

On the question of arrests and reprisals and the denial of freedom of opinion and the case of seven members belonging to the Executive Committee of the Movement for the Defence of Peace in Saigon, I would invite reference to Secretary-General's memorandum dated 23rd December to the Liaison Mission of the P.A.V.N. High Command which conveys the decision of the Commission in this case.

(ii) Violations or threat of violations of Articles 16, 17, 18 and 19

On the general question of alleged violation of Articles 18 and 19, I would invite reference to the observations in the letter from the French Liaison Mission No. 560/MFLCI/AV dated 23rd January, 1955. Commission's inspection teams are controlling rotation of personnel and introduction of arms and ammunitions into Vietnam under Articles 16 and 17 and the Commission is, in the light of experience, expanding its control activities, wherever necessary, to secure full compliance with Articles 16 and 17 along all the frontiers of Vietnam. As regards the alleged violation of Articles 18 and 19 by the French Union High Command in consequence of the provisions of the Manila treaty and the activities of the American Mission headed by General Collins, the Commission has not gone into details; before doing so, the Commission would be grateful for a definite confirmation from the High Command of the P.A.V.N. that they desire an investigation under Article 37 and, if so, full particulars in support of the charge that violations of specific articles of the Agreement have occurred.

(iii) Allegations regarding violation of Article 14 (d) by exercising pressure on people to move to the south

As your Excellency is aware, a specific complaint in this connection made by the P.A.V.N. High Command is already under investigation of the Commission and recommendations will, if necessary, be made after the Commission has reviewed the reports of its investigating team.

3. The basic structure of the Agreement of the Cessation of Hostilities in Vietnam places the responsibility for execution of the Agreement on the parties (Article 28) and the responsibility for supervision of the proper execution by the parties of the provisions of the Agreement on the Commission (Article 36) and it is the Commission's responsibility to assess and, where necessary, correct the performance by either party to secure the proper execution of the provisions of the Agreement. Cases have occurred where, on investigation, the Commission has found that there has been no proper execution by the parties of the provisions of the Agreement due to ignorance, misunderstanding or narrow-mindedness of officials and the Commission realises that such individual lapses cannot be stopped altogether. I would, on behalf of myself and my colleagues in the Commission, like to assure your Excellency that we will, as hitherto, continue to exert ourselves to the utmost limit to discharge adequately our responsibility of supervision of the proper execution by the parties of the provisions of the Agreement and, in the pursuit of this