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### WHORM Subject File Code: IT101

(International Organizations – Universal Postal Union)

**Case file Number(s):** 366494 (3 of 9)

**Box:** 35

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## WITHDRAWAL SHEET Ronald Reagan Library

Collection: WHORM Subject File OA/Box: IT101 366494 (1 of 10)

File Folder:

Archivist: kdb ID: 1159

Date: 3/19/2004

DOCUMENT NO. &	SUBJECT/TITLE	DATE	RESTRICTION
1. memo	Peter Wallison to David Chew, re President's ratification of the Universal Postal Convention, 1p [item still under review under the provisions of EO 13233]	4/11/86	
2. note	written on White House Staffing Memorandum, 1p [item still under review under the provisions of EO 13233]	4/14/86	
3. memo	copy of item 1, 1p [item still under review under the provisions of EO 13233]	4/11/86	

#### RESTRICTIONS

- P-1 National security classified information [(a)(1) of the PRA]. P-2 Relating to appointment to Federal office [(a)(2) of the PRA].
- P-3 Release would violate a Federal statute [(a)(3) of the PRA].
- P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA].
- P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA].
- P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA].
- C. Closed in accordance with restrictions contained in donor's deed of gift.

- b(1) National security classified information [(b)(1) of the FOIA].
- b(2) Release could disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA].
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA].
- b(4) Release would disclose trade secrets or confidential commercial or financial information [(b)(4) of the FOIA].
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA].
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA].
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA].
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA].

WASHINGTON

April 24, 1986

MEMORANDUM FOR DAVID CHEW

FROM:

JOHN A. SVAHN

SUBJECT:

Public Statement and Private Letter to Accompany Ratification of the Acts of the Universal Postal

Union

Recently the President signed the Acts of the Nineteenth Congress of the Universal Postal Union, a convention which governs the delivery of international mail. Sections of those Acts (and especially Article 23, attached) could be interpreted to allow postal administrations to restrict private competition in international mail delivery. We need to let our own USPS and the postal administrations of other nations know that our policy is not only to permit but to promote healthy private competition, and that we expect implementation of the Acts to conform to that policy, with close cooperation among USPS, State, and Justice.

The potential problem arises from the fact that Article 23, paragraph 4 of the Acts suspends the obligation of postal administrations to forward "remail." "Remail" is mail collected from domestic businesses by private firms who sort it and ship it as bulk mail to whichever foreign postal administration offers the most efficient service to various foreign destinations. Without policy clarification, the USPS could use Article 23 to suppress private competition in the provision of international mail services by (1) intercepting "remailed" foreign mail in transit through the United States and/or (2) negotiating bilateral agreements to suppress the international activities of private "remailers".

The attached draft statement and letter have been informally cleared with State, NSC, OMB, CEA, Commerce, OPD, Justice, and the White House Counsel. Justice will follow up this letter with more detailed guidelines for implementation of the Acts.

April 21, 1986

MEMORANDUM FOR DAVID CHEW

FROM:

JOHN A. SVAHN

SUBJECT:

Public Statement and Private Letter to Accompany Ratification of the Acts of the Universal Postal

Union

Recently the President signed the Acts of the Mineteenth Congress of the Universal Postal Union, a convention which governs the delivery of international mail. Sections of those Acts (and especially Article 23, attached) could be interpreted to allow postal administrations to restrict private competition in international mail delivery. We need to let our own USPS and the postal administrations of other nations know that our policy is not only to permit but to promote healthy private competition, and that we expect implementation of the Acts to conform to that policy.

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The attached draft statement and letter have been informally cleared with State, NSC, OMB, CEA, Commerce, OPD, Justice, and the White House Counsel.

Dear Chairman McKean, other Governors, and Postmaster General Casey:

I have signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984, but I want us now to make sure that the Acts, and particularly Article 23, are not used to stifle healthy private competition in the international mail arena. The policy of this Administration is to encourage free enterprise in ways that will improve services and reduce costs to our citizens, and I know I can count on your support to carry out this policy.

Therefore, I am asking that you do all within your power, working closely with the Secretary of State and the Attorney General, to permit and promote marketplace competition in international mail, and to influence other nations to do likewise.

Sincerely,

Honorable John R. McKean Chairman, Board of Governors U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 10300 Washington, D.C. 20260-1000

Honorable Albert V. Casey
Postmaster General
U.S. Postal Service
475 L'Enfant Plaza, S.W., Room 1022
Washington, D.C. 20260-0010

WASHINGTON

April 14, 1986

MEMORANDUM FOR DAVID CHEW

FROM:

JOHN A. SVAHN

SUBJECT:

Public Statement and Private Letter to Accompany Ratification of the Acts of the Universal Postal

Union

Last Tuesday the President signed the Acts of the Nineteenth Congress of the Universal Postal Union, a convention which governs the delivery of international mail. Unfortunately, the Acts contain a provision contradictory to Administration policy. Article 23.4 allows postal administrations to restrict private competition in the delivery of international mail, while the Attorney General, Chairman of the Council of Economic Advisers, Director of the Office of Management and Budget, and Secretary of Commerce have all publicly endorsed such competition.

Attached is a public statement by the President, and a private letter from the President to the Postmaster General and the Chairman of the Board of Governors of the Postal Service. They confirm Administration policy allowing private competition for international mail services. This letter and statement are needed in part because the USPS has attempted to sidestep Administration guidance encouraging competition in international mail given earlier this year.

The ratification of the Acts of the Universal Postal Union by the Administration must not be misunderstood to condone recent efforts by the Postal Service to suppress private competition in this area. Article 23.4 of the Acts suspends the obligation of postal administrations to forward "remail." "Remail" is mail collected from domestic businesses by private firms who sort it, and ship it as bulk mail to the foreign postal administration offering the most efficient service to various foreign destinations.

Federal agencies involved with this policy issue are concerned that, if ratified, the Postal Service would continue to use Article 23.4 to (1) suppress private competition in the provision of international mail services by using it as grounds for intercepting "remailed" foreign mail in transit through the United States and/or (2) use it as a basis for bilateral agreements to suppress the activities of private "remailers". Therefore, all those involved strongly urge that the ratification of the Acts be accompanied by a statement making it clear that

the Postal Service should not use the authority contained in Article 23.4 in either of these two ways to undermine Administration policy favoring private competition in international mail services. Although the letter from the Postmaster General transmitting the Acts for ratification disclaimed an intention to enter into bilateral agreements to suppress international "remail" under Article 23.4, the Postmaster General has not given his assurance that the Postal Service will refrain from invoking it to intercept international "remail" as it transits the United States.

The attached statement and letter have been cleared at the staff level with OMB, CEA, Commerce, OPD, Justice, and White House Counsel. State is largely satisfied and requests the USPS opinion be obtained prior to signature of the letter. Mr. Thompson of NSC has been apprised of this as well. OPD and Justice recommend the USPS be informed at the end of the review process. We expect some objections from career postal personnel who desire as little competition as possible. At present USPS rates in international mail are not examined by the Postal Rate Commission or anybody else and predatory pricing to compete with the private sector using monopoly revenues appears likely based on recent USPS statements.

# PRESIDENT SIGNS THE ACTS OF THE NINETEENTH UNIVERSAL POSTAL UNION CONGRESS, SUPPORTS MARKETPLACE COMPETITION IN INTERNATIONAL MAIL

The President has signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984. The President expressed the concern that Article 23, paragraph 4 of the Convention could be used to intercept U.S. mail posted abroad by private firms that compete with the U.S. Postal Service.

It is the policy of the United States not to invoke Article 23, paragraph 4 but to permit and promote private sector competition in international mail. Moreover, the United States would urge other nations not to take any actions under Article 23, paragraph 4 that restrict marketplace competition in international mail.

The President consented to the convention despite concerns about Article 23, paragraph 4 on the basis of the Postmaster General's letter of March 3, 1986 to the Secretary of State that states the Postal Service will not ask foreign postal administrations to take any action under the provision. The President has instructed the Department of State to work closely with the Postal Service to ensure that U.S. policy is carried out. Furthermore, the Postal Service should, consistent with U.S. policies of marketplace competition, compete for international mail on terms that are fair, equitable and compensatory.

Finally, it is the policy of the United States that the Postal Service not invoke other provisions of the Acts in a manner that discriminates against entities competing with the Postal Service without prior consultation with the President or his designees.

#### April 15, 1986

Dear Chairman McKean and Postmaster General Casey:

I have signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984. I am concerned, however, that Article 23, paragraph 4 of the Convention could be used to intercept U.S. mail posted abroad by private firms that compete with the Postal Service.

It is the policy of the United States not to invoke Article 23, paragraph 4, but to permit and promote private sector competition in international mail. Moreover, the United States would urge other nations not to take any actions under Article 23, paragraph 4 that restrict marketplace competition in international mail.

I have consented to the convention despite my concerns about Article 23, paragraph 4 on the basis of the Postmaster General's letter of March 3, 1986 to the Secretary of State that states the Postal Service will not ask foreign postal administrations to take any action under this provision. I am instructing the Department of State to work closely with the Postal Service to ensure that U.S. policy is carried out. Furthermore, the Postal Service should, consistent with our policies of marketplace competition, compete for international mail on terms that are fair, equitable and compensatory.

Finally, it is the policy of the United States that the Postal Service not invoke other provisions of the Acts in a manner that discriminates against entities competing with the Postal Service without prior consultation with me or my designees.

Sincerely,

Honorable John R. McKean Chairman, Board of Governors U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 10300 Washington, D.C. 20260-1000

Honorable Albert V. Casey Postmaster General U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 1022 Washington, D.C. 20260-0010

## PRESIDENT SIGNS THE ACTS OF THE NINETEENTH UNIVERSAL POSTAL UNION CONGRESS, SUPPORTS MARKETPLACE COMPETITION IN INTERNATIONAL MAIL

The President has signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984, and expressed to the Postal Service Board of Governors and to the Postmaster General his concern that the Acts might be used in ways that would stifle private competition in the international mail arena.

Administration policy is to encourage free enterprise in ways that will ensure better products and services at lower costs to our citizens. In line with this policy the President has asked the Postal Service Governors and the Postmaster General to permit and promote marketplace competition in international mail, and to influence other nations to do likewise.

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Document No.	News	

Staff Secretary
Fxt 2702

### WHITE HOUSE STAFFING MEMORANDUM

DATE:	4/24/86	_	ACTION/CONCU	RRE	NCE/C	OMMENT DUE BY:	4/25/86	(3)	
SUBJECT:	LETTERS	AND	STATEMENT	RE	RATI	FICATION OF U	NIVERSAL POST	AL UN	ION
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REMARKS: Please provide any comments/recommendations by close of business Friday, April 25th. Thank you.  M. G. M. M. J. A.									
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WASHINGTON

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April 24, 1986

MEMORANDUM FOR DAVID CHEW

FROM:

JOHN A. SVAHN

SUBJECT:

Public Statement and Private Letter to Accompany Ratification of the Acts of the Universal Postal

Union

Recently the President signed the Acts of the Nineteenth Congress of the Universal Postal Union, a convention which governs the delivery of international mail. Sections of those Acts (and especially Article 23, attached) could be interpreted to allow postal administrations to restrict private competition in international mail delivery. We need to let our own USPS and the postal administrations of other nations know that our policy is not only to permit but to promote healthy private competition, and that we expect implementation of the Acts to conform to that policy, with close cooperation among USPS, State, and Justice.

The potential problem arises from the fact that Article 23, paragraph 4 of the Acts suspends the obligation of postal administrations to forward "remail." "Remail" is mail collected from domestic businesses by private firms who sort it and ship it as bulk mail to whichever foreign postal administration offers the most efficient service to various foreign destinations. Without policy clarification, the USPS could use Article 23 to suppress private competition in the provision of international mail services by (1) intercepting "remailed" foreign mail in transit through the United States and/or (2) negotiating bilateral agreements to suppress the international activities of private "remailers".

The attached draft statement and letter have been informally cleared with State, NSC, OMB, CEA, Commerce, OPD, Justice, and the White House Counsel. Justice will follow up this letter with more detailed guidelines for implementation of the Acts.

Dear Chairman McKean, other Governors, and Postmaster General Casey:

I have signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984, but I want us now to make sure that the Acts, and particularly Article 23, are not used to stifle healthy private competition in the international mail arena. The policy of this Administration is to encourage free enterprise in ways that will improve services and reduce costs to our citizens, and I know I can count on your support to carry out this policy.

Therefore, I am asking that you do all within your power, working closely with the Secretary of State and the Attorney General, to permit and promote marketplace competition in international mail, and to influence other nations to do likewise.

Sincerely,

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Honorable Albert V. Casey Postmaster General U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 1022 Washington, D.C. 20260-0010

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## SEPARATE LETTERS TO EACH:

BOARD OF GOVERNORS U.S. POSTAL SERVICE

Hon. John R. McKean (Chairman) John R. McKean Accountants 1 California Street - Suite 1200 San Francisco, CA 94111-5484 415 788-2400

Hon. Peter E. Voss (Vice Chairman) President Northeastern, Inc. 948 High Avenue, S.W. Canton, OH 44707-4153 216 456-7600

Hon. George W. Camp 11950 Chaffin Road Roswell, GA 30075-1450 404 992-5433

Hon. John N. Griesemer Route 2, Box 52 Springfield, Mo. 65802-9704 417 862-4311

Hon. Tyler McConnell 400 S. Ocean Boulevard Palm Beach, FL 33480-4431 305 832-8888

Hon. Ruth O. Peters 2200 N. Taft Street Arlington, VA 22201-3617 703 528-4253

Hon. John L. Ryan President Dean Brothers Pump P. O. Box 68172 Indianapolis, IN 46268-0172 317 293-2930

Hon. Robert Setrakian 601 California Street, Suite 610 San Francisco, CA 94108-2811 415 398-1111 PMG Albert Casey U.S. Postal Service 475 L'Enfant Plaza West, S.W. Washington, D.C. 20260-0010 268-5225

DPMG JACKIE STRANGE
U.S. POSTAL SERVICE
475 L'ENFANT PLAZA WET I.S.
WASHINSTON, C.C. 20260-0010

(One Vacancy)

Jan 7, 1986

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REMARKS: Please provide any comments/recommendations by close of business Friday, April 25th. Thank you.

**RESPONSE:** 

KINGON

**LACY** 

29

action: AHP

4/24/86

DATE:

Coman: SGM

Document No.

**ACTION/CONCURRENCE/COMMENT DUE BY:** 

3374

4/25/86

PBT

## WHITE HOUSE STAFFING MEMORANDUM

	ACTION	FYI		ACTION	F١
VICE PRESIDENT			POINDEXTER		
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**RESPONSE:** 

The NSC staff has no objection to the attached letters and statement.

Rodney B. McDaniel Executive Secretary

April 25, 1986

Friday, April 25th. Thank you.

WASHINGTON

April 24, 1986

And the state of t

MEMORANDUM FOR DAVID CHEW

FROM:

JOHN A. SVAHN

SUBJECT:

Public Statement and Private Letter to Accompany Ratification of the Acts of the Universal Postal

Union

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Sincerely,

Honorable John R. McKean Chairman, Board of Governors U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 10300 Washington, D.C. 20260-1000

Honorable Albert V. Casey Postmaster General U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 1022 Washington, D.C. 20260-0010

# PRESIDENT SIGNS THE ACTS OF THE NINETEENTH UNIVERSAL POSTAL UNION CONGRESS, SUPPORTS MARKETPLACE COMPETITION IN INTERNATIONAL MAIL

The President has signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984, and expressed to the Postal Service Board of Governors and to the Postmaster General his concern that the Acts might be used in ways that would stifle private competition in the international mail arena.

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DPMG JACKIE STRANGE
U.S. POSTAL SERVICE
475 L'ENFANT PLAZA WEST TO BE
WASHINSTON, D.C. 20260-130,10

(One Vacancy)

Document No.	

4/25/86

### WHITE HOUSE STAFFING MEMORANDUM

**ACTION/CONCURRENCE/COMMENT DUE BY:** 

4/24/86

DATE:

SUBJECT:	LETTERS	AND STATE	MENT RE	RATIF	CICATION OF UNIVERS	SAL POSTAL UN	ION
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REMARKS: Please provide any comments/recommendations by close of business Friday, April 25th. Thank you.

riberest. lo objections

WASHINGTON

April 25, 1986

MEMORANDUM FOR DAVID L. CHEW

STAFF SECRETARY AND DEPUTY ASSISTANT

TO THE PRESIDENT

FROM:

JAY B. STEPHENS DEPUTA DESUMBLE TO THE PRESIDENT

SUBJECT:

Letters and Statements re: Ratification

of Universal Postal Union

Consistent with this office's April 11, 1986, memorandum to you on the President's ratification of the Universal Postal Union Convention, we have no legal objections to the above-referenced letters and signing statement being issued.

We recommend, however, that this matter be resolved as expeditiously as possible to avoid further delay between the President's signing of the Convention (April 8, 1986) and issuance of the signing statement and letters to the Postal Service.

TAS will be submitting for staffing letters to Postmoster General 1 press release

Document No.	*	

### WHITE HOUSE STAFFING MEMORANDUM

A	CTION	FYI		ACTION	FY
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ARKS: Do you have any obje	ection	n to th	ne following approach?		

WASHINGTON

April 11, 1986

MEMORANDUM FOR DAVID L. CHEW

172 100 10 W

STAFF SECRETARY AND DEPUTY ASSISTANT TO

THE PRESIDENT

FROM: PETER J. WALLISON

COUNSEL TO THE PRESIDENT

SUBJECT: Status of the President's Ratification of

the Universal Postal Union Convention

This office has reviewed the President's ratification of the Universal Postal Union Convention and after consultations with the Department of Justice, the Office of Policy Development and the State Department's Office of Legal Adviser, we are of the opinion that it would not be appropriate to withdraw the President's ratification.

We understand that in lieu of a "reservation" (i.e. objection) to Article 23(4) of the Convention, the Office of Policy Development, the Council of Economic Advisers, the Office of Management and Budget and the Department of Justice have drafted a letter from the President to the Postmaster General and a public statement setting forth the Administration's policy on private sector competition in international mail. We further understand that these documents will be forwarded to the President by John A. Svahn (Assistant to the President for Policy Development) on Monday. We recommend that you continue to hold the Convention pending a decision on Mr. Svahn's submission. We have no legal objection to the concept of a letter and statement being issued in connection with the ratification, but we would appreciate an opportunity to review these documents before they are released.

Furthermore, since the proposed letter and public statement deal directly with implementation of the Convention, we recommend that such documents be cleared with the State Department and the National Security Council. It may also be advisable to contact the Postal Service.

cc: Paul Thompson

AHK has seen 4/14/86 Jpm

A	HK	July

### WHITE HOUSE STAFFING MEMORANDUM

	1	
)	p.m. TODAY	•

DATE: 4/14/86	ACTION/CONCURRENCE/COMMENT DUE BY:	5:00 p.m.=10DAY
•		N 60

Document No.

SUBJECT: PRESIDENT'S RATIFICATION OF THE UNIVERSAL POSTAL UNION CONVENTION

	ACTION FYI				
VICE PRESIDENT			POINDEXTER	☑′	
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**REMARKS:** 

Do you have any objection to the following approach?

Crarey Ciarey

RESPONSE:

Document No.	

### WHITE HOUSE STAFFING MEMORANDUM

DATE: 4/14/86	ACTION/CONCURRE	NCE/	COMMENT DUE BY:	5:00 p.m.	TODAY	
SUBJECT: PRESIDENT'S	RATIFICATION	OF	THE UNIVERSAL	POSTAL UNION	CONVE	INTION
	ACTION	FYI		A	ACTION	I FYI
VICE PRESIDENT			POINDEXTER			
REGAN			RYAN			
MILLER			SPEAKES			
BALL			SPRINKEL			
BUCHANAN			SVAHN		$\square$	
CHAVEZ			THOMAS			
CHEW	□P	<b>□</b> SS	TUTTLE			
DANIELS			WALLISON			<b>V</b>
HENKEL						
HICKS						
KINGON						
LACY						

**REMARKS:** 

Do you have any objection to the following approach?

**RESPONSE:** 

No Dolegen

### WHITE HOUSE STAFFING MEMORANDUM

								-39	
DATE: 4/1	4/86	ACTION/CONC	URREN	CE/COM	MENT DUE BY:	5:00 p	o.m.	TODAY	
SUBJECT:	PRESIDENT'S	RATIFICAT	ION (	OF THE	UNIVERSAL	POSTAL UN	IION	CONVE	NTION
		ACTI	ON FY	<b>(</b> 1			A	CTION	FYI
VICE PRE	SIDENT		] [		POINDEXTER				
REGAN			) (		RYAN				
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CHAVEZ			] [	J .	THOMAS				
CHEW			] <b>P</b> §	SS	TUTTLE				
DANIELS	;		) [		WALLISON				
HENKEL			) (						
HICKS		, [	] [						
KINGON		2	/ [	٠.					
LACY		_		7					

REMARKS: Do you have any objection to the following approach?

RESPONSE: Use - fin not sanding anything forward

1.) I see to ad:

2.) I understood it

to date I have it either

David L. Chew

Staff Secretary

Document No.	3003	

## WHITE HOUSE STAFFING MEMORANDUM URGENT

DATE: 4/14/86	ACTION/CONCURR	ENCE/CO	OMMENT DUE BY:	5:00 p.m.	TODAY	
SUBJECT: PRESIDENT'	S RATIFICATION	OF T	HE UNIVERSAL	POSTAL UNION	CONVE	NTION
	ACTION	FYI		Į.	ACTION	FYI
VICE PRESIDENT			POINDEXTER		<b>5</b>	
REGAN			RYAN			
MILLER			SPEAKES			
BALL			SPRINKEL			
BUCHANAN			SVAHN		$\square$	
CHAVEZ			THOMAS			
CHEW	□P	<b>⊋</b> ss	TUTTLE			
DANIELS			WALLISON			
HENKEL						
HICKS						
KINGON						
LACY						
EMARKS: Do you have	any objection	n to t	the following	approach?		

**RESPONSE:** 

No objections.

Rodney McDaniel Executive Secretary

14 APRIL 86

David L. Chew **Staff Secretary** 

WASHINGTON

April 11, 1986

MEMORANDUM FOR DAVID L. CHEW

STAFF SECRETARY AND DEPUTY ASSISTANT TO

THE PRESIDENT

FROM: PETER J. WALLISON

COUNSEL TO THE PRESIDENT

SUBJECT: Status of the President's Ratification of

the Universal Postal Union Convention

This office has reviewed the President's ratification of the Universal Postal Union Convention and after consultations with the Department of Justice, the Office of Policy Development and the State Department's Office of Legal Adviser, we are of the opinion that it would not be appropriate to withdraw the President's ratification.

We understand that in lieu of a "reservation" (i.e. objection) to Article 23(4) of the Convention, the Office of Policy Development, the Council of Economic Advisers, the Office of Management and Budget and the Department of Justice have drafted a letter from the President to the Postmaster General and a public statement setting forth the Administration's policy on private sector competition in international mail. We further understand that these documents will be forwarded to the President by John A. Svahn (Assistant to the President for Policy Development) on Monday. We recommend that you continue to hold the Convention pending a decision on Mr. Svahn's submission. We have no legal objection to the concept of a letter and statement being issued in connection with the ratification, but we would appreciate an opportunity to review these documents before they are released.

Furthermore, since the proposed letter and public statement deal directly with implementation of the Convention, we recommend that such documents be cleared with the State Department and the National Security Council. It may also be advisable to contact the Postal Service.

cc: Paul Thompson

Concus: JGM

4/24/86

PBT

Document No.

3374

4/25/86

WHITE HOUSE STAFFING MEMORAN

DATE:	4/24/86	ACTION/CONCURR	ENCE/CO	MMENT DUE BY:	4/25/86		
SUBJECT:	LETTERS AND	STATEMENT RE	RATIF	CICATION OF U	NIVERSAL PO	OSTAL UNI	ION
		ACTION	FYI			ACTION	FYI
VICE P	RESIDENT			POINDEXTER			
REGA	N		4	RYAN	•		
MILLE	R	∀,		SPEAKES			
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BUCH	ANAN			SVAHN			V
CHAV	EZ			THOMAS			
CHEW	1	<b>□P</b>	VSS	TUTTLE			
DANIE	ELS			WALLISON		V	
HENK	EL						
HICKS	<b>;</b>	· □					
KING	ON	A					
LACY							
MARKS: Please provide any comments/recommendations by close of business							

**RESPONSE:** 

The NSC staff has no objection to the attached letters and statement.

Rodney B. McDaniel Executive Secretary April 25, 1986

Friday, April 25th. Thank you.

WASHINGTON

n Basilian († 1864) 19 MB SV († 1861)

April 24, 1986

MEMORANDUM FOR DAVID CHEW

FROM:

JOHN A. SVAHN

SUBJECT:

Public Statement and Private Letter to Accompany Ratification of the Acts of the Universal Postal Union

Recently the President signed the Acts of the Nineteenth Congress of the Universal Postal Union, a convention which governs the delivery of international mail. Sections of those Acts (and especially Article 23, attached) could be interpreted to allow postal administrations to restrict private competition in international mail delivery. We need to let our own USPS and the postal administrations of other nations know that our policy is not only to permit but to promote healthy private competition, and that we expect implementation of the Acts to conform to that policy, with close cooperation among USPS, State, and Justice.

The potential problem arises from the fact that Article 23, paragraph 4 of the Acts suspends the obligation of postal administrations to forward "remail." "Remail" is mail collected from domestic businesses by private firms who sort it and ship it as bulk mail to whichever foreign postal administration offers the most efficient service to various foreign destinations. Without policy clarification, the USPS could use Article 23 to suppress private competition in the provision of international mail services by (1) intercepting "remailed" foreign mail in transit through the United States and/or (2) negotiating bilateral agreements to suppress the international activities of private "remailers".

The attached draft statement and letter have been informally cleared with State, NSC, OMB, CEA, Commerce, OPD, Justice, and the White House Counsel. Justice will follow up this letter with more detailed guidelines for implementation of the Acts.

Dear Chairman McKean, other Governors, and Postmaster General Casey:

I have signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984, but I want us now to make sure that the Acts, and particularly Article 23, are not used to stifle healthy private competition in the international mail arena. The policy of this Administration is to encourage free enterprise in ways that will improve services and reduce costs to our citizens, and I know I can count on your support to carry out this policy.

Therefore, I am asking that you do all within your power, working closely with the Secretary of State and the Attorney General, to permit and promote marketplace competition in international mail, and to influence other nations to do likewise.

Sincerely,

Honorable John R. McKean Chairman, Board of Governors U.S. Postal Service 475 L'Enfant Plaza, S.W., Room 10300 Washington, D.C. 20260-1000

Honorable Albert V. Casey
Postmaster General
U.S. Postal Service
475 L'Enfant Plaza, S.W., Room 1022
Washington, D.C. 20260-0010

# PRESIDENT SIGNS THE ACTS OF THE NINETEENTH UNIVERSAL POSTAL UNION CONGRESS, SUPPORTS MARKETPLACE COMPETITION IN INTERNATIONAL MAIL

The President has signed the Acts of the Nineteenth Congress of the Universal Postal Union, negotiated at Hamburg in 1984, and expressed to the Postal Service Board of Governors and to the Postmaster General his concern that the Acts might be used in ways that would stifle private competition in the international mail arena.

Administration policy is to encourage free enterprise in ways that will ensure better products and services at lower costs to our citizens. In line with this policy the President has asked the Postal Service Governors and the Postmaster General to permit and promote marketplace competition in international mail, and to influence other nations to do likewise.

## SEPARATE LETTERS TO EACH

#### BOARD OF GOVERNORS U.S. POSTAL SERVICE

Hon. John R. McKean (Chairman)
John R. McKean Accountants
1 California Street - Suite 1200
San Francisco, CA 94111-5484
415 788-2400

Hon. Peter E. Voss (Vice Chairman) President Northeastern, Inc. 948 High Avenue, S.W. Canton, OH 44707-4153 216 456-7600

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Hon. Tyler McConnell 400 S. Ocean Boulevard Palm Beach, FL 33480-4431 305 832-8888

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Hon. John L. Ryan President Dean Brothers Pump P. O. Box 68172 Indianapolis, IN 46268-0172 317 293-2930

Hon. Robert Setrakian 601 California Street, Suite 610 San Francisco, CA 94108-2811 415 398-1111 PMG Albert Casey U.S. Postal Service 475 L'Enfant Plaza West, S.W. Washington, D.C. 20260-0010 268-5225

DPMG JACKIE STRANGE

U.S. POSTAL SERVICE

475 L'ENFANT PLAZA WEST S. ...
WASHINSTON, D.C. 20260-3010

(One Vacancy)

Jan 7, 1986

#### NATIONAL SECURITY COUNCIL WASHINGTON, D.C. 20506

April 25, 1986

#### ACTION

MEMORANDUM	F'OR	RODNEY B. MCDANIEL
		$\sim 10$ ls
THRU:		STEPHEN I. JANZANSKY
		/ / '
FROM:		ALEXANDER H. PLATT

SUBJECT:

Letters and Statement re Ratification

of Universal Postal Union

David Chew has requested our comments by close of business today on the attached public statement and private letters to accompany ratification of the Acts of the Universal Postal Union (Tab I).

#### RECOMMENDATION:

That you sign the response block to Chew (Tab I) indicating that the NSC staff has no objection to the proposed letters and statement.

Attachment

Tab I Chew Referral

TIME STAMP

# NATIONAL SECURITY COUNCIL EXECUTIVE SECRETARY REFERRAL

86 APR 24 P 5: 19

SYSTEM I LOG NUMBER: 3374

[(FIRST DRAFT OF REMARKS)]

Prep Prep Prep	*** PUT RESPECTIVE STAFF OFFICER'S NAME IN MARGIN BESIDE CHANGES.					
	RENCES/COMMENTS* o action officer at ext	4985		DUE:	4/24, 1200	)
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(Date/Time)

### National Security Council The White House

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c: VP Regan Bu	uchanan Ot	her	
COMMENTS	Should be s	een by:	

ID 8603374

RECEIVED 24 APR 86 17

TO

CHEW, D

FROM SVAHN, J

DOCDATE 24 APR 86

DANZANSKY

25 APR 86

PLATT

25 APR 86

**KEYWORDS:** 

SUBJECT: PUBLIC STATEMENT AND PRIVATE LTR TO ACCOMPANY RATIFICATION OF THE

ACTS OF THE UNIVERSAL POSTAL UNION

ACTION: PREPARE MEMO MCDANIEL TO CHEW DUE: 25 APR 86 STATUS X FILES WH

FOR ACTION

FOR CONCURRENCE

FOR INFO

PLATT

MAJOR

THOMPSON

MCDANIEL

RODMAN

PEARSON

COMMENTS

REF# LOG

NSCIFID

ACTION OFFICER (S) ASSIGNED

ACTION REQUIRED DUE COPIES TO

W/ATTCH FILE W DISPATCH