

REFERENTIE No.:

5147

INFORMATIEKOPIE:

Z
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dvb
mp

MINISTERIE VAN BUITENLANDSE ZAKEN

Kopie No. 7

AFDELING VERBINDINGEN

's-GRAVENHAGE, LANGE HOUTSTRAAT 28
TEL. Nos: 180309; 184000-284

ONTVANGEN CODEBERICHT

DATUM VAN ONTVANGST:

6 januari 1958 14.52

BESTEMD VOOR:

min. v. b.z.

Dir./Afd.:

Visie:

Ag. No:

Dossier:

DATUM VAN AFZENDING:

6 januari 1958

AFKOMSTIG VAN: djakarta

[no 6139]

PARAAF/OPM:

geheim

referte mijn veertienhonderd zevenenzestig stp
in overleg met verschillende der overige handels
bedrijven heeft de directie van internatio te djakarta
prof drost verzocht een bezwaarschrift op te stellen
dat zij na tekening door de raad van bestuur in nederland
onder eigen naam zich voorstelt in te dienen bij de
leger chefstaf hoofd van het centrale militaire
gezag stp de mogelijkheid is geopend voor adhaesie
betuiging voor de overige firma s via een speciale
tekst welke ik onder secundo doe volgen stp

onder primo volgt de tekst van het bezwaarschrift
welke voor zich zelf spreekt stp internatio heeft
voorlopig om geheimhouding en verzwijging van de naam
dorst verzocht stp

quote petition of protest and grievances stp
to the chief of staff of the army
commanding officer of the army in indonesia
head of the central military government
major general a h nasution stp

from nv internationale crediet en handels
vereeniging quo rotterdam unquo
established at rotterdam stp

also on behalf of those netherlands business concerns
which will have declared their adhesion to this petition
by means of a separate declaration as per copy attached
hereto stp

on behalf of petitioners it is respectfully
submitted as follows dbpnt

whereas the chief of the military government
of djakarta raya in his proclamation no peng tweedrie
strp negen strp rom twaalf strp eennegenvijfzeven
of december three nineteen fiftyseven referred to
a the negative result of the irian issue in the united
nations

b the resolution adopted at the people s rally of
november eighteen nineteen fifty seven

c the acceptance of this resolution by the national

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council of reconstruction at its session of november eighteen nineteen fiftyseven
d the evident readiness of the government of the republic of indonesia to follow a different course in its liberation policy of irian barat
e the spontaneous efforts in support of this resolution by labour cma youth and other social groups
f to the endeavours and symptoms of a provocative and destructive character from certain quarters with the purpose of obscuring the situation and of hampering or jeopardizing the indonesian strivings
whereas in the above proclamation it was made known that

a for the purpose of coordination in the struggle for irian all actions and ideas for its liberation should be channelled and coordinated by the central or regional action committees for the liberation of irian barat
b for the purpose of the orderliness and correctness of the actions by the labour cma youth and other social groups to take over netherlands enterprises the decisions of the government and of the central and regional action committees for the liberation of irian barat should be followed under confirmation by the local military government

whereas it is clear that the above proclamation in its tekst evidently refers to the slogan campaign cma the intimidation practices cma the nuisances and disturbances cma the boycott and obstruction activities carried out by certain sections of the population within the governmental policy on the irian dispute with the netherlands against netherlands citizens with their properties cma rights and interests

whereas the same chief of the military government of djakarta raya in his decree no kpts strp eenzesnul strp pkmdr strp eennegenvijfzeven of december nine nineteen fiftyseven

considering that dbpnt

a within the framework of the irian action it is necessary to harness the anti dutch spirit which among youth cma labour and other strata of the indonesian people has flared up highly
b in order to keep the actions of labour and youth within the limits set by the government it is necessary to take organizational measures for the surrender of all netherlands concerns within the province of djakarta raya of the republic of indonesia

and referring amongst other instruments to the regulation on the state of war and of siege hk staatsblad eennegendrienegen no vijfacht twee as since amended

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slthk to his own proclamation of december three elaborately mentioned above to the general authorization ordinance hk staatsblad eennegendrienenen no vijfviifzeven slthk and to the order for the cooperation of enterprises hk staatsblad eennegenviervijf no eendriezes slthk decided under article one that fourty nine netherlands concerns as specified in a list attached to the decree are taken over and put under the provisional management and control of the state whilst the supervision of the operation of these concerns is being charged to a miksed commission under chairmanship of a representative of the military government of djakarta raya

whereas the said decree in its article three speaks of a provisional management of each dutch concern by a special commission with the task to make organizational preparations for the transfer of these concerns to the republic of indonesia within the province of djakarta raya whilst article four of the same decree speaks of this provisional management as being conceived to be within the framework of the action for the eksekution of such transfer of all dutch concerns to the republic of indonesia within the province of djakarta raya

whereas the chief of staff of the army cma commanding officer of the army in indonesia in his order no sp strp pm strp nulzevenzeven strp eennegenvijfzeven of december tenth nineteen fiftyseven in view of primo the situation in indonesia during the struggle

for the recovery of irian barat under the authority of the republic of indonesia secundo the decision of the government of the republic of indonesia to break off the economic relations between indonesia and the netherlands

tertio strp quarto some administrative measures regarding the military government and the delegation of authority

quinto the order to the military commanders of the army of december seven nineteen fiftyseven hk radiogram pm strp ksad no code slthk to take measures within the framework of the struggle for irian barat

considering also the necessity to amplify the order referred to under no four above with relation to safe guarding against consequences endangering the economy of the republic of indonesia cma has ordered all military commanders of the army to take over full management and control of all dutch concerns under their territorial authority as further set out below

whereas in the above order it has been ordered primo that all military commanders of the army

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- a shall take over as soon as possible the management of all dutch enterprises within the orbit of authority of each military commander
- b shall realize and exercise complete supervision over aforementioned concerns in particular regarding administrative and operational management
- c shall take over such management and exercise such supervision on behalf of the government of the republic of indonesia
- d shall take strong measures against any taking over of the management or the exercising of supervision which has not taken place through the relevant military commander

secundo that any taking over or any supervision carried out or yet to be performed by others shall be considered as not having been effected by the military government and shall be arranged anew by each military commander in accordance with this order

tertio that any problem and any objection brought up from the netherlands side hk the management of the netherlands concern slthk shall not be settled locally but shall be reported and transmitted to the military government strp chief of staff of the army cma whereby the matter is brought before and placed under the responsibility of the government of the republic of indonesia

whereas it is perfectly clear from the tekst of the above order covering all netherlands concerns within the entire territory of the republic of indonesia as well as from the tekst of the decree relating to the province of djakarta raya that all military measures against netherlands properties and enterprises have been taken on behalf of the republic of indonesia

whereas it is equally clear from numerous statements of the government of the republic of indonesia cma in particular statements in parliament and for the press by the prime minister cma the minister for foreign affairs cma the minister of justice and the minister of information that all actions and measures taken against netherlands nationals and their properties cma rights and interests as well as against dutch firms cma companies cma enterprises and undertakings receive the full approval cma support and cooperation of the indonesian government

whereas in these teksts and statements the responsibility of the republic of indonesia for these actions and measures has been fully and unreservedly accepted

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whereas the legality of these actions and measures under Indonesian law will not be questioned at this occasion since this moment does not seem proper to put these matters before the military authorities involved

whereas however these actions and measures have been avowedly taken as part of the Irian action against the Netherlands and the Netherlands government

whereas the opinion and attitude of the petitioners as regards the Irian question is entirely irrelevant in respect of their treatment as aliens working and living under the sway of the government and laws of Indonesia cma since the Irian dispute constitutes an issue of international law and politics between two sovereign states in which the petitioners as mere objects of protection under the law of nations play no part and cannot exercise any appreciable influence

whereas the actions and measures taken during the entire Irian campaign in Indonesia against Netherlands citizens and their enterprises and undertakings by various sections of the population in particular the youth organizations cma the labour unions and the veteran associations have been carried out at the instigation and with the active support of the Indonesian government

whereas the actions and measures of the military authorities have been taken expressly on behalf of the Republic of Indonesia

whereas the Irian action commenced about November one nineteen fiftyseven and in different stages led to a mass evacuation of Netherlands citizens which has caused great mental sufferings cma considerable social hardships and enormous material loss to many thousands

whereas the various decrees and orders of the military authorities as regards Netherlands concerns in Indonesia whatever the merits of their legality under Indonesian law cma constitutes in fact and in essence a complete dispossession and definite appropriation of these Dutch properties cma rights and interests cma whether or not these actions and measures deserve the qualification of custody cma sequestration cma ekspropriation cma confiscation or nationalization

whereas these actions and measures have been taken cma as expressly admitted by the Indonesian government and its civilian and military spokesmen cma as reprisals against the Netherlands in the dispute between Indonesia and the Netherlands about the territorial status of Western New Guinea

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4. Over de inhoud van een codebericht mag niet met verwijzing naar het bericht per telefoon worden gesproken.

3. Afschriften van codeber. mogen uitsluitend door de afdeling Verbindingen worden vervaardigd.

1. Op een codeber. mag telegr. niet in open taal worden gezonden.
2. Dossiers, welke codeber. bevatten, dienen veilig te worden opgeborgen.

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whereas the legality under international law of these reprisals is not a matter for petitioners to question and submit at this moment to the military authorities of indonesia

whereas however these actions and measures whether or not internationally admissible as reprisals between states cma constitute denials of justice under international law as regards the netherlands citizens involved in respect of their dignity cma safety cma liberty cma security and property

whereas under the law of nations the republic of indonesia must be held fully responsible for the actions and measures against these netherlands citizens both in their person and in their properties cma rights and interests stp

therefore petitioners with due respects and consideration for the government and authorities of the republic of indonesia feel themselves obliged to address this protest with grievances to your ekscellency

convinced as they are that the recent actions and measures during the irian campaign have gravely injured the rights cma freedoms and interests of the netherlands nationals who work and live in indonesia as resident aliens loyal to the people of indonesia and obedient to its laws and government stp

for these reasons petitioners most urgently request your ekscellency to promote that the actions and measures against which this protest is directed shall be cancelled and that the netherlands citizens injured by these actions and measures shall be restored in their rights cma freedoms cma properties and interests stp

petitioners have the honour to assure your ekscellency that legal redress and general rehabilitation for these netherlands nationals and their legitimate enterprises and undertakings will also continue their good faith and loyalty to indonesia stp unquote
quote declaration of adhesion

to

petition of protest and grievances

addressed to

the chief of staff of the army

his ekscellency major general a h nasution

by

nv internationale crediet en handels vereeniging

rotterdam

on behalf of puntje puntje puntje

we hk 1 slthk have the honour to submit to your ekscellency a declaration of adhesion of the tekst and purpose

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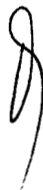
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of the petition of protest and grievances referred
to above stp

respectfully yours

unquote

hasselman negenenvijftig



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naar dat bericht per telefoon worden gesproken.

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