

**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**

The Department of Defense of the United States of America (hereinafter referred to as "the U.S. side") and the Ministry of National Defense of the People's Republic of China (hereinafter referred to as "the Chinese side"), in order to advance the development of the good cooperative relationship between the two militaries, through friendly consultation, have reached the following arrangement to develop military archives cooperation to search for information relating to U.S. military personnel missing in action before, during, and after the Korean War.

Item One

In order to implement the mutual arrangement between U.S. and Chinese defense and military leaders, both sides will develop this cooperation to reflect shared humanitarian spirit.

Item Two

Both sides intend to develop this cooperation through consultation based on equality and the principles of mutual interest and mutual benefit.

Item Three

The U.S. side will initiate requests, provide leads for investigation, and pay the Chinese side for relevant research and investigation work in accordance with the separate arrangement referred to in Item Four.

In response to the U.S. side's requests, the Chinese side will: 1) arrange for special archival personnel to collect information and leads, from persons who were involved, were eyewitnesses, or have knowledge; and, 2) review, organize, research, and appraise the related military archives and records. Moreover, the Chinese side will provide to the U.S. side all relevant results.

Item Four

Based on the requirements of the Chinese research effort, the Chinese side will submit a proposed team composition and an estimated budget necessary to accomplish their responsibilities. The U.S. side will review the estimated budget and proposed team composition for the Chinese side to accomplish the above-

mentioned responsibilities and tasks. After reaching consensus on these matters, the two sides intend to conclude a separate arrangement that would detail the basis and terms under which the U.S. side will provide funding to the Chinese side for its work. Each year, both sides will review the separate arrangement and amend it as necessary before beginning a new year's work.

Item Five

In order to achieve good positive results through cooperation, the archives department specialists on both sides intend to establish a vehicle for meeting annually. This meeting will be held alternately in the United States and China.

The results during the course of the related cooperation will not be shared with a third nation without the consent of both sides.

The Chinese side's special archival personnel will submit a semiannual report of the progress of their work to DPMO through the U.S. Embassy in Beijing. Should there be any findings and results, the Chinese archival personnel may report such to the U.S. side at any time within the six-month period.

This memorandum of arrangement is not intended to be a binding document.

This arrangement will be effective upon signature by both sides. Either side will notify the other side of its intent to terminate this arrangement by giving written notice six months in advance of the termination.

Done in duplicate in Shanghai, on February 29th, 2008, in the English and Chinese languages, both texts being equally authentic.

**For and on behalf of
The Department of Defense
United States of America**

**For and on behalf of
The Ministry of National Defense
People's Republic of China**

美利坚合众国国防部和中华人民共和国国防部 就查找朝鲜战争前后美军失踪人员下落 开展军事档案合作事有关安排备忘录

美利坚合众国国防部（以下简称为“美方”）和中华人民共和国国防部（以下简称为“中方”），为进一步发展两国军队之间的友好合作关系，经友好协商，就查找朝鲜战争前后美军失踪人员下落开展军事档案合作事，做出如下安排：

第一条

为贯彻落实美中两国防务和军队领导人重要共识，体现人道主义精神，双方开展此项合作。

第二条

双方按照平等协商、互惠互利的原则，开展此项合作。

第三条

美方负责提出需求和提供查找线索，并根据本备忘录第四条中所指的安排为中方有关查找工作提供经费。

根据美方需求，中方负责完成：1. 组织档案专业人员，向当事人、目击者或知情者收集信息和线索；2. 在相关军事档案中进行查阅、整理、研究、鉴定工作，并将所有相关成果提供给美方。

第四条

根据查找工作需要，中方提交档案小组成员组成和完成任

务所必要的经费预算。美方审核中方预算以及中方负责完成上述任务的小组成员组成。在就上述事宜达成一致后，明确美方支付中方所需经费标准及具体支付办法。每年双方审议上述安排，必要时加以调整，在下一年度查找工作开始前完成。

第五条

为取得良好合作成果，双方档案部门专业人员建立年度会晤机制，轮流在中国和美国举行会晤。

有关合作成果，未经双方同意，不得向第三国透露。

中方档案部门专业人员每6个月将其工作进展情况通过美国驻中国大使馆递交给美国防部战俘与失踪人员办公室，在这6个月内如有新的发现，中方档案部门专业人员可随时通报。

本备忘录不是具有约束力的文件。

本备忘录自签订之日起生效。如一方提出终止本备忘录，需提前6个月以书面形式通知另一方。

本备忘录于二〇〇八年二月二十九日在中国上海签订，一式两份，每份都用英文和中文写成，两种文本同等作准。

美利坚合众国国防部

中华人民共和国国防部

代 表

代 表

 

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
Director for Research and Analysis

PLA Archives Department
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

Melinda W. Locke



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

**美国国防部战俘与失踪人员办公室与中国人民解放军档案馆
就查找朝鲜战争前后美军失踪人员下落事
开展军事档案合作安排备忘录**

美国国防部战俘与失踪人员办公室与中国人民解放军档案馆经友好协商,就查找朝鲜战争前后美军失踪人员下落相关信息开展军事档案合作有关事宜,做出如下安排:

一、目的:本安排备忘录是对美中两国国防部 2008 年 2 月 29 日在中国上海签订的《美利坚合众国国防部和中华人民共和国国防部就查找朝鲜战争前后美军失踪人员下落开展军事档案合作事有关安排备忘录》做出的补充说明和具体工作安排。

二、授权:美国国防部授权战俘与失踪人员办公室负责开展和监督有关查找人员下落的研究和分析,其中包括档案研究。本安排备忘录是落实 2008 年 2 月中美两国国防部为建立和开展军事档案合作所签订备忘录而提供的中国人民解放军档案馆和美国国防部战俘与失踪人员办公室合作的框架。中华人民共和国国防部授权中国人民解放军档案馆负责在馆藏档案中查找有关朝鲜战争前后美军失踪人员的信息,对相关线索进行调研、核实。

三、范围:下述细节为在中国人民解放军档案馆进行档案研究提供根据:

1. 美国国防部战俘与失踪人员办公室将提供朝鲜战争前后美军失踪人员的详细信息,以供中国人民解放军档案馆档案研究小组在馆藏档案内查找。

2. 中国人民解放军档案馆档案研究小组将在馆藏档案中查找朝鲜战争前后美军失踪人员的信息。

3. 中国人民解放军档案馆档案研究小组每 6 个月将工作结果以书面报告的形式转交给美国驻中国大使馆。

4. 中国人民解放军档案馆档案研究小组将通过中国国防部外事办公室, 经由美国驻中国大使馆向美国国防部战俘与失踪人员办公室转交查找朝鲜战争前后美军失踪人员下落的所有发现和结果。这些发现和结果将列入下一次书面报告。但可以在6个月内的任何时间通过中国国防部外事办公室, 经由美国驻中国大使馆随时向美国国防部战俘与失踪人员办公室通报。

5. 美国国防部战俘与失踪人员办公室将审查每6个月一次的书面报告。

四、行政管理规定

1. 双方的联络将通过美国驻中国大使馆武官处和中国国防部外事办公室, 或通过美国国防部战俘与失踪人员办公室和中国驻美国大使馆。

2. 美国国防部战俘与失踪人员办公室和中国人民解放军档案馆将举行年度技术会议, 以回顾查找工作进展情况, 更新或提出研究要求, 对美国国防部战俘与失踪人员办公室向中国国防部提供的经费确定标准和规定, 并对本安排备忘录进行正式修订。

3. 年度技术会议将轮流在美国和中国举行。

五、中国人民解放军档案馆工作任务

1. 每6个月向美国国防部战俘与失踪人员办公室转交工作进展书面报告, 记录档案研究小组在报告所述期间的工作。此报告将于6个月工作结束后1个月内完成。

2. 将查找到的关于朝鲜战争前后美军失踪人员下落的所有材料通知美国国防部战俘与失踪人员办公室, 并在6个月工作结束后的1个月内将发现材料的副本转交美国国防部战俘与失踪人员办公室。

3. 向美国国防部战俘与失踪人员办公室提供开始执行《计划A》所需的经费预算。

4. 参加年度技术会议。

六、美国国防部战俘与失踪人员办公室工作任务

1. 向中国人民解放军档案馆提交全面的工作计划, 详细说明战俘与失踪人员办公室所需求的信息类别, 并列明 6 个月书面报告的格式。

2. 评估 6 个月工作进展情况和相关成果, 确认符合本安排备忘录的要求。

3. 参加年度技术会议。

4. 向中国国防部外事办公室提供经费。

七、安排备忘录有效期限: 本安排备忘录在双方签署后生效, 有效期限为 3 年。

八、经费支付办法

1. 为了开展本安排备忘录所提出的相关工作, 战俘与失踪人员办公室将授权美国驻中国大使馆通过 ICASS 计划向中国国防部每 6 个月支付 75,000 美元, 每财年支付 150,000 美元。支付总额, 根据需要进行双方正式协商后再做修订。

2. 本安排备忘录经双方签字后 1 个月内, 中国人民解放军档案馆档案研究小组将向美国国防部战俘与失踪人员办公室转交一份最初的报告, 详细说明开展查找朝鲜战争前后美军失踪人员的相关信息的进展情况, 购置技术设备的费用和其他开始执行《计划 A》所需的启动经费。

3. 美国国防部战俘与失踪人员办公室在收到最初报告后将授权美国驻中国大使馆向中国国防部支付用于开始执行《计划 A》所需的启动经费, 具体数额由双方商定。

4. 美国国防部战俘与失踪人员办公室将在收到并接受中国人民解放军档案馆档案研究小组书面报告后的 1 个月内, 向中国国防部提供经费。

九、修订和终止: 本安排备忘录的修改必须由双方书面同意。如

一方提出终止本安排,必须以书面形式在6个月之前通知美国国防部战俘与失踪人员办公室主任或中国人民解放军档案馆馆长。

十、谅解:以下签字双方,各自按照本国的程序,同意尽最大努力完成本安排备忘录的目标。本安排备忘录不是中美两国政府之间具有约束力的国际协定。本安排备忘录在签字双方之间不构成任何实质或程序上的权利。关于本安排备忘录的解释和应用都应由双方代表协商解决。

十一、联络人

美利坚合众国国防部
战俘与失踪人员办公室
研究分析处处长

中国人民解放军档案馆
综合处处长

十二、本安排备忘录于二〇〇八年四月二十四日在北京签订,一式两份,每份均用中文和英文写成,两种文本同等作准。

美利坚合众国国防部
战俘与失踪人员办公室
代表

Melinda W Cooke

中国人民解放军档案馆
代表

