MEMORANDUM OF ARRANGEMENT ON DEVELOPING MILITARY ARCHIVE COOPERATION BETWEEN THE U.S. DEPARTMENT OF DEFENSE PRISONER OF WAR/MISSING PERSONNEL OFFICE AND THE PEOPLE'S LIBERATION ARMY ARCHIVES DEPARTMENT ON INFORMATION RELATING TO U.S. MILITARY PERSONNEL MISSING IN ACTION BEFORE, DURING, AND AFTER THE KOREAN WAR

Through friendly discussion between the U.S. Department of Defense Prisoner of War/Missing Personnel Office (DPMO) and the People's Liberation Army (PLA) Archives Department on the related issue of developing military archive cooperation in an effort to search for information relating to U.S. military personnel missing in action before, during, and after the Korean War, the following arrangements are made:

I. Purpose: This memorandum of arrangement is to provide a supplemental explanation and detailed working arrangement to the "Memorandum of Arrangement Between the Department of Defense, the United States of America and the Ministry of National Defense, the People's Republic of China to Establish and Develop Military Archives Cooperation Activities to Search for Information Relating to U.S. Military Personnel Missing In Action Before, During, and After the Korean War," signed in Shanghai, China on February 29, 2008.

II. Authority: The U.S. Department of Defense (DoD) authorizes the Defense Prisoner of War/Missing Personnel Office to be responsible for developing and overseeing personnel accounting related research and analysis, including archival research. This memorandum of arrangement provides the framework for this cooperation between the PLA Archives Department and DPMO to implement the February 2008 agreement between the U.S. DoD and the PRC MND to establish and develop military archives cooperation activities. The Chinese Ministry of National Defense (MND) authorizes PLA Archives Department to be responsible for searching for information on U.S. military personnel missing in action before, during, and after the Korean War, carrying out investigation, and verifying related leads.

III. Scope: The following details provide the basis for the archival research program in the PLA archives:

(1) DPMO will describe in detail the information related to U.S. military personnel missing in action before, during, and after the Korean War that China's archival research team will search for in the PLA's archival holdings.

(2) The PLA archival research team will search for information related to U.S. military personnel missing in action before, during, and after the Korean War in their archives.

(3) The PLA archival research team will document its work for inclusion in a summary report provided to the U.S. Embassy every six months.

(4) The PLA archival research team will provide all findings and results related to U.S. military personnel missing in action before, during, and after the Korean War to DPMO through the MND Foreign Affairs Office to the U.S. Embassy. The findings and results will be included in the next summary report, but may be reported to DPMO through the MND Foreign Affairs Office to the U.S. Embassy at any time within the six-month period.

(5) DPMO will review the semi-annual summary reports.

IV. Administrative Requirements:

(1) The liaison between the two sides will be conducted through the U.S. Defense Attaché Office in China and the MND Foreign Affairs Office or through DPMO and the Chinese Embassy in the United States.

(2) DPMO and the PLA archival research team will conduct annual technical-level meetings to review progress, update or initiate research requests, and conclude the basis and terms under which DPMO will provide funding to China's archival research team for its work, to include any formal amendments to this arrangement .

(3) The annual technical-level meetings will be held alternately in the United States and China.

V. PLA Archives Department Responsibilities

(1) Provide written reports on the progress of work to DPMO every six months, documenting the work of the archival research team for that reporting period. The report will be completed within one month after the completion of the six-month work period.

(2) Notify DPMO of all materials found related to U.S. military personnel missing in action before, during, and after the Korean War and provide copies of findings and results to DPMO within one month after the completion of the six-month work period.

(3) Provide to DPMO a budget estimate necessary to begin research on the subject areas described at Tab A.

(4) Participate in the annual technical-level meetings.

VI. DPMO Responsibilities:

(1) Provide a list of subject areas for the PLA Archives Department that details the specific types of information requested by DPMO and spells out the semiannual report format.

(2) Assess and evaluate the products and reports received every six months to verify that they meet the intent of this memorandum of arrangement.

(3) Participate in the annual technical level meetings.

(4) Provide funding to the PRC Ministry of National Defense.

VII. Period of Memorandum of Arrangement: This memorandum of arrangement will take effect upon signing and remain in effect for a period of three years.

VIII. Terms of Payment:

(1) In return for the archival research work undertaken to implement this memorandum of arrangement, DPMO will authorize the U.S. Embassy in Beijing to make a payment to the PRC Ministry of National Defense, on a semiannual basis, of $75,000 via the ICASS program. DPMO funding to the PRC Ministry of National Defense for archival research work will not exceed $150,000 during each fiscal year. Archival research costs include maintenance expenses and research expenses. Total funding may be amended as necessary upon formal agreement by both sides.

(2) Within one month of signing this arrangement by both signatories, the PLA archival research team will present to DPMO an initial report detailing the work previously accomplished to search for information related to U.S. military personnel missing in action before, during, and after the Korean War, as well as the cost for the purchase of technical equipment and other identified startup costs necessary to begin research on the subject areas described at Tab A.

(3) Within one month of receipt of the initial report, DPMO will authorize the U.S. Embassy in Beijing to make a payment to the PRC Ministry of National Defense, in an amount agreed upon by both sides, for the purchase of technical equipment and other identified startup costs necessary to begin research on the subject areas described at Tab A.

(4) DPMO will provide funding to the PRC Ministry of National Defense within one month of deliverance and acceptance of the six-month reports.

IX. Modifications & Revocations: Changes to this memorandum of arrangement will be formalized by mutual written agreement. Each participant has the right to terminate the

program through written notification six months in advance to the Director of the Defense POW/Missing Personnel Office or the Director General, PLA Archives Department, Ministry of National Defense.

X. Understandings: The undersigned participants agree to use their best efforts to accomplish the purpose of this memorandum of arrangement in accordance with their national procedures and subject to the availability of funding by the United States. This memorandum of arrangement is not intended to be a binding international agreement between the U.S. Government and the People's Republic of China. Subject to the availability of funds, payment terms will be executed upon receipt of acceptable reports. This memorandum of arrangement creates no substantive or procedural rights between the participants. Any disagreement regarding the interpretation or application of the memorandum of arrangement will be resolved by consultation between the representatives concerned.

XI. Points of Contact:

| DPMO | PLA Archives Department |
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| Director for Research and Analysis | Director, General Office Division |

XII. Done in duplicate in Beijing, on the 24th day of April, 2008, in the English and Chinese languages, both texts being equally authentic.

| For and on behalf of the Defense Prisoner Of War/Missing Personnel Office | For and on behalf of the People's Liberation Army Archives Department |
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| Melinda W Loehe | |

TAB A

SUBJECT AREAS FOR RESEARCH UNDER THE MEMORANDUM OF ARRANGEMENT, DEFENSE PRISONER OF WAR/MISSING PERSONNEL OFFICE (DPMO) AND THE PEOPLE'S LIBERATION ARMY (PLA) ARCHIVES DEPARTMENT

This list of subject areas for research refers to paragraph VI of the above Memorandum of Arrangement, and identifies the types of information requested by DPMO on U.S. personnel missing in action before, during and after the Korean War and provides the format for the PLA's semiannual report. DPMO understands these are very broad subject areas and does not anticipate the research on them will be completed within the timeframe of the memorandum of arrangement.. Future requests for research which may be presented during the annual technical meetings, may add further information to be requested on the Korean as well as on other wars.

Types of information requested by DPMO on U.S. missing in action from the Korean War:

Records for Prisoner of War (POW) Camps. A review and release of prison camp records could enhance U.S. knowledge of personnel held in the camps and where they are buried. The Chinese unit administering the POW camps was the PLA Volunteer UN POW Administration Headquarters at Pyoktong, DPRK. The camps of interest are Camp 5 at Pyoktong; Camp 1 and 3 at Changsong, DPRK; POW holding point at Pukchin Tarigol, DPRK; POW holding point at Suan, DPRK; and other camps' records resident in Chinese archives. Types of records requested:

- POW rosters (lists of American POWs of any type)
- Hospital records
- POW burial records
- POW interrogation reports
- Maps depicting POW camp layout, including cemeteries
- POW identification media, personal effects
- Medical records regarding the treatment of captured U.S. and U.N. servicemen

PLA records on U.S. remains recovered and repatriated to the United Nations Command.

Records of interest include location of remains, identity details, and suspected locations of unrecovered remains. The PLA Volunteer UN POW Administration also was engaged in this

work. A review and release of these records would help the U.S. verify remains recovery work already completed in North Korea, in United Nations and U.S POW Camp cemeteries, United Nations battlefield cemeteries, and at air crash sites.

Records on U.S. aircraft losses in North Korea and China. The Chinese People's Liberation Army Air Force (PLAAF) rotated Fighter Aviation Divisions (FAD) and Regiments (FAR) into the Northeast China Military Region for participation in the Korean War. Participating numbered Fighter Aviation Divisions included the 2nd, 3rd, 4th (11th FAR), 6th, 8th, 10th, 12th (34th, 36th FAR), 14th, 15th, 16th, 17th, and 18th Fighter Aviation Divisions.

The PLA also deployed antiaircraft artillery divisions and regiments to the Northeast China Military Region and to the DPRK. These units include the 737th Antiaircraft Artillery Division, and the 61st, 62nd, 63rd, 64th, 65th, 102nd, 503rd, 504th, 505th , 506th, 507th, 508th, 513th , 514th, and 541st Antiaircraft Artillery Regiments. Other participating air defense units included the 101st, 111th, 121st, and 737th Antiaircraft Searchlight Regiments. Types of records requested:

- Records of crash site investigations, including identification media of pilot, aircraft serial numbers, and reports of pilot remains disposition
- Fighter Aviation, Air Defense Aviation, and Anti-aircraft Artillery Unit war diaries reflecting shoot down reports of U.S./UN aircraft
- Pilot reports reflecting shoot downs of U.S. /U.N. aircraft
- Shoot down reports or logs of air defense units.

Records of the Combined Air Army. The PLA Air Force, the Soviet Army Air and Air Defense Forces based in the PRC and the DPRK, and the North Korean Air Force were all members of the Combined Air Army. This organization provided for the training, coordination, joint operations, and information sharing among the three air forces. Type of records requested:

- Copies of Chinese, Russian, and Korean language records of the Combined Air Army containing the same type of information as is listed in the section above entitled, "Records on U.S. aircraft losses in North Korea and China."

Liaison Records of the PLA with the Group of Soviet Advisors in China. It is evident from the work that has been done by DPMO in the Central Archives of the Russian Ministry of Defense that much information on the conduct of the war, both on the ground

and in the air, was provided to the Soviet Union. Most likely, this material was passed to the Soviets via a well-established network of advisors maintained by the Soviet Union in the PRC and DPRK. Among this information is material that could only have been provided after interrogation of prisoners of war.

Types of records requested:

- Interrogation materials, to include demographic questionnaires and interrogation protocols, on all captured U.S. and U.N. servicemen.

SEMIANNUAL REPORT FORMAT
CHINESE PEOPLE'S LIBERATION ARMY (PLA)
ARCHIVES DEPARTMENT

1) SUMMARY OF RESEARCH ACTIVITY, INCLUDING:
DESCRIPTION OF RECORDS GROUP REVIEWED
NUMBER OF PAGES REVIEWED
RECORDS LOCATIONS

2) NUMBER OF ARCHIVISTS/RECORDS HOLDERS CONTACTED, INCLUDING:
INTERVIEW SUMMARY, LOCATION, AND DESCRIPTION OF RECORD HOLDER'S -
WARTIME UNIT OF ASSIGNMENT

3) NUMBER OF PAGES COPIED AND RELEASED TO U.S.

4) NUMBER OF DAYS RESEARCH CONDUCTED

5) NUMBER OF RESEARCHERS WORKING UNDER THIS ARRANGEMENT