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ORIGIN PPT-01
INFO OCT-01 CA-01 ISO-00 ARA-10
DRAFTED BY PT/LS: RHOOT: CAS
APPROVED BY PT/LS: NEWHARTON
ARA/IA/CAR: RANE TUMMINIA (PHONE)

DEPARTMENT OF STATE A/CDC/WR
/013 R

REVIEWED BY _____ DATE _____

PROCESSING DATE
2120182A1045

ENDORSE EXISTING MARKINGS
DECLASSIFIED RELEASABLE
RELEASE DENIED
PA or FOI EXEMPTIONS _____

O 211933Z MAR 78
FM SECSTATE WASHDC
TO AMEMBASSY GEORGETOWN IMMEDIATE
LIMITED OFFICIAL USE STATE 072407
PASSPORT

E.O. 11652: N/A
TAGS CPAS: (STOEN, JOHN VICTOR)
SUBJECT: ISSUANCE OF PASSPORT
REF: (A) STATE 063670; (B) GEORGETOWN 00207

1. INFORMATION IN REFTEL (A) WAS BASED ON ERRONEOUS FACTS. PPT/LS WAS UNAWARE OF THE FULL MAGNITUDE OF THIS CASE.
2. DEPARTMENT'S (PPT/LS) GENERAL POLICY WITH RESPECT TO ISSUANCE OF A PASSPORT TO A CHILD INVOLVED IN A CUSTODY DISPUTE IS AS FOLLOWS: A PASSPORT MAY BE ISSUED BASED ON AN APPLICATION BY EITHER PARENT, LEGAL GUARDIAN OR PERSON STANDING IN LOCO PARENTIS UNLESS THE POST HAS RECEIVED A COPY OF A CUSTODY ORDER FROM A LOCAL COURT AWARDING CUSTODY TO THE OBJECTING PARENT OR A COPY OF A COURT ORDER PROHIBITING THE DEPARTURE OF THE CHILD FROM THE COUNTRY.

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3. DEPARTMENT HAS BEEN ADVISED THAT EVEN IF A PASSPORT WERE ISSUED TO THE SUBJECT, HE WOULD NOT BE PERMITTED TO LEAVE THE COUNTRY. EVEN THOUGH THIS MAY BE THE CASE, IT IS THE RESPONSIBILITY OF THE GUYANESE AUTHORITIES TO PREVENT THE DEPARTURE OF THE CHILD FROM THE COUNTRY AND DOES NOT PREVENT THE ISSUANCE OF A PASSPORT TO HIM. THE AMEMBASSY SHOULD NOT VIEW ISSUANCE OF A PASSPORT IN THIS CASE AS "COMPLICITY IN KIDNAPPING" SINCE ISSUANCE WOULD BE BASED ON THE DEPARTMENT'S GENERAL POLICY IN CASES OF THIS TYPE. (SEE PARA 2)

4. FINALLY, THE TERM "ANYONE" IN THE PARAGRAPH ONE OF REFTEL (A) WAS BASED ON THE POWER OF ATTORNEY RECEIVED BY THE DEPARTMENT FROM TIMOTHY STOEN, WHO GRANTED SUCH AUTHORITY. IN THE EVENT A PASSPORT APPLICATION IS EXECUTED, AMEMBASSY SHOULD CONTACT PPT/LS BEFORE ISSUANCE. VANCE