

- He added to comments:

Unidentified anti-communist actions are taught and what we could meet colleagues in town

- Subject

1. Family planning people.

2. Botanist garden.

3. We were told we would visit a factory when asked what kind of factory. The request is pharmaceutical and/or steel. We are told we will also visit a commune.

4. We will leave Beijing next Friday or Saturday.

5. Mr. Yeh took plane ticket and passport.

Program for Friday, Jan 17 + Sunday, Jan 19

1. HNW + O.R. will be picked up by car at 8:45 am for 9:00 am meeting in CPPIT.

2. Cadsy will meet Mr. Li at 9 am in lobby. They will also be accompanied by Minor. Ching Kung-Hua, a member of CPPIT Legal Dept. (who speaks little English)

3. At 1:30 we will all meet in lobby to go to Imperial Palace for a tour of about 2 1/2 hours.
(4) At 5:15 he will be picked up by car - meet "someone" in lobby to go to Peking Duck restaurant for dinner open by:

Mr. Ciao Feng-chou
Chairman, FRAE
Vice Chairman, CCIB.

(5) CCIB has a teleke at hotel - marked e/4 during day - Room 2100

(6) On Sunday we will go to Great wall and Ming tomb!

(7) CCIB office works on Saturday.

(V.)

- He had received a copy of our Memorandum from William Lincoln at US China desk of USAS. Dept. of State in Washington. He commented that it was "carefully worked up" and felt it would help get division of to a good start. He noted Chinese appreciation of a "serious" approach.
- Horowitz stressed on value of division during informal sessions.
- He asked, in Foreign aid in Washington, on usual pattern of morning meetings. He indicated that only in "hot" negotiations were afternoon sessions held.
- He appeared improved that we had been met earlier in morning at airport by such a high-level group.
- He was also improved by the plan for 4-5 days of meetings.
- He will be leaving Mr. Tokyo on Sunday.
- Bill Rope, his assistant, will be available during Horowitz's absence.
- There are relatively few visitors in town - may be due to recent Peking report of "no" tourists.
- We then all went to Ambassador Craig Hatcher's residence where we spent an hour with him and his wife, Barbara. It was an informal gathering over drinks. Bush told us of Morgenthau's
Bushi and her husband confirmed that PRC consider itself a "developing country" and the leader of the third world. Some other developing countries do not serve that identity, apparently China to be relatively highly developed.

Bushi is leaving for Washington in next day or so.

Mrs. Bush invited Carol and Seth to lunch on Thursday, tentatively based on everyone's schedule.

We came away with a gift of two bottles of bourbon. In return, we gave them our copy of last Tuesday's Papi "Tribute".

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Friday - Tuesday, January 17, 1978

- Mr. Ren welcomes us on behalf of FTAC.
  - Drawing room atmosphere - upshot: three chairs.
    - (no table).
  - Present:
    - Sun (Ren)
    - Tay (at front door anyway)... 
    - Ciao - Sho - Mi-Ching: member, FTAC.
    - 4 others to be indicated
    - Shio - Shun Yi, munk, FTAC, law expert.
    - Tung - Yo-can, working in FTAC.
    - Sung - Chung-Ling, working in FTAC.
    - Ting - Shun-Chang, working in FTAC.
    - 1 other...
  
- See corrected notes, later page

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- Mr. Ren has gone thru memorandum, we ore quite satisfied with your preparation. It seems we hear from your visit. After this morning, we will introduce our side to you. (Hand query: Does this mean they will participate our side too?)

- DSB: Ready his introductory statement.

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Side note: all dressed alike - except Secrect."
Working in arbitration.

Finally, I am expressing our relief to
our U.S. friends to come in exchange view with
U.S. We think it is a good thing why
when justice is adopted and China is
not reported on world of China - it is a
good moment for America. I wish for
relief - particularly in Report by Chinese
I think we can be good to help China not
U.S. The U.S. try for you to
help us - but we have been already
ready. For dealing Commune and
enhancement of friendship in development of
trade between countries and friendly
have contacts - we request both
shall exert our common efforts.

DST: We want express our book
hearty tomorrow. To review our
review jointly to have our understanding.

You If you say friendly, we are teaching
each other. If you say learning, we
are learning from each other.

We agree: We share duty in our World.

Our China Yang dissertation.

Thursday, morning, Sun. 23, 1985

Number refer to question in HTML memo of
question. See memo for question when we
not reported in following after.

1. Yes, we know can do that.
CIPD and a number of individual
take anything which can use, we
are always ready to do everything
gable to push forward interested
trade.

Another (i) Aaran Corp. my contact
U.S. directly or through KAA -
both are good (ii) Rizai
write to FTAC or Legal
right of CIPD - enter is
correctly good. In any case,
both must write to
FTAC or Legal
right of CIPD -
CIPD must be by
Legal Ministry.
3. Omit - at 20% again.


4. For example, architect, chimney, see, fee, eleven under sealed above procedure. No expense yet in actual case. We will advise informally as soon as we see it yet expense.

5. Sheet 2: Sublet law? Hunt: Yes. There reflects every industry and more important. Geuy is where beneath law. We find the governing law is still under study.

By act of AAA, expense Hunt say AAA against but govern which law should be struck in contract. Hunt prefer to make a specific law country whose law will govern. See other larger prefer to state that some law will be in law.

Ren: Please to 3 principle: (1) Independent keep (2) Constant with (3) Independent - when we say the in Inter. Law part. We aim (2) By policy of intrastate practice (3) Start from pt. 2. Practice - main purpose is to write two 3 principles, as one and implement law in art. Work - do under the guidance, we are studying this guide right now. More correctly, we try contrary face these principles - we are essentially expert in law, expert in politics, or policy, expert in trade. Some law together to settle this problem.

Q1 - what does "caution instance" mean to us. The three principles. Yes mean. Let all we have to take into consideration our laws. Hunt say it be understood it.

= mean. Dot or square can agree to law of another country
6. Rien arrive to use our money up to now, "no".

Q1: in few cases you have had, what law did apply? "All cases admitted by us were in accordance with three principles just mentioned. It is difficult to compare these three principles in practice but as a matter fact we have tried to reach these and to do it better next quarter yet.

Q2: As you said, trade relations take become point of view, but as an air talk, which we should deal with prudence, respect and due care, safer if R\E\US three principles. Only in this way can we reach out not to be considered and trusted intimately our own country and our own corps that many parties doubt in even country. Carl April, seen participated in C/1/1 (C/1 - main main line cable) in London, or (from a North East country hold him in #6/7). May be U.S.A. is very much interested and active in setting up

architects institute within CMR, found long North European country - do you know what a secret why U.S.A. is so interested in setting up this CMR? Rien says it does not have secret what if it? Found MA, 60 MR. North Amer. Comm. had a link with 60 US world, who became most of case admitted if U.S.A. MAC has resulted in bust side always. No, so many outside were reluctant to speaking U.S.A. MAC, and, as often found, R\E\US the major corps. do not wish to go to other countries because of "great radio channels". Future CIA wanted to way out in C/1/1.

Rien thinks it is very important to these clients principle of dealing with intricate case in a fair and reasonable way.

8. Rien says we must have to attend many few cases and have experience. We will consider your report - let us be in contact with parts before. High asset possibility & value of money when give confidentiality to parts, yet it has to remain guess. He will contact Rien.

He will see if we can make a comprehensive summary to tell main points.
ready to extricate with you.  

08/7 - points out we can’t extricate - hence our answer don’t be overly.

8. We are all working in one sense. So really we extricate what we live and carry on.

9. Some he has I’ve gone outside China and are right now remaining it.

Hand points out he referred to speak some of immediately by "We Americans" put Chinese last... We support only.

Trendy situation and feel but if you commence arbitrable it would be considered an autonomous act. Then we don’t think it is not appropriate to submit to arbitrate the third country. Then we don’t think it worthwhile to submit to arbitrate outside China.

The term of the contract, quickly change are to expire by both parties, say should do this in accordance of agreement.

Try i know you are we chit?