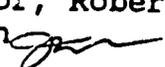


Agency for International Development
Washington, D.C. 20523

PD-ABF-381
15N 81089

ACTION MEMORANDUM FOR THE DIRECTOR, REGIONAL MISSION FOR EUROPE

THRU: RME, Deputy Director, Robert Nachtrieb
FROM: RME/PD, John Morgan  
SUBJECT: Rule of Law (180-0020) Request for Amendment to Authorization

ISSUE: To amend the Authorization for Rule of Law (180-0020) to permit the use of Section 632(b) of the Foreign Assistance Act of 1961 as amended to obligate funds with USIA for activities described below.

DISCUSSION: Allocation of funds were provided to USIA for Project 180-0020. The activities described in the original and amended authorization were targeted for certain countries identified as eligible to receive assistance under the Support for East European Democracy (SEED) Act of 1989. On September 9, 1991. Acting Secretary of State, Eagleburger, authorized allocations of U.S. foreign assistance to Estonia, Latvia and Lithuania (the Baltics). The assistance would be provided under certain approved programs. On September 19, 1991, the Assistant Administrator, Bureau for Europe and Near East, signed blanket amendments to Authorizations for specific projects permitting assistance to the Baltics and use of SEED funds and ESF funds under Section 451 of the Foreign Assistance Act (Tab A). On September 27, 1991, the Director, Regional Mission for Europe, signed a blanket amendment to these same Authorizations increasing the life of project funding for the selected projects.

The original authorization or subsequent amendments for this project included the provision for funding an Inter-Agency Agreement (IAA) with USIA pursuant to Section 632(a) of the Foreign Assistance Act of 1961, as amended. The uses of funds were broadly defined, with specific scopes of work and detailed budgets to be further developed by USIA.

For the allocation of funds for the Baltics, A.I.D. worked with USIA to identify an acceptable mechanism to meet the end of fiscal year deadline for obligations. With much clearer defined activities and more detailed budgets incorporated in the new Inter-Agency Agreement, A.I.D. and USIA agreed that it was appropriate to obligate the funds using Section 632(b) of the Foreign Assistance Act of 1961, as amended.

Because of the pressing requirements to obligate funds in FY91 and the determination that USIA was now in a position to carry

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out project implementation responsibilities as outlined in Section 632(b), it was determined in consultation with the Deputy Secretary's office that this is an appropriate obligation method.

Under the 632(b) agreement with USIA, up to \$350,000 of the Rule of Law (180-0020) project will be provided for technical assistance, training, seminars and workshops. The objectives of the program are to develop and strengthen legal practices and policies in order to encourage the establishment of human rights and fundamental freedoms. Also to provide assistance as a means of helping Estonia, Latvia and Lithuania protect and guarantee the exercise of these rights of freedom. A further detailed description of the program is contained in the Inter-Agency Agreement.

IMPLEMENTATION DETAILS:

a) Congressional Notification: As per the blanket Authorization signed by the Assistant Administrator, Bureau for Europe and Near East, dated September 11, 1991, no additional notifications to Congress are required (Tab A).

b) The considerations for Host Country Duties/Taxes, Environmental Considerations, Source/Origin/Nationality, Evaluation, Audit, Reports, and Monitoring remain as described in the original authorization and Inter-Agency Agreement. No further action is required.

AUTHORITY: Pursuant to delegation of authorities to the Director, Regional Mission for Europe, signed by the Assistant Administrator, Bureau for Europe and Near East, dated September 11, 1991. Chapter 1, of Part 1, of the Foreign Assistance Act of 1961, as amended, and Title II of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1991.

RECOMMENDATION: That you sign below approving the amendment to the authorization to permit the use of Section 632(b) of the Foreign Assistance Act of 1961 as amended to obligate \$350,000 from Rule of Law (180-0020) to USIA.

Approved: 

Disapproved: _____

Date: 9/27/91

Attachment:

Tab A - Action Memorandum signed by Assistant Administrator, Bureau for Europe and Near East

AMENDMENT TO AUTHORIZATIONS 180-0020, 0026, 0027, 0035 ACTION
MEMORANDUM BY: RME/PD GVGEORGE, 9/24/91 (REVISED 9/27/91)

Clearances: GC/ENE: HMorris
EUR/RME/ECA: POrr
EUR/RME/CONT: DLarson
ENE/DR/DPI: GHyman
EUR/RME/PD: GGeorge

(DRAFT) *DWS*^{9/27}

[Signature]

(DRAFT) *DWS*^{9/27}

(DRAFT) *DWS*^{9/27}

DWS^{9/27}