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United States Coast Guard
Seventh District Communications Center
Miami, Florida

CCGDSEVEN MIAMI FL

COG : OLE
INFO : OSR OPC DCS O MIC OLE-ALC DL
SSIC : 16240
KEYWORD : HAITIAN

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SUBJ: POLICY GUIDANCE ON ENFORCEMENT OF HAITIAN EMBARGO

A. MY 051909Z DEC 91 NOTAL

B. COMLANTAREA COGARD NEW YORK NY 282324Z NOV 91 NOTAL

C. COMDT COGARD WASHINGTON DC 281140Z NOV 91 NOTAL

1. THE FOLLOWING IS A REPROMULGATION IN ITS ENTIRETY OF REF. A WRT HAITIAN EMBARGO POLICY GUIDANCE, INCLUDING RECENTLY PUBLISHED REGULATIONS COVERING ENFORCEMENT WITHIN THE 12 NM TERRITORIAL LIMIT.
2. REFS B AND C APPLY. UNDER EXECUTIVE ORDER (EO) 12779 OF 28 OCT 91 COAST GUARD CUTTERS HAVE NO AUTHORITY TO ENFORCE EMBARGO AT-SEA. TREASURY DEPT IMPLEMENTING REGULATIONS CONCERNING US ENFORCEMENT OF HAITIAN EMBARGO ARE PENDING.
3. UNTIL IMPLEMENTING REGULATIONS AND DETAILED AT-SEA ENFORCEMENT GUIDANCE ARE PUBLISHED, THE FOLLOWING ACTION SHOULD BE TAKEN:
 - A. TO THE EXTENT THAT ACTIONS DO NOT INTERFERE WITH PRIMARY TASKING, EXERCISE RIGHT OF APPROACH AND ASK PRE-BOARDING QUESTIONS. DO NOT BOARD VESSELS SOLELY FOR THE PURPOSE OF INVESTIGATING OR ACTING ON SUSPECTED EMBARGO VIOLATIONS.
 - B. SITREPS CONTAINING RELEVANT TRADE DATA SHOULD BE INFO TO: COMDT COGARD WASHINGTON DC//G-OLE/G-TGC// SECSTATE WASHINGTON DC//L/EBC/ARA/INM/P/CGLO// DEPT OF TREASURY WASHINGTON DC//OE/OEF/FAC// US CUSTOMS SERVICE WASHINGTON DC
4. THE US EMBARGO PROHIBITS THE FOLLOWING TRADE WITH HAITI:
 - A. THE DIRECT OR INDIRECT EXPORTATION OF GOODS, TECHNOLOGY, AND SERVICES FROM THE US, WITH THE EXCEPTION OF: (1) PUBLICATIONS AND OTHER INFORMATIONAL MATERIALS; (2) DONATIONS OF ARTICLES INTENDED TO RELIEVE HUMAN SUFFERING, SUCH AS FOOD, CLOTHING, MEDICINE AND MEDICAL SUPPLIES; AND (3) RICE, BEANS, SUGAR, WHEAT, FLOUR, AND COOKING OIL.
 - B. THE IMPORTATION INTO THE US OF ANY GOODS OF HAITIAN ORIGIN, OTHER THAN PUBLICATIONS AND OTHER INFORMATIONAL MATERIALS, OR OF SERVICES PERFORMED IN HAITI.
5. THE ORGANIZATION OF AMERICAN STATES (OAS) PASSED RESOLUTIONS RECOMMENDING THE IMPOSITION OF A TRADE EMBARGO ON HAITI ON 2 AND 8 NOV 1991. EXCLUDED FROM THIS TRADE EMBARGO ARE HUMANITARIAN GOODS. OAS MEMBER STATES (INCLUDING THE US) USE THEIR OWN CRITERIA TO DETERMINE WHICH GOODS SHOULD OR SHOULD NOT BE EXPORTED TO OR IMPORTED FROM HAITI.
6. THE FOLLOWING COUNTRIES ARE MEMBERS OF THE OAS: ANTIGUA & BARBUDA, ARGENTINA, BAHAMAS, BARBADOS, BELIZE, BOLIVIA, BRAZIL,

CANADA, CHILE, COLUMBIA, COSTA RICA, COMMONWEALTH OF DOMINICA,
DOMINICAN REPUBLIC, ECUADOR, EL SALVADOR, GRENADA, GUATEMALA,
GUYANA, HAITI, HONDURAS, JAMAICA, MEXICO, NICARAGUA, PANAMA,
PARAGUAY, PERU, SAINT KITTS & NEVIS, SAINT LUCIA, SAINT VINCENT &
THE GRENADINES, SURINAME, TRINIDAD & TOBAGO, UNITED STATES, URUGUAY,
VENEZUELA.

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BP	SLA	JG				
