

# CRS Report for Congress

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## **China/Taiwan: Evolution of the “One China” Policy — Key Statements from Washington, Beijing, and Taipei**

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Shirley A. Kan  
Specialist in National Security Policy  
Foreign Affairs, Defense, and Trade Division

# China/Taiwan: Evolution of the “One China” Policy — Key Statements from Washington, Beijing, and Taipei

## Summary

Despite apparently consistent statements in over three decades, the “one China” question concerning Taiwan has been left somewhat ambiguous and subject to different interpretations. Apart from questions about what the “one China” policy entails, issues have arisen about whether U.S. presidents have stated clear policy positions and have changed or should change policy, affecting U.S. interests in peace and stability. In Part I, this CRS Report discusses the policy on “one China” since the United States began in 1971 to reach understandings with the People’s Republic of China (PRC) government. Part II documents the evolution of the issue as articulated in key statements by Washington, Beijing, and Taipei. This report will be updated as warranted.

U.S. policy on “one China” has evolved to cover three major issues: sovereignty, use of force, and cross-strait dialogue. First, the United States did not explicitly state its own position on the status of Taiwan in the three U.S.-PRC Joint Communiques, but “acknowledged” the “one China” position of both sides of the strait. President Bush has stated “non-support” for Taiwan independence, but questions have arisen since October 2002 about whether he changed his position to one of “opposition” in closed meetings with the PRC president. Second, successive Administrations have shown opposition to a PRC use of force to resolve the Taiwan question. President Clinton deployed two aircraft carriers near Taiwan in 1996, and President Bush in 2001 expressed a U.S. obligation to do “whatever it took to help Taiwan defend herself.” Third, President Reagan gave “Six Assurances” to Taiwan in 1982, including one that Washington will not pressure Taipei to negotiate with Beijing. With intermittent talks and military tensions in the 1990s, President Clinton urged cross-strait dialogue. The Bush Administration has re-emphasized the “Six Assurances,” but in April 2004, warned Taiwan not to use U.S. support as a “blank check” to resist cross-strait talks.

Since the mid-1990s, U.S. interests in preventing conflict across the Taiwan Strait have been challenged increasingly by the PRC’s military modernization and moves by Taiwan perceived in Beijing as provocations that would consolidate an independent status. On August 3, 2002, the President of the Republic of China (ROC), commonly called Taiwan, Chen Shui-bian of the Democratic Progressive Party (DPP), gave a speech on “one country on each side” of the strait, surprising Washington. Leading up to the presidential election on March 20, 2004, Chen called for referendums and a new constitution by 2008. PRC Premier Wen Jiabao warned on November 22, 2003, that China would “pay any price to safeguard the unity of the motherland.” Appearing next to visiting Premier Wen on December 9, 2003, President Bush stated opposition to Chen’s efforts to change the status quo, indicating concerns about a future military crisis. Critics charged that Bush sided with Beijing’s belligerence. After congratulating Chen on his re-election, the Administration, in testimony on April 21, 2004, further clarified U.S. policy, warning Taiwan of “limitations” in U.S. support for constitutional changes and cautioning against a dismissal of “empty threats” from Beijing.

Congress has exercised oversight of the Taiwan Relations Act (TRA), P.L. 96-8, and the President’s management of the situation across the Taiwan Strait. On U.S. arms sales to and defense relations with Taiwan, see CRS Report RL30957.

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Note: This study was originally prepared at the request of Senate Majority Leader Trent Lott in the 106<sup>th</sup> Congress and is made available for general congressional use with permission.

# China/Taiwan: Evolution of the “One China” Policy — Key Statements from Washington, Beijing, and Taipei

## Part I: U.S. Policy on “One China”

### Congressional Concerns

Paying particular attention to congressional influence on policy, the purpose of this CRS Report is to discuss the policy on “one China” concerning Taiwan since the United States (under the Nixon Administration) began in 1971 to reach understandings with the PRC government, which has insisted on its “one China” principle. This report also reviews comprehensively the evolution of the “one China” issue, as it has been articulated in key statements by Washington, Beijing, and Taipei.

Questions about the “one China” policy arose again after Lee Teng-hui, then-President of Taiwan (formally called the Republic of China (ROC)), characterized cross-strait relations as “special state-to-state ties” on July 9, 1999. Beijing responded vehemently with calls for Lee to retract the perceived deviation from the “one China” policy and reiterated longstanding threats to use force if necessary to prevent a declaration of independence by Taiwan. The People’s Republic of China (PRC) also questioned U.S. commitment to “one China” and expressed opposition to any U.S. military intervention. The Clinton Administration responded that Lee’s statement was not helpful and reaffirmed the “one China” policy.<sup>1</sup> Some questioned whether U.S. law, the Taiwan Relations Act (TRA), P.L. 96-8, requires U.S. defense of Taiwan against an attack from the People’s Liberation Army (PLA), China’s military. Congress paid greater attention to arms sales to Taiwan.

Senator Jesse Helms, then Chairman of the Foreign Relations Committee, at a July 21, 1999 hearing, said that Lee “created an opportunity to break free from the anachronistic, Beijing-inspired one-China policy which has imprisoned U.S. policy toward China and Taiwan for years.” Representative Benjamin Gilman, then Chairman of the International Relations Committee, wrote in a September 7, 1999 letter to Clinton that it is a “common misperception” that we conceded officially that Beijing is the capital of the “one China” that includes Taiwan. He said, “under no circumstances should the United States move toward Beijing’s version of ‘one China’.”<sup>2</sup>

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<sup>1</sup> Department of State, Press Briefing by James Rubin, July 15, 1999; Secretary of State Madeleine Albright’s remarks on visit of Israeli Prime Minister Ehud Barak, July 20, 1999.

<sup>2</sup> Dalrymple, Mary, “Taiwanese President’s Comment Inspires GOP to Renew Attack on (continued...) ”

During the George W. Bush Administration, congressional leaders of the Senate Foreign Relations and House International Relations Committees have stressed U.S. support for Taiwan as a democracy, rather than its status as independent from “one China.” Senator Richard Lugar wrote in May 2001 that “for many years, successive U.S. administrations have affirmed that there is one China and that the people on Taiwan and the people of China should work out a plan for peaceful unification.” He also referred to a debate on the nature of the U.S. obligation to “defend democracy in Taiwan” and to prevent a “forceful military unification of Taiwan and China.”<sup>3</sup> Representative Henry Hyde spoke in Beijing in December 2002 and dismissed notions that U.S. support for Taiwan is geared toward containing or dividing China. He said that “the bedrock of the very strong support for Taiwan in the U.S. Congress” is the shared experience as democracies. Moreover, Hyde highlighted Taiwan’s significance as a model of a “Chinese democracy” that proved democracy is compatible with Chinese culture.<sup>4</sup>

As a focal point in the House for diverse interests regarding Taiwan, an initial number of 85 Members formed a Taiwan Caucus on April 9, 2002, with Representatives Robert Wexler, Steve Chabot, Sherrod Brown, and Dana Rohrabacher as co-chairs. Later, 10 Senators were original members of another Taiwan Caucus formed on September 17, 2003, with Senators George Allen and Tim Johnson as co-chairs.

Congress has exercised oversight of the TRA and the President’s management of policy toward democratic Taiwan as well as cross-strait peace and stability. U.S. national security interests in a peaceful resolution of the Taiwan question has been increasingly challenged by the PRC’s military modernization and Taiwan’s moves perceived in Beijing as provocatively formalizing and legitimizing independence. On August 3, 2002, Taiwan’s President Chen Shui-bian of the Democratic Progressive Party (DPP) gave a speech on “one country on each side” of the strait, surprising Washington. Leading up to the presidential election on March 20, 2004, Chen advocated holding the first referendums (on the same day as the election) and drafting a new constitution with a timetable (a new draft constitution by September 28, 2006; a referendum on the constitution on December 10, 2006; and enactment of the new constitution on May 20, 2008).

On November 18, 2003, a PRC official on Taiwan affairs who is a PLA major general issued a threat to use force against what Beijing perceives as the “open promotion of Taiwan independence.”<sup>5</sup> Deputy Secretary of State Richard Armitage responded by saying that “there’s an election and campaign going on in Taiwan, and I think one shouldn’t over-emphasize comments that are made in the heat of an

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<sup>2</sup> (...continued)

Clinton’s ‘One China’ Policy,” *Congressional Quarterly*, July 24, 1999; Letter from Representative Benjamin Gilman to President Clinton, September 7, 1999.

<sup>3</sup> Richard Lugar, “Timely Exit for Ambiguity,” *Washington Times*, May 17, 2001.

<sup>4</sup> Henry Hyde, “Remarks at Tsinghua University,” Beijing, December 10, 2002.

<sup>5</sup> “Taiwan Office’s Wang Zaixi: Taiwan Independence Means War, Use of Force is Difficult to Avoid,” *Xinhua* and *China Daily*, November 18, 2003.

election” and that the United States “has full faith that the question of Taiwan will be resolved peacefully.” He added that the TRA guides policy in providing Taiwan “sufficient defense articles for her self-defense” and “also requires the United States to keep sufficient force in the Asia Pacific area to be able to keep the area calm.” Armitage reaffirmed that the U.S. commitment to assist Taiwan’s self-defense, with no defense treaty, “doesn’t go beyond that in the Taiwan Relations Act, and we have good, competent military forces there.”<sup>6</sup>

On the eve of his visit to Washington, PRC Premier Wen Jiabao warned on November 22, 2003, that China would “pay any price to safeguard the unity of the motherland.”<sup>7</sup> On November 29, President Chen surprisingly announced that he would use one provision in the referendum law passed by the opposition-dominated legislature two days earlier and hold a “defensive referendum” on China’s threats on the day of the presidential election. During his meeting with Premier Wen in the Oval Office on December 9, 2003, President Bush stated that he opposed Chen’s efforts to change the status quo, drawing criticisms that Bush sided with the PRC’s belligerence. The four co-chairmen of the Taiwan Caucus in the House wrote a letter to President Bush, criticizing his stance as a victory for the authoritarian regime of the PRC at the expense of Taiwan’s democratic reforms.<sup>8</sup> After congratulating Chen Shui-bian on his re-election in March 2004, the Administration, in testimony on April 21, 2004, further clarified U.S. policy toward Taiwan and warned of “limitations” in U.S. support for constitutional changes in Taiwan. In his inaugural address on May 20, Chen responded to U.S. concerns, excluding sovereignty issues and a referendum from his continued plan for a new constitution by 2008.

## Ambiguity in the Key Statements

Four documents stand out among the many U.S. statements on policy concerning Taiwan: Shanghai Communique of 1972, Normalization Communique of 1979, the 1979 Taiwan Relations Act (TRA) (P.L. 96-8), and August 17, 1982 Communique on arms sales. (See excerpts of these and other statements in Part II.) Despite apparently consistent formal and private statements in over three decades,<sup>9</sup> the “one China” question has been left somewhat ambiguous and subject to different interpretations among Washington, Beijing, and Taipei. The idea of “one China” has been complicated by the co-existence of the PRC government ruling the mainland and the ROC government on Taiwan since 1949.

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<sup>6</sup> Richard Armitage, press availability, Exhibit Hall, Washington, DC, November 18, 2003.

<sup>7</sup> Interview with the *Washington Post*, published November 23, 2003.

<sup>8</sup> Sherrod Brown, Steve Chabot, Dana Rohrabacher, and Robert Wexler, “Congressional Taiwan Caucus Urges President Bush to Reconsider Position on Taiwanese Referendum,” December 11, 2003.

<sup>9</sup> Some observers say that the U.S. position on “one China” dates back more than three decades. (See for example, Henry Kissinger, “Storm Clouds Gathering,” *Washington Post*, September 7, 1999, p. 19.) This CRS Report discusses the policy on “one China” since the United States began in 1971 to reach understandings with the PRC government in Beijing.

The political and strategic context of those key statements has also experienced significant change. Since political reforms began in 1986, Taiwan became a democracy, with a new basis for the government's legitimacy and greater say by proponents of a separate Taiwan identity. The Tiananmen crackdown of 1989 in the PRC dramatically proved the limits to liberal change on the mainland. The original strategic rationale for U.S.-PRC rapprochement faded with the end of the Cold War. In May 2000, the Democratic Progressive Party (DPP)'s Chen Shui-bian became President of the ROC, ousting the Nationalist Party, or Kuomintang (KMT), as the ruling party in Taiwan for the first time in 55 years.

There are several complicating issues about the language in the key statements. First, "China" was not defined in the three joint communiques. In the Normalization Communique, the United States recognized the PRC government as the sole legal government of China, but the PRC has never ruled Taiwan and other islands under the control of the ROC government. The PRC's late paramount leader Deng Xiaoping's 1984 proposal of "one China, two systems" sought to define Taiwan as a Special Administrative Region under the PRC after unification. On the other hand, "Taiwan" was defined in Sec. 15(2) of the TRA essentially to be the islands of Taiwan and the Pescadores, plus the people, entities, and governing authorities there.

Second, there has been disagreement as to whether Taiwan's status actually was resolved or determined. In secret talks in 1972, President Nixon assured PRC Premier Zhou Enlai that the United States viewed the status of Taiwan as "determined" to be part of one China. The PRC's December 1978 statement on normalization of diplomatic relations with the United States said that the Taiwan question "has now been resolved between the two countries." However, the U.S. statement of December 1978 on normalization stated the expectation that the Taiwan question "will be settled" peacefully by the Chinese themselves. The TRA also stipulated the U.S. expectation that the future of Taiwan "will be determined" by peaceful means. President Reagan's 1982 statement on arms sales to Taiwan declared that "the Taiwan question is a matter for the Chinese people, on both sides of the Taiwan Strait, to resolve." Moreover, "settlement" or "resolution" — not stated as "unification" — of the Taiwan question is left open to be peacefully determined by both sides.

Third, the issues of the PRC's possible use of force, U.S. arms sales to Taiwan, and possible U.S. help in Taiwan's defense were left contentious and critical for U.S. interests. Washington has consistently stated its strong interest that there be a peaceful settlement, but the PRC has not renounced its claimed sovereign right to use force if necessary. Washington has not promised to end arms sales to Taiwan, although the Mutual Defense Treaty of 1954 was terminated on December 31, 1979.<sup>10</sup> In the surprise announcements of December 1978 on establishing diplomatic relations, the United States stated its interest in a peaceful resolution, but the PRC countered that Taiwan is China's internal affair. President Reagan agreed to the 1982 Communique on reducing U.S. arms sales to Taiwan — premised on the PRC's

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<sup>10</sup> Article 10 of the Mutual Defense Treaty allowed for its termination one year after notice is given by either side (on January 1, 1979).



declared policy of peaceful unification. In the early 1990s, the PLA began to build up its theater missile force and to acquire modern arms, especially from Moscow.

The 1979 TRA states that the United States will provide necessary defense articles and services to Taiwan for its sufficient self-defense, and will consider with “grave concern” any non-peaceful means to determine Taiwan’s future. In deciding on that language in 1979, Members of Congress debated whether the wording on U.S. military intentions was clear or ambiguous. Since the mid-1990s, a new debate has arisen over how to deter conflict in the Taiwan Strait, including whether ambiguity or clarity in U.S. statements about a possible military role serves U.S. interests in preventing conflict or provocations from either Beijing or Taipei.<sup>11</sup> There have been issues about whether and how U.S. statements of intentions might be clarified to specify the conditions under which the U.S. military will help to defend Taiwan and the U.S. stance on Taiwan’s sovereignty or efforts to change its declared political status.<sup>12</sup> Questions also have persisted about the extent of the U.S. defense commitment to Taiwan, given President Clinton’s 1996 deployment of two aircraft carriers near Taiwan and President Bush’s 2001 pledge of doing “whatever it took to help Taiwan defend herself.”

## Has U.S. Policy Changed?

Apart from questions about the language in the key statements on “one China,” policy questions have arisen about whether successive Administrations have changed the U.S. position since 1971 to adapt to changing circumstances and whether such shifts have advanced U.S. interests. Successive Administrations have generally maintained that “long-standing” U.S. policy has been consistent. Some in Congress and others, however, have contended that U.S. policy has changed in some important areas. There also are issues as to whether any elements of the “one China” policy should be reviewed for modification. The “one China” policy has evolved to cover three issue areas: sovereignty, use of force, and cross-strait dialogue.

**Sovereignty, Independence, Referendums, Constitution.** The U.S. “one China” policy has differed from the PRC’s principle on “one China,” and there have been questions about whether U.S. policy favors or opposes unification, an independent Taiwan, or the status quo. In general, U.S. policy has stressed the *process* (peaceful resolution of the Taiwan question, dialogue, with the assent of Taiwan’s people, and no provocations from either side) rather than the *outcome* (e.g., status quo, unification, independence, confederation). At the same time, the ROC has continued to assert its sovereignty, seek membership in the United Nations and

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<sup>11</sup> In the 106<sup>th</sup> Congress, the House International Relations Committee debated this issue of “ambiguity” and other issues in the markup of H.R. 1838, “Taiwan Security Enhancement Act,” October 26, 1999.

<sup>12</sup> See for example: Joseph Nye, Jr., “A Taiwan Deal,” *Washington Post*, March 8, 1998; Heritage Foundation and Project for the New American Century, “Statement on the Defense of Taiwan” by 23 conservatives, including Richard Armitage and Paul Wolfowitz, August 20, 1999; Thomas Christensen, “Clarity on Taiwan,” *Washington Post*, March 20, 2000; Richard Bush, “American Ambiguity on Taiwan’s Sovereignty Increases the Island’s Safety,” *Insight Magazine*, December 10, 2002.

international organizations. Under the ruling DPP since 2000, the government in Taipei has made greater use of the name “Taiwan” as opposed to “ROC.”<sup>13</sup>

In 1970, on the eve of the Nixon Administration’s contacts with PRC leaders, the State Department testified to Congress that “in neither [the Japanese Peace Treaty of 1951 nor the Treaty of Peace between the Republic of China and Japan of 1952] did Japan cede this area to any particular entity. As Taiwan and the Pescadores are not covered by any existing international disposition, sovereignty over the area is an unsettled question subject to future international resolution. Both the Republic of China and the Chinese Communists disagree with this conclusion and consider that Taiwan and the Pescadores are part of the sovereign state of China.”<sup>14</sup>

However, accounts of President Nixon’s secret talks with PRC Premier Zhou Enlai in China in 1972 said that Nixon made promises on the question of Taiwan in return for diplomatic normalization that went beyond the communique issued at the end. The Carter Administration later called the promises: “Nixon’s Five Points.”<sup>15</sup> Also, according to Assistant Secretary of State Stanley Roth’s March 1999 testimony, Nixon pledged no U.S. support for Taiwan independence (second time after Kissinger’s 1971 promise): “We have not and will not support any Taiwan independence movement.”<sup>16</sup> With the release on December 11, 2003, of declassified memoranda of conversation of the secret talks between Nixon and Zhou, there was confirmation that Nixon stated as first of Five Principles that “there is one China, and Taiwan is a part of China. There will be no more statements made — if I can control our bureaucracy — to the effect that the status of Taiwan is undetermined.”

Publicly, the United States did not explicitly state its own position on the status of Taiwan in the three U.S.-PRC Joint Communiques. In 1972, while still recognizing the ROC, the Nixon Administration declared that it “acknowledges” that “all Chinese on both sides of the Taiwan Strait” maintain that there is one China and

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<sup>13</sup> Such as: the addition of “Taiwan” in the title of the ROC Yearbook; the addition of “Taiwan” in English on ROC passports beginning on September 1, 2003; changing the title of a government publication, *Taipei Review*, to *Taiwan Review* beginning with the March 2003 issue; and efforts to use “Taiwan” instead of “Taipei” in the names of representative offices in the United States and other countries.

<sup>14</sup> Testimony at hearings before the Senate Foreign Relations Subcommittee on U.S. Security Agreements and Commitments Abroad of the 91<sup>st</sup> Congress (1970), cited in Department of State, memorandum on the legal status of Taiwan, July 13, 1971, a copy of which Nat Bellocchi, former chairman of AIT, provided.

<sup>15</sup> James Mann, *About Face: A History of America’s Curious Relationship with China, From Nixon to Clinton* (New York: Alfred A. Knopf, 1999), p. 46; Harding, Harry, *A Fragile Relationship: The United States and China Since 1972* (Washington: Brookings Institution, 1992), p. 43-44. According to Holdridge, Nixon reiterated the position against an independent Taiwan that Kissinger told Zhou in July 1971.

<sup>16</sup> Senate Foreign Relations Committee, hearing on United States-Taiwan Relations: The 20<sup>th</sup> Anniversary of the Taiwan Relations Act, March 25, 1999, written response to Senator Helms’ question about precedents for President Clinton’s June 1998 “Three Noes” statement, citing a Memorandum of Conversation, Tuesday, February 22, 1972, 2:10 pm-6:00 pm (declassified version).

Taiwan is a part of China, and that the United States did not challenge that position. After shifting diplomatic recognition to the PRC, the United States, in 1979 and 1982, again “acknowledged the Chinese position”<sup>17</sup> of one China and Taiwan is part of China. However, the 1982 communique further stated that the United States has no intention of pursuing a policy of “two Chinas” or “one China, one Taiwan,” while President Reagan’s accompanying statement said that “the Taiwan question is a matter for the Chinese people, on both sides of the Taiwan Strait, to resolve.” The TRA did not discuss the “one China” concept. In 1994, the Clinton Administration stated after its Taiwan Policy Review that the United States had “acknowledged” the Chinese position on one China and that “since 1978, each Administration has reaffirmed this policy.”

Despite these apparent similarities in U.S. policy statements, some contend that the U.S. position, since originally formulated in 1972, has adopted the PRC’s “one China” principle — rather than steadily maintaining neutrality and equal distance from Beijing and Taipei. In 1982, Senator John Glenn criticized both the Carter and Reagan Administrations:

The ambiguous formulation agreed upon in the 1979 joint communique went considerably further in recognizing the PRC’s claim to Taiwan. Although the word “acknowledged” remained, the object of our acknowledgment shifted noticeably. We no longer just acknowledged that both Chinas asserted the principle that there was one China, but instead acknowledged the Chinese position that there is but one China. By dropping the key phrase “all Chinese on either side of the Taiwan Strait maintain” one could interpret that we had moved from the position of neutral bystander noting the existence of a dispute, to a party accepting the Chinese assertion that there is one China. Clearly, this was the PRC’s interpretation. ... More recently, Peking’s threats to downgrade relations with the United States, unless Washington agreed to end all arms sales to Taiwan, prompted President Reagan to write to China’s Communist Party Chairman, Hu Yaobang, in May 1982, and assure him that, “Our policy will continue to be based on the principle that there is but one China. ...” We now assert that it is our policy, U.S. policy, that there is but one China, and although not stated, indicate implicitly that Taiwan is a part of that one China. The use of the qualifier “acknowledged” has been dropped altogether. ... I do not believe that anyone can dispute that the U.S. policy toward China and Taiwan has changed dramatically over the last 10 years. Let me reiterate one more time, in 1972, we acknowledged that the Chinese on both sides of the Taiwan Strait maintained that there was but one China. Today it is U.S. policy that there is but one China. Despite this remarkable shift over time, the State Department, at each juncture, has assured us that our policy remained essentially unchanged.<sup>18</sup>

### ***Clinton’s Three Noes.***

In August 1995 — earlier than the first public statements showed in 1997 — President Clinton reportedly sent a secret letter to PRC President Jiang Zemin in

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<sup>17</sup> The Chinese text said “recognized China’s position.”

<sup>18</sup> Statement of Hon. John Glenn, U.S. Senator from Ohio, on China-Taiwan Policy, July 22, 1982, in: Lester L. Wolff and David L. Simon, *Legislative History of the Taiwan Relations Act* (New York: American Association for Chinese Studies, 1982), p. 306-307.

which he stated as the U.S. position that we would (1) “oppose” Taiwan independence, (2) would not support “two Chinas” or one China and one Taiwan, and (3) would not support Taiwan’s admission to the United Nations.<sup>19</sup> The opposition to Taiwan independence seemed to go beyond the promises made by former National Security Advisor Henry Kissinger and President Nixon in 1971 and 1972 of no U.S. support for Taiwan independence. Later, that wording was apparently changed from opposition to a neutral stance of non-support. This letter reportedly formed the basis of what were later known publicly as the “Three Noes.”

At the 1997 Clinton-Jiang summit in Washington, the two leaders issued a joint statement which included a U.S. position: “the United States reiterates that it adheres to its ‘one China’ policy and the principles set forth in the three U.S.-China joint communiqués.” While that joint statement did not include the “Three Noes,” the Administration decided to have a State Department spokesperson say two days later that “we certainly made clear that we have a one-China policy; that we don’t support a one-China, one-Taiwan policy. We don’t support a two-China policy. We don’t support Taiwan independence, and we don’t support Taiwanese membership in organizations that require you to be a member state.” While in China for a summit in June 1998, President Clinton chose an informal forum to declare: “I had a chance to reiterate our Taiwan policy, which is that we don’t support independence for Taiwan, or two Chinas, or one Taiwan-one China. And we don’t believe that Taiwan should be a member in any organization for which statehood is a requirement.”

Some questioned whether the “Three Noes,” especially as it was publicly declared by the U.S. President while in the PRC, was a change in U.S. policy.<sup>20</sup> U.S. non-support for a one China, one Taiwan; or two Chinas can be traced to the private assurances of the Nixon Administration in the early 1970s. However, the Clinton Administration, beginning with its Taiwan Policy Review of 1994, added non-support for Taipei’s entry into the United Nations (U.N.), which became an issue after Taipei launched its bid in 1993. In response to President Clinton’s “Three Noes,” concerned Members in both the Senate and the House nearly unanimously passed resolutions in July 1998, reaffirming the U.S. commitment to Taiwan.

The Clinton Administration, nonetheless, argued that the “Three Noes” did not represent a change in U.S. policy on Taiwan. Testifying before the Senate Foreign Relations Committee on March 25, 1999, Assistant Secretary of State Stanley Roth stated that “every point made there [in the “Three Noes”] had been made before by

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<sup>19</sup> Garver, John W., *Face Off: China, the United States, and Taiwan’s Democratization* (University of Washington Press, 1997); James Mann, *About Face: A History of America’s Curious Relationship with China, From Nixon to Clinton* (New York: Alfred A. Knopf, 1999).

<sup>20</sup> For example: Stephen J. Yates, “Clinton Statement Undermines Taiwan,” Heritage Foundation, July 10, 1998; Ted Galen Carpenter, “Let Taiwan Defend Itself,” Policy Analysis, Cato Institute, August 24, 1998; Stephen J. Yates, “Promoting Freedom and Security in U.S.-Taiwan Policy,” Heritage Foundation, October 13, 1998; James Lilley and Arthur Waldron, “Taiwan is a ‘State,’ Get Over It,” *Wall Street Journal*, July 14, 1999; Harvey J. Feldman, “How Washington Can Defuse Escalating Tensions in the Taiwan Strait,” Heritage Foundation, August 19, 1999.

a previous Administration and there was no change whatsoever.” In a written response to a question from Senator Helms, Roth cited as precedents for the “Three Noes” a 1971 statement by Kissinger, a 1972 statement by Nixon, a 1979 statement by Deputy Secretary of State Warren Christopher, and President Reagan’s 1982 Communique.

### ***Bush on Taiwan Independence, Referendums, Constitution.***

On April 25, 2001, when President George W. Bush stated the U.S. commitment to Taiwan as an obligation to use “whatever it took to help Taiwan defend herself,” he also said that “a declaration of independence is not the one China policy, and we will work with Taiwan to make sure that that doesn’t happen.” Visiting Beijing in February 2002, Bush said that U.S. policy on Taiwan was unchanged, but he emphasized U.S. commitment to the TRA and a peaceful resolution, along with opposition to provocations by either Beijing or Taipei. After Taiwan President Chen Shui-bian said on August 3, 2002, that there is “one country on each side” of the Taiwan Strait, the U.S. National Security Council (NSC) stated, in a second response, that “we do not support Taiwan independence.” With Jiang Zemin at his side at a summit in Crawford, TX, in October 2002, President Bush himself stated that “we do not support independence.”

However, there have been questions about whether the Bush Administration has adjusted U.S. policy after President Chen Shui-bian surprised the United States in August 2002 with a speech on “one country on each side” and a call for a holding referendums. Specifically, there has been the issue of whether President Bush gave assurances, at closed meetings starting at that summit in October 2002, to PRC President Jiang Zemin and later President Hu Jintao that the United States “is against” or “opposes” unilateral moves in Taiwan toward independence and/or the status of Taiwan independence, in the interest of stability in the Taiwan Strait.<sup>21</sup> A position in “opposition” to Taiwan independence would represent a shift in policy focus from the process to the outcome and go beyond President Nixon’s “Five Principles,” which expressed “non-support” for Taiwan independence. But U.S. opposition to Taiwan independence would be consistent with President Clinton’s secret letter reportedly sent in 1995 to PRC leader Jiang Zemin, as the basis for the “Three Noes.” U.S. opposition would also conflict with the stance of the government of Taiwan, which, under the DPP, has argued that Taiwan is already independent, as evident since the first democratic presidential election in 1996.<sup>22</sup> Still, the

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<sup>21</sup> According to the *Far Eastern Economic Review* (April 22, 2004), President Bush met with his AIT officials, Therese Shaheen and Douglas Paal, in the summer of 2003 on policy toward Taiwan, and Bush said “I’m not a nuance guy — ‘Do not support.’ ‘Oppose.’ It’s the same to me.”

<sup>22</sup> Chen Ming-tong, a Vice Chairman of the Mainland Affairs Council in Taiwan, spoke at a conference of the Global Alliance for Democracy and Peace in Houston, TX, on October 31, 2003, and contended that Taiwan is already a sovereign, democratic country that is in a “post-independence period” and does not need to declare independence. Joseph Wu, Deputy Secretary General of the Presidential Office of Chen Shui-bian, wrote in *Taipei Times* on January 6, 2004, that Taiwan’s independence is the “new status quo.”

Administration has cited polls in Taiwan showing that a clear majority of the people prefer the continuation of the status quo to either independence or unification.

After Chen, during campaigns for Taiwan's presidential election in March 2004, advocated holding referendums and adopting a new constitution by 2008 — moves that could have implications for Taiwan's sovereignty and cross-strait stability, the Bush Administration called on Chen to adhere to his pledges ("Five Noes") in his inaugural address of 2000 (including not promoting a referendum to change the status quo). On September 28, 2003, Chen started his call for a new constitution for Taiwan (with a draft constitution by September 28, 2006; a referendum on the constitution on December 10, 2006; and enactment of the new constitution on May 20, 2008). National Security Advisor Condoleezza Rice said on October 14, 2003, that "nobody should try unilaterally to change the status quo."<sup>23</sup> A White House official said in an interview on November 26, 2003, that "Taiwan shouldn't be moving towards independence; and mainland China shouldn't be moving towards the use of force or coercion."<sup>24</sup> Then, Chen announced on November 29 — two days after the opposition-dominated legislature passed a restrictive law authorizing referendums — that he would still use one provision to hold a "defensive referendum" on election day.<sup>25</sup> Chen argued that the referendum would be a way for Taiwan's people to express their opposition to the PLA's missile threat and would have nothing to do with the question of unification or independence.

Nonetheless, Administration officials have had concerns about the volatile course of current and future political actions in Taiwan (with elections, referendums, and a new constitution), reforms geared for governance vs sovereignty, and unnecessary effects on peace and stability, given U.S. commitments to help Taiwan's self-defense. The Bush Administration added a new, clearer stance on December 1, 2003, when the State Department expressed U.S. "opposition" to any referendum that would change Taiwan's status or move toward independence. On the same day, the Senior Director of Asian Affairs at the White House's National Security Council, James Moriarty, reportedly was in Taiwan to pass a letter from Bush to Chen with concerns about "provocations."<sup>26</sup> Apparently needing a public, stronger, and clearer U.S. message to Taiwan, appearing next to visiting PRC Premier Wen Jiabao at the White House on December 9, 2003, President Bush stated opposition to any unilateral decision by China or Taiwan to change the status quo, as well as opposition

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<sup>23</sup> Previously, Secretary of State Warren Christopher stated in May 1996 — two months after President Clinton deployed two aircraft carriers near Taiwan and days before an inauguration address by Taiwan's President Lee Teng-hui — that "we have emphasized to both sides the importance of avoiding provocative actions or unilateral measures that would alter the status quo or pose a threat to peaceful resolution of outstanding issues."

<sup>24</sup> Background interview with Senior White House Official, *Phoenix TV*, November 26, 2003.

<sup>25</sup> Article 17 of the referendum law passed on November 27, 2003, in the Lifa Yuan authorizes the president to initiate a referendum on national security issues "if the country suffers an external threat that causes concern that national sovereignty will change."

<sup>26</sup> *Lien-Ho Pao [United Daily News]*, Taipei, December 1, 2003; *New York Times*, December 9, 2003.

to efforts by Taiwan's President Chen to change the status quo, in response to a question about whether Chen should cancel the referendum.

However, Bush did not make public remarks against the PRC's threats toward democratic Taiwan. Bush also did not counter Wen's remarks that Bush reiterated "opposition" to Taiwan independence. Bush raised questions about whether he miscalculated the willingness of Chen to back down during his re-election campaign and risked U.S. credibility, since Chen responded defiantly that he would hold the "anti-missile, anti-war" referendums as planned and that his intention was to keep Taiwan's current independent status quo from being changed.<sup>27</sup>

American opinions were divided on the Bush Administration's statements toward Taiwan. Some saw Chen as advancing a provocative agenda of permanent separation from China while trying to win votes, and supported Bush's forceful stance against Chen's plan for referendums.<sup>28</sup> Others criticized President Bush for being one-sided in appeasing a dictatorship at the expense of Taiwan's democracy while failing to warn against and even possibly inviting aggression from Beijing.<sup>29</sup> The co-chairmen of the Congressional Taiwan Caucus in the House wrote a letter to President Bush, criticizing his stance as a victory for the authoritarian regime of the PRC at the expense of Taiwan's democratic reforms.<sup>30</sup> Some critics have argued for a new approach, saying that the "one China" policy became "irrelevant" and that there is a U.S. national security interest in preventing the "unification" of Taiwan with China.<sup>31</sup> In contrast, another American approach being advocated would continue arms sales to Taiwan and take no position on its independence, but would stay out of any conflict in the Taiwan Strait.<sup>32</sup>

Still, uncertainty has remained about the Bush Administration's management of U.S. policy on questions such as options to recalibrate policy in exercising

<sup>27</sup> Chen Shui-bian responded to Bush in a meeting with visiting Representative Dan Burton on December 10, 2003, reported *Taipei Times*, December 11, 2003; and Chen's meeting with author and others at the Presidential Palace, Taipei, December 11, 2003.

<sup>28</sup> See *Wall Street Journal*, "The End of Ambiguity," editorial, December 10, 2003; Ross Munro, "Blame Taiwan," *National Review*, December 18, 2003; Peter Brookes (Heritage Foundation), "Why Bush Acted on Taiwan," *Far Eastern Economic Review*, December 25, 2003; Michael Swaine, "Trouble in Taiwan," *Foreign Affairs*, March/April 2004.

<sup>29</sup> For example, William Kristol, Robert Kagan, Gary Schmitt (Project for the New American Century), "U.S.-China-Taiwan Policy," December 9, 2003; *Washington Post*, "Mr. Bush's Kowtow," editorial, December 10, 2003; and Robert Kagan and William Kristol, "Stand by Taiwan," *Weekly Standard*, December 22, 2003.

<sup>30</sup> Sherrod Brown, Steve Chabot, Dana Rohrabacher, and Robert Wexler, "Congressional Taiwan Caucus Urges President Bush to Reconsider Position on Taiwanese Referendum," December 11, 2003.

<sup>31</sup> For example, conference at the Heritage Foundation, "Rethinking 'One China'," February 26, 2004; and Thomas Donnelly, "Taiwan: Test Case of the Bush Doctrine," AEI, National Security Outlook, April 2004.

<sup>32</sup> Ted Galen Carpenter, "President Bush's Muddled Policy on Taiwan," CATO Institute, Foreign Policy Briefing, March 15, 2004.

leverage over Taipei or Beijing; capacity to maintain the delicate balance in preventing provocations by either side of the strait rather than swerving to one side or another; perceptions in Taipei and Beijing of mixed messages from Washington; the U.S. stance on referendums and a new constitution in Taiwan; definition of “status quo”; deference to democracy in Taiwan; Taiwan’s long-standing, de facto independence from China; stronger separate national identity in Taiwan; a proactive U.S. political role (such as urging dialogue or mediation) in addition to proactive pressures on defense; the extent of the U.S. commitment to assist Taiwan’s self-defense; the increasing PLA threat; and U.S. worries about Taiwan’s defense spending, acquisitions, and the will to fight.<sup>33</sup>

On January 16, 2004, President Chen provided the wording for the two questions, saying that the referendums will ask citizens (1) whether the government should acquire more missile defense systems if the Chinese Communists do not withdraw missiles and renounce the use of force against Taiwan, and (2) whether the government should negotiate with the Chinese Communists to establish a framework for cross-strait peace and stability. Chen also promised that if re-elected, he will maintain “the status quo of cross-strait peace.”<sup>34</sup> On election day on March 20, 2004, the two referendums failed to be considered valid when 45% of eligible voters cast ballots (less than the 50% needed).

After the election in March 2004, the White House sent the Senior Director for Asian Affairs, Michael Green, to Taiwan to urge President Chen to exclude sovereignty-related issues from constitutional changes.<sup>35</sup> In testimony by Assistant Secretary of State James Kelly on April 21, 2004, the Bush Administration warned Chen of “limitations” in U.S. support for constitutional changes in Taiwan. In his inaugural address on May 20, 2004, Chen responded to a number of U.S. concerns.

### ***Visits or Transits by Taiwan’s President.***

One policy question has concerned the appropriate U.S. response to requests from Taiwan’s president to enter the United States for official visits, private visits, or transits, to visit Washington, D.C., and to meet with officials and Members of Congress. Congress has expressed strong support for granting such visits. Since 1994, the U.S. response has evolved from the initial practice of denying Lee Teng-hui entry into the United States to according due dignity to Taiwan’s president. In May 1994, the Clinton Administration allowed President Lee Teng-hui to make a refueling

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<sup>33</sup> Based in part on the author’s visit to Taiwan, December 5-13, 2003. Also, for critiques in a longer-term context, see for example: Bates Gill (Center for Strategic and International Studies), “Bush Was Correct but Clumsy on Taiwan Policy,” *Financial Times*, December 12, 2003; Kenneth Lieberthal (University of Michigan), “Dire Strait: The Risks on Taiwan,” *Washington Post*, January 8, 2004.

<sup>34</sup> Office of the President of the Republic of China, news releases (in Chinese and English), January 16, 2004. Chen’s use of the phrase “the status quo of cross-strait peace” was translated simply as “status quo” in the official English version.

<sup>35</sup> Susan Lawrence, “Bush to Taiwan: Don’t Risk It,” *Far Eastern Economic Review*, May 20, 2004.



stop in Hawaii but denied him a visa. In 1995, Lee received a visa to visit Cornell University, his alma mater. (Beijing responded with PLA exercises and missile launches in 1995 and 1996.) Congress' view was an important factor acknowledged by the Administration in its reversal of policy to grant the visa.

In August 2000, the Clinton Administration granted a visa to the newly-elected President Chen Shui-bian to transit in Los Angeles on his way to South America and Africa, but, according to Taiwan's Foreign Ministry, Washington and Taipei had an understanding that Chen would not hold public events. Representative Sam Gejdenson organized a meeting between Chen and about 15 Members of Congress (some of whom were in town for the Democratic National Convention), but Chen told them he was "unavailable."<sup>36</sup>

In 2001, in granting President Chen Shui-bian "private and unofficial" transits through New York (May 21-23) and Houston (June 2-3) en route to and from Latin America, the Bush Administration took a different position on such meetings. As the State Department spokesperson said, "we do believe that private meetings between Members of Congress and foreign leaders advance our national interests, so [Chen] may have meetings with Members of Congress."<sup>37</sup> On the night of May 21, 2001, 21 Representatives attended a dinner with Chen in New York, and Representative Tom DeLay later hosted Chen in Houston.

In 2003, while considering his safety, comfort, convenience, and dignity, the Bush Administration again granted President Chen's requests for transits to and from Panama through New York (October 31-November 2) and Anchorage (November 4-5).<sup>38</sup> Some Members of Congress personally welcomed Chen, including 16 Members who were in New York and met with him. No Administration officials met with Chen, other than representatives of AIT based in Washington. Deputy Assistant Secretary of State Randall Schriver reportedly canceled a planned meeting with Chen in New York, and Deputy Secretary of State Richard Armitage talked with Chen by phone.<sup>39</sup>

### ***International Organizations.***

Meanwhile, the United States, with strong congressional backing, has voiced some support for Taiwan's quest for international space, including participation in international organizations on transnational issues. Some advocates view such participation as preserving a democratic government's international presence and promoting the interests of Taiwan's people, while others support Taiwan's separate identity or independence. The Clinton Administration's 1994 Taiwan Policy Review

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<sup>36</sup> *Central News Agency* (Taipei), August 9, 2000; "Taiwan Leader Stops in Los Angeles," *Washington Post*, August 14, 2000; Sam Gejdenson, "Taiwan Deserves Better: Why We Should Have Met with President Chen," *Washington Times*, August 21, 2000.

<sup>37</sup> Department of State, press briefing by Richard Boucher, May 14, 2001.

<sup>38</sup> Department of State, press briefing by Richard Boucher, October 7, 2003.

<sup>39</sup> Susan Lawrence, "Diplomatic But Triumphant Progress," *Far Eastern Economic Review*, November 13, 2003.

promised to support Taiwan's membership in organizations where statehood is not a prerequisite and to support opportunities for Taiwan's voice to be heard in organizations where its membership is not possible.

On May 11, 2001, President Bush wrote to Senator Frank Murkowski, agreeing that the Administration should "find opportunities for Taiwan's voice to be heard in organizations in order to make a contribution, even if membership is impossible," including concrete ways for Taiwan to benefit from and contribute to the World Health Organization (WHO). On April 9, 2002, Representatives in the House formed a Taiwan Caucus, and, as its first action, it wrote a letter on April 19, 2002, to the President, seeking support for Taiwan's participation in the WHO. With worldwide attention on the severe acute respiratory syndrome (SARS) epidemic, Secretary of Health and Human Services Tommy Thompson expressed support for Taiwan in a speech at the World Health Assembly on May 19, 2003, saying that "the need for effective public health exists among all peoples" and "that's why the United States has strongly supported Taiwan's inclusion in efforts against SARS and beyond."

### ***Recent Legislation.***

During the 104<sup>th</sup> Congress, after the Clinton Administration denied President Lee Teng-hui a visa in May 1994, the Senate, from July to October, passed amendments introduced by Senator Brown to ensure that Taiwan's President can enter the United States on certain occasions. Two amendments (for S. 2182 and H.R. 4606) that passed were not retained, but the amendment to the Immigration and Nationality Technical Corrections Act of 1994 was enacted. Upon signing it into law (P.L. 103-416) on October 25, 1994, President Clinton said that he would construe Section 221 as expressing Congress' view. Later, Congress overwhelmingly passed the bipartisan H.Con.Res. 53 expressing the sense of Congress that the President should promptly welcome a private visit by President Lee Teng-hui to his alma mater, Cornell University, and a transit stop in Anchorage, Alaska, to attend a conference. The House passed the resolution by 396-0 on May 2, and the Senate passed it by 97-1 on May 9, 1995 (with Senator Johnston voting Nay and Senators Moynihan and Warner not voting).

During the 106<sup>th</sup> Congress, in 1999, Congress legislated a requirement for semi-annual reports on such U.S. support, in Section 704 of the Foreign Relations Authorization Act for FYs 2000 and 2001 (P.L. 106-113). Also in 1999, Congress passed legislation (P.L. 106-137) requiring a report by the Secretary of State on efforts to support Taiwan's participation in the WHO. In January 2000, the State Department submitted the report, saying that the United States does not support Taiwan's membership in organizations, such as the U.N. or WHO, where statehood is a requirement for membership, but that it supports any arrangements acceptable to the WHO membership to allow for Taiwan to participate in the work of the WHO.<sup>40</sup> In October 2000, the House and Senate passed H.Con.Res. 390, expressing the sense of Congress that the State Department's report failed to endorse Taiwan's participation in international organizations and that the United States should fulfill

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<sup>40</sup> Department of State, "Report Required by Public Law 106-137, Fiscal Year 2000, Taiwan Participation in the World Health Organization (WHO)," January 4, 2000.

the commitment of the Taiwan Policy Review to more actively support Taiwan's participation in international organizations.

In the 107<sup>th</sup> Congress, on May 17, 2001, Members in the House agreed without objection to H.Con.Res. 135 to welcome President Chen Shui-bian upon his visit.

Also, Congress passed a bill, P.L. 107-10, authorizing the Secretary of State to initiate a U.S. plan to obtain observer status for Taiwan at the annual summit of the World Health Assembly in May 2001 in Geneva, Switzerland.<sup>41</sup> Then, Representative Sherrod Brown and Senator Torricelli introduced H.R. 2739 and S. 1932 to amend the law to target the May 2002 meeting. H.R. 2739 was passed and enacted as P.L. 107-158 on April 4, 2002.

As enacted on September 30, 2002, the Foreign Relations Authorization Act for FY2003 (P.L. 107-228), authorized — at the Bush Administration's request — U.S. departments or agencies (including the Departments of State and Defense) to assign or detail employees to the American Institute in Taiwan (AIT), the non-profit corporation (with offices in Washington and Taipei) that has handled the U.S.-Taiwan relationship in the absence of diplomatic ties since 1979 under the TRA. (Personnel at AIT have been separated from government service for a period of time in the name of “unofficial” relations.) The legislation also expressed the sense of Congress that AIT and the residence of its director in Taipei should publicly display the American flag “in the same manner as United States embassies, consulates, and official residences throughout the world.” (AIT in Taipei has flown the U.S. flag on occasion.)

In the 108<sup>th</sup> Congress, the House and Senate passed S. 243 to authorize the Secretary of State to initiate a U.S. plan to obtain observer status for Taiwan at the World Health Assembly in May 2003. Upon signing the bill as P.L. 108-28 on May 29, 2003, President Bush stated that “the United States fully supports the overall goal of Taiwan's participation in the work of the World Health Organization, including observership” but also considered the Act to be consistent with the “one China” policy.

On October 30, 2003, the House passed H.Con.Res. 302 by 416-0 to welcome President Chen to the United States. On April 21, 2004, and May 6, 2004, the House and Senate respectively passed H.R. 4019 and S. 2092 in support of Taiwan's efforts to gain observer status in the WHO and to require an annual unclassified report from the Secretary of State on the U.S. plan to help obtain that status for Taiwan.

**Use of Force, Coercion, and Security Assistance.** The PRC has never renounced its claimed right to use force in what it sees as an internal problem and, moreover, has voiced more explicitly and demonstrated clearly its willingness to use force for political if not military objectives — despite its announced policy of “peaceful unification” since 1979. Since the early 1990s, the PRC has purchased more advanced arms from the Soviet Union/Russia and built up its theater missile

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<sup>41</sup> The Vatican, Order of Malta, and the Palestinian Liberation Organization (PLO) have attended the WHA's meetings as observers.

force.<sup>42</sup> In December 1992 and March 1993, PRC President Jiang Zemin and Premier Li Peng began to warn of having to use “drastic” or “resolute” measures to prevent Taiwan independence. Then, in 1995-1996, the PRC launched provocative military exercises, including missile “test-firings,” to express displeasure with then Taiwanese President Lee Teng-hui’s private visit to the United States and to intimidate voters before democratic elections in Taiwan. The United States believes that the PLA accelerated its buildup since 1999, the year when Lee Teng-hui called cross-strait relations “special state-to-state ties.”<sup>43</sup>

### ***Three Ifs.***

In February 2000, on the eve of another presidential election in Taiwan, the PRC issued its second White Paper on Taiwan, reaffirming the peaceful unification policy but adding a new precondition for the use of force. As one of “Three Ifs,” the PRC officially warned that even if Taiwan indefinitely refuses to negotiate a peaceful settlement, the PRC would be compelled to use force to achieve unification. However, no deadline was issued. The White Paper also warned the United States not to sell arms to Taiwan or pursue any form of alliance with Taiwan, including cooperation in missile defense.

### ***Commitment to Help Taiwan’s Self-Defense.***

The United States has expressed the consistent position — in increasingly stronger ways — that any resolution of the Taiwan question be peaceful. Congress passed and President Carter signed the TRA of 1979, adding U.S. commitment to assist Taiwan’s self-defense and a potential U.S. role in maintaining peace in the strait. The TRA left the U.S. obligation to help defend Taiwan somewhat ambiguous and did not bind future U.S. decisions. Section 2(b)(4) states that the United States will consider with “grave concern” any non-peaceful means to determine Taiwan’s future. The TRA also excluded the islands off the mainland (e.g., Quemoy and Matsu) in its security coverage over Taiwan. Nonetheless, the Section 2(b)(6) of the TRA declares it to be policy to maintain the U.S. capacity to resist any resort to force *or other forms of coercion* that would jeopardize the security, or the social or economic system, of the people on Taiwan [emphasis added].<sup>44</sup>

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<sup>42</sup> See Annual reports to Congress from the Secretary of Defense on PRC Military Power; CRS Report 97-391, *China: Ballistic and Cruise Missiles*, by Shirley A. Kan, and CRS Report RL30700, *China’s Foreign Conventional Arms Acquisitions: Background and Analysis*, by Shirley Kan, Christopher Bolkcom, and Ronald O’Rourke.

<sup>43</sup> The PLA’s post-1999 accelerated modernization was cited in the testimony of Assistant Secretary of State for East Asian and Pacific Affairs James Kelly before the House International Relations Committee at a hearing on “The Taiwan Relations Act: The Next 25 Years,” April 21, 2004.

<sup>44</sup> Of course, the issues about whether to use American military forces to defend the ROC government on Taiwan, whether to include the off-shore islands in any security coverage, and the role of Congress in U.S. decision-making date back to the 1950s. After the KMT, led by Chiang Kai-Shek, retreated to Taiwan in 1949, President Truman stated in January 1950 that the United States would not interfere in the Chinese civil war to defend Taiwan.

(continued...)

In 1982, President Reagan signed the Joint Communiqué on reducing arms sales to Taiwan, but he also stated in public and private clarifications that U.S. arms sales will continue in accordance with the TRA and with the full expectation that the PRC's approach to the resolution of the Taiwan issue will continue to be peaceful. President George H. W. Bush decided in September 1992 to sell 150 F-16 fighters to Taiwan, citing concerns about the cross-strait military balance.

On March 10 and 11, 1996, the Clinton Administration announced decisions to deploy two aircraft carrier battle groups to waters off Taiwan, after the PRC announced renewed PLA exercises that would include further missile "test-firings" toward Taiwan and Congress introduced legislation on helping to defend the ROC. President Clinton demonstrated that there might be grave consequences, as well as grave concern, to non-peaceful efforts to determine Taiwan's future. However, the Joint Statement at the 1997 Clinton-Jiang summit did not mention the TRA.

In April 2001, President George W. Bush publicly stated the U.S. commitment to Taiwan as an obligation to do "whatever it took to *help* Taiwan defend herself" [emphasis added].<sup>45</sup> Visiting two allies then China in February 2002, the President, in Tokyo, cited the U.S. commitment to Taiwan in the context of support for five regional allies (Japan, South Korea, Australia, Philippines, and Thailand) — to applause from the Diet, or Japan's legislature. Then, in Beijing, Bush emphasized U.S. commitments to the TRA and a peaceful settlement of the Taiwan question, while voicing opposition to provocations from either side.

However, indicating concerns about miscalculations of U.S. views in Taiwan, Deputy Assistant Secretary of Defense Richard Lawless told Taiwan's Deputy

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<sup>44</sup> (...continued)

After North Korea's attack on South Korea in June 1950, however, Truman ordered the 7<sup>th</sup> Fleet to prevent attacks by both sides across the Taiwan Strait. In August 1954, Secretary of State John Foster Dulles announced that there would be a U.S.-ROC defense treaty (signed on December 2, 1954), and PRC bombardment and attacks on off-shore islands started the Taiwan Strait crisis of 1954-1955. (See Ralph Clough, *Island China*. Harvard University Press, 1978.) On January 24, 1955, President Eisenhower, in a message to Congress, requested a resolution to authorize the use of force to protect Formosa, the Pescadores, and related positions and territories. After significant debate, Congress passed H.J.Res. 159 on January 29, 1955. The Formosa Resolution was enacted as P.L. 84-4.

<sup>45</sup> Assessments differed on the implications of Bush's interpretation of the U.S. commitment. Congress expressed mixed reactions. Senator Joseph Biden wrote that "we now appear to have a policy of ambiguous strategic ambiguity. It is not an improvement." (*Washington Post*, May 2, 2001.) Senator Richard Lugar contended that the President's statement "reflected a common-sense appraisal of the strategic situation in Asia." (*Washington Times*, May 17, 2001.) The *Wall Street Journal* (April 26, 2001) wrote that Bush sent a message to Beijing that Washington has a "strong national interest in preserving Taiwan's democracy" and there is "now less chance of a miscalculation by China's leaders." Others, including Michael O'Hanlan (*New York Times*, April 27, 2001), said Bush departed from ambiguity, which serves U.S. interests in preserving all options and in discouraging provocations by Taipei. A third argument was that the U.S. defense commitment to Taiwan should be limited to arms sales and that "preserving Taiwan's de facto independence" is not a vital U.S. security interest (Ted Galen Carpenter, "Going Too Far: Bush's Pledge to Defend Taiwan," CATO Institute Foreign Policy Briefing, May 30, 2001).

Defense Minister Chen Chao-min in February 2003 that, while the President said we will do whatever it takes to help Taiwan defend itself, Taiwan “should not view America’s resolute commitment to peace and stability in the Taiwan Strait as a substitute for investing the necessary resources in its own defense.”<sup>46</sup>

In November 2003, with concerns about PRC threats and Taiwan President Chen Shui-bian’s efforts to hold referendums, Deputy Secretary of State Richard Armitage confirmed a reporter’s question that the TRA is not a defense treaty. Armitage added that the TRA guides policy in providing Taiwan “sufficient defense articles for her self-defense” and “also requires the United States to keep sufficient force in the Asia Pacific area to be able to keep the area calm.” Armitage reaffirmed that the U.S. commitment to assist Taiwan’s self-defense, with no defense treaty, “doesn’t go beyond that in the Taiwan Relations Act, and we have good, competent military forces there.”<sup>47</sup> President Bush appeared with PRC Premier Wen Jiabao in the Oval Office on December 9, 2003, and stated U.S. opposition to any unilateral decisions made by the leader of Taiwan to change the status quo.

In April 2004, Assistant Secretary of State James Kelly further clarified U.S. policy after Chen Shui-bian’s re-election in March and warned Taiwan not to dismiss PRC statements as “empty threats” and warned of “limitations” to U.S. support for constitutional changes in Taiwan. At the same time, Assistant Secretary of Defense for International Security Affairs Peter Rodman warned Beijing that its attempt to use force would “inevitably” involve the United States.<sup>48</sup>

### ***Arms Sales and Military Relationship.***<sup>49</sup>

Despite the absence of diplomatic and alliance relations, U.S. arms sales to Taiwan have been increasingly significant. Moreover, beginning after tensions in the Taiwan Strait in 1995-1996, the Pentagon under the Clinton Administration quietly expanded the sensitive military relationship with Taiwan to levels unprecedented since 1979.<sup>50</sup> These broader exchanges reportedly have increased attention to so-called “software,” discussions over strategy, logistics, command and control, and plans in the event of an invasion of Taiwan.

The George W. Bush Administration has continued and expanded the closer military ties at different levels. In April 2001, President Bush announced he would drop the 20-year-old annual arms talks process used in relations with Taiwan’s

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<sup>46</sup> U.S.-Taiwan Business Council conference, San Antonio, TX, February 2003.

<sup>47</sup> Richard Armitage, press availability, Exhibit Hall, Washington, DC, November 18, 2003.

<sup>48</sup> Hearing on “The Taiwan Relations Act: The Next 25 Years,” held by the House International Relations Committee, April 21, 2004.

<sup>49</sup> See also CRS Report RL30957, *Taiwan: Major U.S. Arms Sales Since 1990*, and CRS Report RS20365, *Taiwan Annual Arms Sales Process*, by Shirley Kan.

<sup>50</sup> Mann, Jim, “U.S. Has Secretly Expanded Military Ties with Taiwan,” *Los Angeles Times*, July 24, 1999; Kurt M. Campbell (former Deputy Assistant Secretary of Defense for Asian and Pacific Affairs) and Derek J. Mitchell, “Crisis in the Taiwan Strait?,” *Foreign Affairs*, July/August 2001.

military in favor of normal, routine considerations of Taiwan's requests on an as-needed basis. Then, the Bush Administration granted a visa for ROC Defense Minister Tang Yiau-ming to visit the United States to attend a private conference held by the U.S.-Taiwan Business Council on March 10-12, 2002, in St. Petersburg, FL, making him the first ROC defense minister to come to the United States on a non-transit purpose since 1979.<sup>51</sup> Tang met with Deputy Secretary of Defense Paul Wolfowitz, who told the conference that the United States is willing to help Taiwan's military to strengthen civilian control, enhance jointness, and rationalize arms acquisitions.<sup>52</sup> In July 2002, the Pentagon issued a report to Congress on the PLA, warning that "the PRC's ambitious military modernization casts a cloud over its declared preference for resolving differences with Taiwan through peaceful means." The report also stressed that "Beijing has developed a range of non-lethal coercive options, including political/diplomatic, economic, and military measures."<sup>53</sup> The assessment has policy implications, since according to the TRA, it is U.S. policy to maintain the U.S. capacity to resist any resort to force or other forms of "coercion" against Taiwan's security, or social or economic system. In 2002, the Bush Administration requested legislation be passed to authorize the assignment of personnel from U.S. departments and agencies to AIT, with implications for the assignment of active-duty military personnel to Taiwan for the first time since 1979. (See the discussion below of the Foreign Relations Authorization Act for FY2003.)

Although there has been much interest among U.S. academic circles and think tanks in pursuing talks with China on its military buildup and increased U.S. security assistance to Taiwan,<sup>54</sup> a catalyst for this debate among policymakers arose out of the U.S.-PRC summit in Crawford, TX, on October 25, 2002. As confirmed to Taiwan's legislature by its envoy to Washington, C.J. Chen, and reported in Taiwan's media, PRC leader Jiang Zemin offered in vague terms a freeze or reduction in China's deployment of missiles targeted at Taiwan, in return for restraints in U.S. arms sales to Taiwan.<sup>55</sup> President Bush reportedly did not respond to Jiang's linkage. Policy considerations include the TRA (under which the United States has based its defense assistance to Taiwan on the threat that it faces), the 1982 Joint Communiqué (which

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<sup>51</sup> In December 2001, the previous ROC Defense Minister, Wu Shih-wen, made a U.S. transit on his way to the Dominican Republic.

<sup>52</sup> Deputy Secretary of Defense Paul Wolfowitz, "Remarks to the U.S.-Taiwan Business Council," March 11, 2002.

<sup>53</sup> Department of Defense, "Annual Report on the Military Power of the People's Republic of China," July 12, 2002.

<sup>54</sup> See David Lampton and Richard Daniel Ewing, "U.S.-China Relations in a Post-September 11<sup>th</sup> World," Nixon Center, August 2002; David Shambaugh's remarks at conference held by the Carnegie Endowment, Stanford University, Center for Strategic and International Studies, and National Committee on U.S.-China Relations, on "Taiwan and U.S. Policy: Toward Stability or Crisis?," October 9, 2002; Michael Swaine, "Reverse Course? The Fragile Turnaround in U.S.-China Relations," Carnegie Endowment Policy Brief, February 2003; and David Lampton, "The Stealth Normalization of U.S.-China Relations," *National Interest*, Fall 2003.

<sup>55</sup> *Chung-Kuo Shih-Pao [China Times]*, November 22, 2002; *Taipei Times*, November 23, 2002.

discussed reductions in U.S. arms sales to Taiwan premised on the PRC's peaceful unification policy), and the 1982 "Six Assurances" to Taiwan (which said the United States did not agree to hold prior consultations with the PRC on U.S. arms sales to Taiwan). On April 21, 2004, Assistant Secretary of State James Kelly testified to the House International Relations Committee that if the PRC meets its stated obligations to pursue a peaceful resolution of the Taiwan issue and matches its rhetoric with a military posture that bolsters and supports peaceful approaches to Taiwan, "it follows logically that Taiwan's defense requirements will change."

### ***Recent Legislation.***

Since the PLA's provocative exercises and missile launches in 1995 and 1996, Congress has increasingly asserted its role vis-a-vis the Administration in determining arms sales to Taiwan, as stipulated by Section 3(b) of the TRA, as well as in exercising its oversight of the TRA, including Section 2(b)(6) on the U.S. capacity to resist any resort to force or other forms of coercion against Taiwan.

During the 104<sup>th</sup> Congress, in early 1996, Congress became increasingly concerned about provocative PLA exercises held the previous summer and again on the eve of Taiwan's presidential election in March 1996 (with "test-firings" of M-9 short-range ballistic missiles to target areas close to the two Taiwan ports of Kaohsiung and Keelung). Introduced by Representative Chris Cox on March 7, passed by the House on March 19, and passed by the Senate on March 21, 1996, H.Con.Res. 148 expressed the sense of Congress that the United States should assist in defending the ROC. On March 13, 1996, during markup of H.Con.Res. 148 in the House International Relations Subcommittee on Asia and the Pacific, Delegate Eni Faleomavaega noted that House and Senate resolutions prompted the Clinton Administration to deploy the USS Independence and USS Nimitz carrier battle groups. The resolution cited Section 3(c) of the TRA, which directs the President to inform Congress promptly of any threat to the security or the social or economic system of the people on Taiwan and to determine the U.S. response along with Congress. However, on March 14, 1996, Assistant Secretary of State for East Asian and Pacific Affairs Winston Lord testified to the Subcommittee that "however serious, the present situation does not constitute a threat to Taiwan of the magnitude contemplated by the drafters of the Taiwan Relations Act" and that "if warranted by circumstances, we will act under Section 3(c) of the TRA, in close consultation with the Congress."

In the 105<sup>th</sup> Congress, the FY1999 National Defense Authorization Act (P.L. 105-261) required the Secretary of Defense to study the U.S. missile defense systems that could protect and could be transferred to "key regional allies," defined in the conference report as Japan, South Korea, and Taiwan.<sup>56</sup> In addition, the conference report (H.Rept. 105-746 of the FY1999 Defense Appropriations Act, P.L. 105-262)

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<sup>56</sup> Department of Defense, "Report to Congress on Theater Missile Defense Architecture Options for the Asia-Pacific Region," May 1999; CRS Report RL30379, *Missile Defense Options for Japan, South Korea, and Taiwan: A Review of the Defense Department Report to Congress*, November 30, 1999, by Robert D. Shuey and Shirley A. Kan.



required a report from the Pentagon on the security situation in the Taiwan Strait, in both classified and unclassified forms.<sup>57</sup>

In the 106<sup>th</sup> Congress, some Members supported the “Taiwan Security Enhancement Act (TSEA)” (S. 693, Helms; H.R. 1838, DeLay) as needed to upgrade U.S. assistance for Taiwan’s defense in the face of greater PLA threats. Other Members and the Clinton Administration opposed the bill as unnecessary and provocative in a delicate situation, while saying that the Pentagon has already exercised the authority under the TRA to provide arms to and deepen military ties with Taiwan. The TSEA was not enacted, although the House passed H.R. 1838 on February 1, 2000 by 341-70.<sup>58</sup> The TSEA increased attention to U.S.-Taiwan military exchanges, including that on communication and training. The Pentagon was said to have supported the spirit of the bill, although not its passage.<sup>59</sup> Also, the FY2000 National Defense Authorization Act (P.L. 106-65) enacted a requirement for the Pentagon to submit annual reports on PRC military power and the security situation in the Taiwan Strait.<sup>60</sup>

In asserting its role in decision-making on arms sales to Taiwan, Congress passed language, introduced by Senator Lott, in the FY2000 Foreign Operations Appropriations Act (in Div. B of P.L. 106-113), requiring the Secretary of State to consult with Congress to devise a mechanism for congressional input in determining arms sales to Taiwan. Again, in the FY2001 Foreign Operations Appropriations Act (Sec. 581 of P.L. 106-429), Congress passed the Taiwan Reporting Requirement, requiring the President to consult on a classified basis with Congress 30 days prior to the next round of arms sales talks. (Those required consultations took place on March 16, 2001.)

In addition to examining defense transfers to Taiwan, Congress also began to look closer at U.S. military deployments. The consolidated appropriations legislation for FY2000 (P.L. 106-113) required a report on the operational planning of the

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<sup>57</sup> Department of Defense, “Report to Congress Pursuant to the FY99 Appropriations Bill, The Security Situation in the Taiwan Strait,” February 1, 1999; CRS Report RS20187, *Taiwan’s Defense: Assessing the U.S. Department of Defense Report*, “The Security Situation in the Taiwan Strait,” April 30, 1999, by Robert Sutter.

<sup>58</sup> See also: Senate Foreign Relations Committee, hearing, “S. 693: The Taiwan Security Enhancement Act,” August 4, 1999; House International Relations Subcommittee on Asia and the Pacific, hearing, “Taiwan, the PRC, and the Taiwan Security Enhancement Act,” September 15, 1999; House International Relations Committee, mark-up of H.R. 1838, October 26, 1999; CRS Report RS20370, *The Taiwan Security Enhancement Act and Underlying Issues in U.S. Policy*, March 1, 2000, by Kerry Dumbaugh.

<sup>59</sup> Steven M. Goldstein and Randall Schriver (former official in the Office of the Assistant Secretary of Defense for International Security Affairs), “An Uncertain Relationship: The United States, Taiwan, and the Taiwan Relations Act,” *China Quarterly*, March 2001.

<sup>60</sup> Department of Defense, “Annual Report on the Military Power of the People’s Republic of China,” June 2000 and July 2002.

Department of Defense to implement the TRA and any gaps in knowledge about PRC capabilities and intentions affecting the military balance in the Taiwan Strait.<sup>61</sup>

In the 107<sup>th</sup> Congress, the National Defense Authorization Act for FY2002 (P.L. 107-107), enacted December 28, 2001, authorized the President to transfer (by sale) the four Kidd-class destroyers to Taiwan (Sec. 1011), under Section 21 of the AECA. Also, Section 1221 of the act required a new section in the annual report on PRC military power (as required by P.L. 106-65) to assess the PLA's military acquisitions and any implications for the security of the United States and its friends and allies. The scope of arms transfers to be covered was not limited to those from Russia and other former Soviet states, as in the original House language (H.R. 2586).<sup>62</sup>

The House-passed FY2003 National Defense Authorization Act contained Section 1202 seeking to require the Secretary of Defense to implement a comprehensive plan to conduct combined training and exchanges of senior officers with Taiwan's military and to "enhance interoperability" with Taiwan's military. The language was similar to that of Section 5(b) in the Taiwan Security Enhancement Act proposed in the 106<sup>th</sup> Congress. The Senate's version did not have the language. As enacted on December 2, 2002, the legislation (P.L. 107-314) contains a revised section (1210) requiring a Presidential report 180 days after the act's enactment on the feasibility and advisability of conducting combined operational training and exchanges of senior officers with Taiwan's military. (High-level and expanding military exchanges have taken place in the United States, while U.S. flag and general officers may not visit Taiwan.)

The Foreign Operations Appropriations Act for FY2002 (P.L. 107-115), as enacted on January 10, 2002, brought unprecedented close coordination between the Executive and Legislative branches on arms sales to Taiwan. Section 573 required the Departments of State and Defense to provide detailed briefings (not specified as classified) to congressional committees (including those on appropriations) within 90 days of enactment and not later than every 120 days thereafter during FY2002. The briefings were to report on U.S.-Taiwan discussions on potential sales of defense articles or services.

Some Members in the House and Senate called for ensuring regular and high-level consultations with Taiwan and a role for Congress in determining arms sales to Taiwan, after President Bush announced on April 24, 2001, that he would drop the annual arms talks process with Taiwan in favor of normal, routine considerations on an "as-needed" basis. Enacted as P.L. 107-228, the Foreign Relations Authorization Act for FY2003 authorized — at the Bush Administration's request — the Department of State and other departments or agencies (including the Department of Defense) to detail employees to AIT (Section 326); required that Taiwan be "treated as though it were designated a major non-NATO ally" (Section 1206); required consultations with Congress on U.S. security assistance to Taiwan every 180 days

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<sup>61</sup> Department of Defense, "Report to Congress on Implementation of the Taiwan Relations Act," December 2000.

<sup>62</sup> Still, the Pentagon's report, issued on July 12, 2002, discussed China's military acquisitions from states of the former Soviet Union, and not other countries (e.g., Israel).

(Section 1263); and authorized the sale to Taiwan of the four Kidd-class destroyers (Section 1701). Section 326, amending the Foreign Service Act of 1980, has significant implications for the assignment of government officials to Taiwan, including active-duty military personnel for the first time since 1979.

In signing the bill into law on September 30, 2002, President Bush issued a statement that included his view of Section 1206 (on a “major non-NATO ally”). He said that “Section 1206 could be misconstrued to imply a change in the ‘one China’ policy of the United States when, in fact, that U.S. policy remains unchanged. To the extent that this section could be read to purport to change United States policy, it impermissibly interferes with the President’s constitutional authority to conduct the Nation’s foreign affairs.” The Acting Under Secretary of Defense for Acquisition, Technology, and Logistics, Michael Wynne, submitted a letter to Congress on August 29, 2003, that designated Taiwan as a “major non-NATO ally.”

**Dialogue, Assent of the People, and Six Assurances.** President Nixon in 1972, President Carter in 1978, and President Reagan in 1982 publicly stated the U.S. expectation that the Chinese themselves will settle the Taiwan question. The Reagan Administration also agreed to “Six Assurances” with Taiwan in 1982. The assurances included promises that Washington will not mediate between Taipei and Beijing, and will not pressure Taipei to negotiate with Beijing.

### ***Urging Cross-Strait Dialogue.***

One policy question concerns the extent of U.S. pressure for cross-strait dialogue and the U.S. role in any talks or negotiations to resolve the Taiwan question. As Taipei and Beijing’s economic relationship grew to significant levels by the early 1990s and the two sides began to talk directly through “unofficial organizations,” the Clinton Administration increasingly voiced its support for the cross-strait dialogue, encouraging Taipei in particular. Like a bystander, the Department of State said in its Taiwan Policy Review of 1994 that “the United States applauds the continuing progress in the cross-strait dialogue.” After talks broke off and military tensions flared, however, the Clinton Administration, after 1996, privately and publicly urged both sides to hold this dialogue as an added part of a more proactive U.S. policy. In July 1996, National Security Advisor Anthony Lake visited China and planned a meeting (later canceled) with Wang Daohan, head of the PRC’s organization for cross-strait talks. At the 1997 U.S.-PRC summit, President Clinton urged for a peaceful resolution “as soon as possible” and that “sooner is better than later.”

In March 1999, Assistant Secretary of State Stan Roth publicly raised the possibility of “interim agreements” between Beijing and Taipei, after several prominent former Clinton Administration officials made similar proposals. Roth’s mention of possible “interim agreements” raised concerns in Taipei that it was a proposal by the Clinton Administration to pressure Taipei into negotiating with Beijing, according to Taiwan media reports.

Roth’s remarks came in the context of suggestions to reduce cross-strait tensions issued by former or future Clinton Administration officials. In January 1998, a delegation of former officials led by former Defense Secretary William Perry had visited Beijing and Taipei, reportedly passing a message from the PRC that it was

willing to resume talks with Taiwan. The February 21, 1998 *Washington Post* reported that the delegation was part of the Administration's effort to have a "track two" dialogue with Beijing and Taipei and to encourage resumption of cross-strait talks. At a February 1998 conference in Taipei, Kenneth Lieberthal (a University of Michigan professor who later joined the NSC as the Senior Director for Asian Affairs in August 1998) had proposed a 50-year "interim arrangement" in which the PRC (as "China") would renounce the use of force against Taiwan, and the ROC (as "Taiwan, China") would agree not to declare independence (*Reuters*, March 1, 1998).

In the March 8, 1998 *Washington Post*, Joseph Nye (former Assistant Secretary of Defense for International Security Affairs) had proposed a "three-part package" that would include a clarification that Washington would not recognize or defend Taiwan independence but also would not accept the use of force against Taiwan, and a "one country, three systems" approach. Also in March 1998, former National Security Advisor Anthony Lake had visited Taiwan and reportedly encouraged resumption of cross-strait talks. In *Foreign Affairs* (July/August 1998), Chas. Freeman (former Assistant Secretary of Defense for International Security Affairs) had urged Washington to encourage Beijing and Washington to defer negotiations on their long-term relationship for a certain period, such as 50 years, and to reevaluate arms sales to Taiwan. In February-March 1999, Perry had led another delegation, including retired Admiral Joseph Prueher (later nominated in September 1999 to be ambassador to Beijing), and the group made suggestions to the PRC and Taiwan on how to reduce cross-strait tensions, according to *Notes from the National Committee* (Winter/Spring 1999). Later, on September 5, 1999, Deputy Assistant Secretary of State Susan Shirk mentioned "one country, three systems" as a possible approach for "one China," Taiwan media reported.

### ***Three Pillars and "Assent" of Taiwan's People.***

In July 1999, the Clinton Administration's stance on cross-strait dialogue culminated in the President's articulation of a new phrase: that U.S. policy has "three pillars" (one China, peaceful resolution, and cross-strait dialogue). Recognizing Taiwan's newly established status as a democracy, however, President Clinton in February 2000 added the U.S. expectation that the cross-strait dispute will be resolved not only peacefully, but also "with the assent" of Taiwan's people.

### ***Bush Administration's Re-emphasis of the "Six Assurances".***

The George W. Bush Administration began after Chen Shui-bian of the new ruling DPP became ROC President in May 2000. The Bush Administration indicated that it would not pressure Taipei to hold cross-strait dialogue, re-emphasizing the "Six Assurances" given to Taipei by President Reagan in 1982. At a hearing in March 2001, Secretary of State Colin Powell assured Senator Jesse Helms that the "Six Assurances" remain U.S. policy and that the Administration would not favor consulting the PRC on arms sales to Taiwan.<sup>63</sup> On June 12, 2001, Assistant Secretary of State James Kelly testified to the House International Relations Subcommittee on East Asia and the Pacific that U.S. defensive arms sales to Taiwan

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<sup>63</sup> Senate Foreign Relations Committee, Hearing on U.S. Foreign Policy, March 8, 2001.

make a peaceful cross-strait resolution more likely. He said that “the central question is how cross-strait relations can move from a focus on the military balance toward a focus on ways to begin resolving differences between Taipei and Beijing.” While calling for a resumption of direct dialogue, economic cooperation, and mutual understanding, Kelly also said that “the PRC cannot ignore the elected representatives of the people of Taiwan.” While visiting Taiwan at about the same time that PRC Vice Premier Qian Qichen signaled a new receptive policy toward the ruling DPP in Taiwan, Richard Bush, Chairman of AIT, said on January 28, 2002, that “the United States favors and encourages dialogue but has no intention of serving as a mediator in this dispute or of pressuring Taiwan to negotiate.” He added that “it does not seem constructive for one side to set pre-conditions for a resumption of dialogue that the other side even suspects would be tantamount to conceding a fundamental issue before discussion begins.”

In March 2002, Assistant Secretary of State Kelly told attendees at a conference that the Bush Administration would continue to uphold the “Six Assurances,” meaning no U.S. mediation and no pressure on Taiwan to go to the bargaining table.<sup>64</sup> In testimony in April 2004, after Chen Shui-bian’s re-election in the March election, Kelly again reaffirmed the “Six Assurances,” but explicitly warned that “a secure and self-confident Taiwan is a Taiwan that is more capable of engaging in political interaction and dialogue with the PRC, and we expect Taiwan will not interpret our support as a blank check to resist such dialogue.” He urged both Beijing and Taipei to pursue dialogue “as soon as possible” and “without preconditions.”<sup>65</sup>

### ***Recent Legislation.***

As enacted on September 30, 2002, the Foreign Relations Authorization Act for FY2003 (P.L. 107-228), reaffirmed President Clinton’s February 2000 statement and expressed the sense of Congress that any resolution of the Taiwan issue must be peaceful and “include the assent of the people of Taiwan.”

## **Policy Issues**

In short, since 1971, U.S. Presidents and other top officials — both privately and publicly — have consistently articulated a “one China” policy in understandings with the PRC. Nonetheless, policymakers have continued to face unresolved issues, while the political and strategic context of the policy has changed dramatically since the early 1970s. Since the 1990s, there have been criticisms, especially from Congress, that successive Administrations shifted the U.S. position closer to that of Beijing’s — on questions of sovereignty, arms sales, or cross-strait dialogue. Yet, since the 1990s, successive Administrations have also shown more explicit opposition — through arms sales, force deployments, deeper U.S.-Taiwan military ties, and public statements — to any PRC efforts to use force to determine Taiwan’s future. Thus,

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<sup>64</sup> U.S.-Taiwan Business Council, defense conference, St. Petersburg, FL, March 10-12, 2002.

<sup>65</sup> House International Relations Committee, hearing on “The Taiwan Relations Act: The Next 25 Years,” April 21, 2004.

in any review of U.S. policy, Congress and the Administration continue to face critical issues under the rubric of the “one China” policy, including:

- Are cross-strait political, economic, and military trends serving U.S. interests in peace and stability, and what is the risk of conflict or coercion with U.S. involvement compared to the likelihood of economic and political integration across the Taiwan Strait?
- What are probable outcomes (e.g., status quo, unification, separation, confederation), and how might U.S. interests be affected?
- What are the strategies and objectives of Beijing and Taipei?
- What should be the degree of diplomacy and deterrence/military involvement in the U.S. strategy?
- Should Washington change any elements of policy, including past assurances to Beijing or Taipei?
- Should U.S. policy positions (support, non-support, opposition) be clarified to deter provocations from Beijing and Taipei (e.g., on use of force or coercion, Taipei’s sovereign status or moves toward independence, or Taiwan’s international participation)?
- Should the United States proactively deepen its role (e.g., facilitation, mediation) to work toward cross-strait dialogue or accommodation?
- How should defense policies (on arms sales, military cooperation with Taiwan, U.S. military deployments, missile defense) be carried out to contribute to peace and stability, deter conflict, and counter coercion?
- What is the extent of the U.S. commitment to Taiwan’s defense and the nature of the U.S.-Taiwan defense relationship?
- How are U.S. policies coordinated with those of our allies and friends in Asia, particularly with Japan?

## Part II: Highlights of Key Statements by Washington, Beijing, and Taipei

In Part II below, this CRS Report provides documented excerpts from key statements on “one China” as articulated by Washington, Beijing, and Taipei, in addition to the three Communiques and the TRA, since the United States first reached understandings with the PRC in 1971. The highlights also give a comprehensive look at significant policy statements and events in Washington, Beijing, as well as Taipei. This compilation identifies relatively significant statements, especially those indicating a new element in policy of those governments. The statements also include authoritative accounts of private presidential assurances on U.S. policy. The three perspectives on “one China” are placed in chronological order under successive U.S. Administrations. The actual texts are placed in italics.

### Statements During Nixon Administration

#### **Kissinger’s Secret Talks with PRC Premier Zhou Enlai.<sup>66</sup>** July 9, 1971

*Our military presence in Taiwan at this moment is composed of two elements, the two-thirds of it which is related to activities in other parts of Asia [the Vietnam War] and the one-third of it which is related to the defense of Taiwan. We are prepared to remove that part related to activities other than to the defense of Taiwan, that’s two-thirds of our force ... within a specified brief period of time after the ending of the war in Indochina. We are prepared to begin reducing our other forces on Taiwan as our relations improve, so that the military questions need not be a principal obstacle between us. I may say, incidentally, that these are personal decisions of President Nixon which have not yet been discussed with our bureaucracy or with Congress, and so should be treated with great confidence.*

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<sup>66</sup> Holdridge, John, *Crossing the Divide: An Insider’s Account of Normalization of U.S.-China Relations* (Rowman & Littlefield Publishers, 1997), p. 90. See also: James Mann, *About Face: A History of America’s Curious Relationship with China, From Nixon to Clinton* (New York: Alfred A. Knopf, 1999), p. 33 (citing a declassified chronology from the Central Intelligence Agency (CIA) by Richard Solomon, *U.S.-PRC Political Negotiations, 1967-84, An Annotated Chronology*, December 1985, released to Mann (a *Los Angeles Times* reporter) under the Freedom of Information Act). Mann reports that what Kissinger pledged to Zhou went beyond previous U.S. promises and contradicted the official U.S. position that sovereignty over Taiwan was “an unsettled question subject to future international resolution.” At a Senate Foreign Relations Committee hearing on March 25, 1999, Assistant Secretary of State Stanley Roth also cited Kissinger’s promise as recorded in the CIA’s chronology in his written response to Senator Helms’ question about precedents for President Clinton’s June 1998 “Three Noes” statement. Also see Patrick Tyler, *A Great Wall* (New York: PublicAffairs, 1999), p. 98. On February 27, 2002, the National Security Archive released declassified copies of U.S. documents on U.S.-PRC rapprochement in 1970-1971, including transcripts of National Security Adviser Henry Kissinger’s secret meetings in China. Quotations are from the White House Memorandum, dated July 29, 1971, written by Winston Lord for Kissinger on his conversations with Zhou on July 9.

*As for the political future of Taiwan, we are not advocating a “two Chinas” solution or a “one China, one Taiwan” solution.*

[On Zhou Enlai’s question of whether the United States would support the Taiwan independence movement]: *We would not support this.*

### **Nixon’s “Five Principles” in Secret Talks with Zhou Enlai.**

February 22, 1972<sup>67</sup>

*Principle one. There is one China, and Taiwan is a part of China. There will be no more statements made — if I can control our bureaucracy — to the effect that the status of Taiwan is undetermined.*

*Second, we have not and will not support any Taiwan independence movement.*

*Third, we will, to the extent we are able, use our influence to discourage Japan from moving into Taiwan as our presence becomes less, and also discourage Japan from supporting a Taiwan independence movement. I will only say here I cannot say what Japan will do, but so long as the U.S. has influence with Japan — we have in this respect the same interests as the Prime Minister’s government — we do not want Japan moving in on Taiwan and will discourage Japan from doing so.*

*The fourth point is that we will support any peaceful resolution of the Taiwan issue that can be worked out. And related to that point, we will not support any military attempts by the Government on Taiwan to resort to a military return to the Mainland.*

*Finally, we seek the normalization of relations with the People’s Republic. We know that the issue of Taiwan is a barrier to complete normalization, but within the framework I have previously described, we seek normalization and we will work toward that goal and will try to achieve it.*

### **Nixon on Withdrawing U.S. Military Forces from Taiwan.**

February 24, 1972<sup>68</sup>

*With regard to Taiwan, I do not believe a permanent American presence — whatever happens in our meetings — is necessary to American security.... My goal is the withdrawal of our remaining forces, not just two-thirds, but all forces, including the remaining one-third.... It must be consistent with ... the so-called Nixon Doctrine. Under that Doctrine, we are cutting our forces in Korea.... Two-thirds*

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<sup>67</sup> White House, Memorandum of Conversation, February 22, 1972, 2:10pm-6:00pm. On December 11, 2003, the National Security Archive, an organization in Washington, D.C., was able to release the declassified Top Secret Memoranda of Conversation on President Nixon’s meetings in Beijing in February 1972, which led to the Shanghai Communique. On the American side, only President Nixon, National Security Advisor Henry Kissinger, and two NSC staff, John Holdridge and Winston Lord, were in the meetings.

<sup>68</sup> White House, Memorandum of Conversation, February 24, 1972, 5:15pm-8:05pm, classified as Top Secret until release as declassified documents on December 11, 2003.



*will go, hopefully as soon as we can finish our Vietnam involvement. My plan also is one which reduces the one-third and withdraws it during the period I have the power to act. But I cannot do it before January of next year. It has to be over a period of four years. Now if someone asks me when I return, do you have a deal with the Prime Minister that you are going to withdraw all American forces from Taiwan, I will say "no." But I am telling the Prime Minister that it is my plan....*<sup>69</sup>

### **U.S.-PRC Joint Communiqué (Shanghai Communiqué).**

February 27, 1972

*The Chinese reaffirmed its position: The Taiwan question is the crucial question obstructing the normalization of relations between China and the United States; the Government of the People's Republic of China is the sole legal government of China; Taiwan is a province of China which has long been returned to the motherland; the liberation of Taiwan is China's internal affair in which no other country has the right to interfere; and all U.S. forces and military installations must be withdrawn from Taiwan. The Chinese Government firmly opposes any activities which aim at the creation of "one China, one Taiwan," "one China, two governments," "two Chinas," and "independent Taiwan" or advocate that "the status of Taiwan remains to be determined."*

*The U.S. side declared: The United States acknowledges<sup>70</sup> that all Chinese on either side of the Taiwan Strait<sup>71</sup> maintain there is but one China and that Taiwan is a part of China. The United States Government does not challenge that position. It reaffirms its interest in a peaceful settlement of the Taiwan question by the Chinese themselves. With this prospect in mind, it affirms the ultimate objective of the withdrawal of all U.S. forces and military installations from Taiwan. In the meantime, it will progressively reduce its forces and military installations on Taiwan as the tension in the area diminishes.*

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<sup>69</sup> As part of his response, Zhou Enlai remarked to Nixon that "you hope for and will not hinder a peaceful liberation [of Taiwan]." Nixon did not correct Zhou.

<sup>70</sup> The Chinese text used "*ren shi*" ("to acknowledge"). The Chinese term was changed in the 1979 communiqué to "recognize."

<sup>71</sup> Holdridge (p. 89), then a senior staff member for East Asia at the National Security Council under Henry Kissinger, wrote that "it was helpful that both the CCP [Chinese Communist Party] and the Kuomintang [(KMT) or Nationalist Party] regarded Taiwan as part of China, for by accepting this point and affirming our interest in the settlement of the sovereignty question 'by the Chinese themselves' we would affront neither side." Holdridge (p. 93) also recounted that the wording of "all Chinese" was originally formulated as "all people," and the State Department objected to the word "people," because some on Taiwan regarded themselves as "Taiwanese" and did not agree that Taiwan was a part of China.

**Mao on Use of Force.<sup>72</sup>**

November 12, 1973

*As for the question of our relations with Taiwan, that is quite complex. I do not believe in a peaceful transition. ... They are a bunch of counter-revolutionaries [the Nationalists on Taiwan]. How could they cooperate with us? I say that we can do without Taiwan for the time being, and let it come after “100 years.”*

**Statements During Ford Administration****President Ford’s Address to a Joint Session of Congress.<sup>73</sup>**

August 12, 1974

*To the People’s Republic of China, whose legendary hospitality I enjoyed, I pledge continuity in our commitment to the principles of the Shanghai communique. The new relationship built on those principles has demonstrated that it serves serious and objective mutual interests and has become an enduring feature of the world scene.*

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<sup>72</sup> Tyler, p. 172, citing Henry Kissinger, Memorandum of Conversation with Mao Zedong, Chairman Mao’s residence, November 12, 1973. One year later, in a meeting with Deng Xiaoping in Beijing, Tyler writes that Kissinger stated his understanding that Mao had said that the leadership would ultimately have to solve the Taiwan question by force and it could take 100 years. Deng said that “100 years” was symbolic. Kissinger was concerned about a military solution to the Taiwan question shortly after U.S.-PRC normalization.

<sup>73</sup> *Public Papers of the Presidents, Gerald Ford, 1974.*

## Statements During Carter Administration

### **U.S. Statement on Diplomatic Relations Between the United States and the People's Republic of China.**<sup>74</sup>

December 15, 1978<sup>75</sup>

*As of January 1, 1979, the United States of America recognizes the People's Republic of China as the sole legal government of China.*

*In the future, the American people and the people of Taiwan will maintain commercial, cultural and other relations without official government representation and without diplomatic relations. The Administration will seek adjustments to our laws and regulations to permit the maintenance of commercial, cultural, and other non-governmental relationships in the new circumstances that will exist after normalization. The United States is confident that the people of Taiwan face a peaceful and prosperous future. The United States continues to have an interest in the peaceful resolution of the Taiwan issue and expects that the Taiwan issue will be settled peacefully by the Chinese themselves.*

### **PRC Statement on Establishing China-U.S. Diplomatic Relations.**<sup>76</sup>

December 16, 1978

*As is known to all, the Government of the People's Republic of China is the sole legal government of China and Taiwan is a part of China. The question of Taiwan was the crucial issue obstructing the normalization of relations between China and the United States. It has now been resolved between the two countries in the spirit of the Shanghai Communique and through their joint efforts, thus enabling the normalization of relations so ardently desired by the people of the two countries. As for the way of bringing Taiwan back to the embrace of the motherland and reunifying the country, it is entirely China's internal affair.*

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<sup>74</sup> In great secrecy, the Carter White House made its final decision to normalize relations with the PRC. President Carter, along with National Security Advisor Zbigniew Brzezinski and his aide, Michel Oksenberg, did not consult with Congress on the timing and final wording of the communique. Congress was surprised to be informed hours before the December 15, 1978 announcement. See Patrick Tyler, "The (Ab)normalization of U.S.-Chinese Relations," *Foreign Affairs*, September/October 1999; Cyrus Vance, *Hard Choices* (New York: Simon and Schuster, 1983); Robert G. Sutter (CRS), "Executive-Legislative Consultations on China Policy, 1978-79," Foreign Affairs Committee Print, June 1980. In a speech at Stanford University in honor of Michel Oksenberg on May 6, 2002, Carter said he became president in 1977 determined to establish full diplomatic relations with China. He said he kept negotiations instructions to his envoy, Leonard Woodcock, secret from the State Department, and only Secretary of State Cyrus Vance went to the White House, which sent direct communications to Woodcock.

<sup>75</sup> President Carter announced the change in U.S. policy, despite the International Security Assistance Act (P.L. 95-384) enacted on September 26, 1978, which Congress passed with Senator Robert Dole's amendment, saying that it is the sense of Congress that it be consulted on any proposed policy changes affecting the U.S.-ROC Mutual Defense Treaty.

<sup>76</sup> "Statement of the Government of the People's Republic of China in Connection with the Establishment of China-U.S. Diplomatic Relations," printed in Harding.

**ROC President Chiang Ching-kuo's Statement.**<sup>77</sup>

December 29, 1978

*The Republic of China is an independent sovereign state with a legitimately established government based on the Constitution of the Republic of China. It is an effective government, which has the wholehearted support of her people. The international status and personality of the Republic of China cannot be changed merely because of the recognition of the Chinese Communist regime by any country of the world. The legal status and international personality of the Republic of China is a simple reality which the United States must recognize and respect.*

**PRC's New Year's Message to Compatriots in Taiwan.**<sup>78</sup>

January 1, 1979

*Taiwan has been an inalienable part of China since ancient times. ... Taiwan's separation from the motherland for nearly 30 years has been artificial and against our national interests and aspirations, and this state of affairs must not be allowed to continue. ...*

*Unification of China now fits in with the direction of popular feeling and the general trend of development. The world in general recognizes only one China, with the Government of the People's Republic of China as the sole legal government. The recent conclusion of the China-Japan Treaty of Peace and Friendship and the normalization of relations between China and the United States show still more clearly that no one can stop this trend. ...*

*We place great hopes on the 17 million people on Taiwan and also the Taiwan authorities. The Taiwan authorities have always taken a firm stand of one China and opposed an independent Taiwan. This is our common stand and the basis for our cooperation. ...*

*The Chinese Government has ordered the People's Liberation Army [PLA] to stop the bombardment of Quemoy and other islands as of today. A state of military confrontation between the two sides still exists along the Taiwan Strait. This can only create artificial tension. We hold that first of all this military confrontation should be ended through discussion between the Government of the People's Republic of China and the Taiwan authorities so as to create the necessary*

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<sup>77</sup> "President Chiang Ching-kuo's Five Principles on U.S.-ROC Relations in the Post-Normalization Period," December 29, 1978, printed in Martin L. Lasater, *The Taiwan Issue in Sino-American Strategic Relations* (Boulder: Westview Press, 1984). Lasater notes that Chiang informed U.S. Deputy Secretary of State Warren Christopher that future U.S.-ROC ties must rest on five underlying principles of reality, continuity, security, legality, and governmentality. The statement was summarized by James Soong, Deputy-Director of the ROC's Government Information Office.

<sup>78</sup> "Text of NPC Standing Committee Message to Taiwan Compatriots," *New China News Agency*, December 31, 1978, in *FBIS*, January 2, 1979. This policy of "unification" replaced the earlier one of "liberation" of Taiwan. The PRC later elaborated on this policy of peaceful unification in Marshal Ye Jianying's "Nine-Point Proposal" of September 30, 1981.

*prerequisites and a secure environment for the two sides to make contacts and exchanges in whatever area. ...*

**U.S.-PRC Joint Communiqué on the Establishment of Diplomatic Relations (Normalization Communiqué).**

January 1, 1979

*The United States of America recognizes the Government of the People's Republic of China as the sole legal Government of China. Within this context, the people of the United States will maintain cultural, commercial, and other unofficial relations with the people of Taiwan.*

*The Government of the United States of America acknowledges<sup>79</sup> the Chinese<sup>80</sup> position that there is but one China and Taiwan is part of China.*

**Taiwan Relations Act (TRA), P.L. 96-8.**

Enacted April 10, 1979

*Section 2(b) It is the policy of the United States*

*(1) to preserve and promote extensive, close, and friendly commercial, cultural, and other relations between the people of the United States and the people on Taiwan, as well as the people on the China mainland and all other peoples of the Western Pacific area;*

*(2) to declare that peace and stability in the area are in the political, security, and economic interests of the United States, and are matters of international concern;*

*(3) to make clear that the United States decision to establish diplomatic relations with the People's Republic of China rests upon the expectation that the future of Taiwan will be determined by peaceful means;*

*(4) to consider any effort to determine the future of Taiwan by other than peaceful means, including by boycotts or embargoes, a threat to the peace and security of the Western Pacific area and of grave concern to the United States;<sup>81</sup>*

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<sup>79</sup> In the Chinese text, the word for “acknowledge” is “*cheng ren*” (recognize), a change from “*ren shi*” (acknowledge), used in the 1972 Shanghai Communiqué. During debate on the TRA in February 1979, Sen. Javits noted the difference and said that “it is very important that we not subscribe to [the Chinese position on one China] either way.” Deputy Secretary of State Warren Christopher responded that “we regard the English text as being the binding text. We regard the word ‘acknowledge’ as being the word that is determinative for the U.S.” See Wolff and Simon, p. 310-311.

<sup>80</sup> Instead of the phrase “all Chinese on either side of the Taiwan Strait” in the 1972 Shanghai communiqué, the 1979 Normalization communiqué used “the Chinese position” (in the English text) and “China’s position” (in the Chinese text).

<sup>81</sup> On this language in the TRA, the House report and statements of key Members of Congress (such as Rep. Zablocki, chairman of the House Foreign Affairs Committee) clarified the expectation that there would be a “prompt response” by the United States to a use of force against Taiwan, but the TRA would not specify in advance what the situation or response might be. Members also stated the expectation that the President would (continued...)

(5) to provide Taiwan with arms of a defensive character; and  
 (6) to maintain the capacity of the United States to resist any resort to force or other forms of coercion that would jeopardize the security, or the social or economic system, of the people on Taiwan.

*Sec. 3(a) In furtherance of the policy set forth in section 2 of this Act, the United States will make available to Taiwan such defense articles and defense services in such quantity as may be necessary to enable Taiwan to maintain a sufficient self-defense capability.*

*(b) The President and the Congress shall determine the nature and quantity of such defense articles and services based solely upon their judgment of the needs of Taiwan, in accordance with procedures established by law. Such determination of Taiwan's defense needs shall include review by United States military authorities in connection with recommendations to the President and the Congress.*

*(c) The President is directed to inform the Congress promptly of any threat to the security or the social or economic system of the people on Taiwan and any danger to the interests of the United States arising therefrom. The President and the Congress shall determine, in accordance with constitutional processes, appropriate action by the United States in response to any such danger.*

*Sec. 4(b)(1) Whenever the laws of the United States refer or relate to foreign countries, nations, states, governments, or similar entities, such terms shall include and such laws shall apply with respect to Taiwan.*

*Sec. 15(2) The term "Taiwan" includes, as the context may require, the islands of Taiwan and the Pescadores,<sup>82</sup> the people on those islands, corporations and other entities and associations created or organized under the laws applied on those islands, and the governing authorities on Taiwan recognized by the United States as the Republic of China prior to January 1, 1979, and any successor governing authorities (including political subdivisions, agencies, and instrumentalities thereof).*

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<sup>81</sup> (...continued)

promptly inform Congress of anticipated dangers to Taiwan, and the President and the Congress would both determine the appropriate U.S. response according to the Constitution. Some Members, such as Rep. Dodd, considered the language on "grave concern" to be "strong" and "unambiguous," but Rep. Quayle noted that "of grave concern" is a "very ambiguous term we read every day in the newspapers." Thus, he added language that became section 2(b)(6) of the TRA. See Wolff and Simon, p. 77-91.

<sup>82</sup> Congress considered the security implications for the United States of whether the definition of "Taiwan" includes the offshore islands of Quemoy and Matsu (only several miles off the mainland coast). The House report (p. 16) on the TRA noted that the definitions are "illustrative, not limiting." Nonetheless, Rep. Zablocki (chairman of the House Foreign Affairs Committee) explained that his committee had excluded Quemoy and Matsu from the definition. He pointed out that these islands had been "deliberately left out of the mutual defense treaty," and "we should not be expanding the U.S. security commitment beyond what was in the treaty." He noted that "Quemoy and Matsu are considered by both Taipei and by Peking to be part of mainland China." He concluded that "as far as the reference in the committee report is concerned, it does not extend our security commitment in its referral to Quemoy and Matsu." (Wolff and Simon, p. 282-283.)

## Statements During Reagan Administration

### PRC Leader Ye Jianying's Nine-Point Proposal.<sup>83</sup>

September 30, 1981

*Now, I would take this opportunity to elaborate on the policy concerning the return of Taiwan to the motherland for the realization of peaceful unification [proclaimed on New Year's Day 1979]:*

1. *In order to bring an end to the unfortunate separation of the Chinese nation as early as possible, we propose that talks be held between the Communist Party of China and the Kuomintang [Nationalist Party] of China on a reciprocal basis so that the two parties will cooperate for the third time to accomplish the great cause of national unification. The two sides may first send people to meet for an exhaustive exchange of views.*
2. *It is the urgent desire of the people of all nationalities on both sides of the strait to communicate with each other, reunite with their relatives, develop trade and increase mutual understanding. We propose that the two sides make arrangements to facilitate the exchange of mail, trade, air and shipping services, and visits by relatives and tourists as well as academic, cultural, and sports exchanges, and reach an agreement thereupon.*
3. *After the country is reunified, Taiwan can enjoy a high degree of autonomy as a special administration region, and it can retain its armed forces. The central government will not interfere with local affairs in Taiwan.*
4. *Taiwan's current socio-economic system will remain unchanged, so will its way of life and its economic and cultural relations with foreign countries. There will be no encroachment on the proprietary rights and lawful right of inheritance over private property, houses, land and enterprises, or on foreign investments.*
5. *People in authority and representative personages of various circles in Taiwan may take up posts of leadership in national political bodies and participate in running the state.*
6. *When Taiwan's local finance is in difficulty, the central government may subsidize it as is fit for the circumstances.*

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<sup>83</sup> "Ye Jianying Explains Policy Concerning Return of Taiwan to Motherland and Peaceful Unification," *Xinhua* [New China News Agency], September 30, 1981, in *FBIS*. According to the Chinese report, Ye spoke as the Chairman of the Standing Committee of the National People's Congress (the PRC's legislature). However, Ye enjoyed significant stature in the Chinese leadership largely because he was a Marshal, the highest rank in the PLA. Harding (p. 113, 155) wrote that Chinese Premier Zhao Ziyang later described the plan to President Reagan at a meeting in Cancun in October 1981, seeking reductions in and an end to U.S. arms sales to Taiwan.

7. *For people of all nationalities and public figures of various circles in Taiwan who wish to come and settle on the mainland, it is guaranteed that proper arrangements will be made for them, that there will be no discrimination against them, and that they will have the freedom of entry and exit.*
8. *Industrialists and businessmen in Taiwan are welcome to invest and engage in various economic undertakings on the mainland, and their legal rights, interests, and profits are guaranteed.*
9. *The unification of the motherland is the responsibility of all Chinese. We sincerely welcome people of all nationalities, public figures of all circles, and all mass organizations in Taiwan to make proposals and suggestions regarding affairs of state through various channels and in various ways.*

*Taiwan's return to the embrace of the motherland and the accomplishment of the great cause of national unification is a great and glorious mission history has bequeathed on our generation. ... We hope that the Kuomintang authorities will stick to their one-China position and their opposition to "two Chinas" and that they will put national interests above everything else, forget previous ill will and join hands with us in accomplishing the great cause of national unification and the great goal of making China prosperous and strong, so as to win glory for our ancestors, bring benefit to our posterity, and write a new and glorious page in the history of the Chinese nation!*

**Letter from President Reagan to Deng Xiaoping.<sup>84</sup>**

April 5, 1982

*Clearly, the Taiwan issue had been a most difficult problem between our governments. ... The United States firmly adheres to the positions agreed upon in the Joint Communiqué on the establishment of diplomatic relations between the United States and China. There is only one China. We will not permit the unofficial relations between the American people and the people of Taiwan to weaken our commitment to this principle.*

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<sup>84</sup> Printed in Lasater.



**Message from President Reagan to Taiwan President.**<sup>85</sup>

July 26, 1982

*I want to point out that this decision [on a joint communique] is based on a PRC decision only to use peaceful means to resolve the Taiwan issue. On this point, the U.S. will not only pay attention to what the PRC says, but also will use all methods to achieve surveillance of PRC military production and military deployment. The intelligence attained would be brought to your attention. If there is any change with regard to their commitment to peaceful solution of the Taiwan issue, the U.S. commitments would become invalidated.*

**U.S.-PRC Joint Communique on Arms Sales (1982 Communique).**<sup>86</sup>August 17, 1982<sup>87</sup>

*In the Joint Communique on the Establishment of Diplomatic Relations on January 1, 1979, issued by the Government of the United States of America and the Government of the People's Republic of China, the United States of America recognized the Government of the People's Republic of China as the sole legal government of China, and it acknowledged the Chinese position<sup>88</sup> that there is but one China and Taiwan is part of China.*

*The question of United States arms sales to Taiwan was not settled in the course of negotiations between the two countries on establishing diplomatic relations.*

*The Chinese government reiterates that the question of Taiwan is China's internal affair. The Message to the Compatriots in Taiwan issued by China on January 1, 1979, promulgated a fundamental policy of striving for peaceful unification of the Motherland. The Nine-Point Proposal put forward by China on September 30, 1981 represented a further major effort under this fundamental policy to strive for a peaceful solution to the Taiwan question.*

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<sup>85</sup> Feldman, Harvey, "Reagan's Commitment to Taiwan: the Real Meaning of the Taiwan Communique," *Washington Times*, April 24, 2001; "Taiwan, Arms Sales, and the Reagan Assurances," *American Asian Review*, Fall 2001. According to Feldman, James Lilley, then U.S. director of the American Institute in Taiwan (AIT)'s Taipei office delivered a "non-paper" from President Reagan to ROC President Chiang Ching-kuo, which included this clarification of U.S. commitments. Lilley delivered this message in addition to the "Six Assurances" given on July 14, 1982. Feldman noted to CRS that he obtained the wording from Chien Fu, then the ROC's Vice Foreign Minister, who translated from a Chinese translation of an English text.

<sup>86</sup> *Public Papers of the Presidents of the United States, Ronald Reagan.*

<sup>87</sup> Later, Congress passed the Foreign Relations Authorization Act for FY1994 and FY1995 (P.L. 103-236, enacted on April 30, 1994), declaring that Sec. 3 of the TRA (on arms sales) takes primacy over statements of U.S. policy (the 1982 Joint Communique), among other stipulations.

<sup>88</sup> The Chinese text says that the United States "recognized" ("*cheng ren*") "China's" ("*zhongguo de*") position, repeating the formulation of the 1979 communique.

*The United States Government attaches great importance to its relations with China, and reiterates that it has no intention of infringing on Chinese sovereignty and territorial integrity, or interfering in China's internal affairs, or pursuing a policy of "two Chinas" or "one China, one Taiwan."<sup>89</sup> The United States Government understands and appreciates the Chinese policy of striving for a peaceful resolution of the Taiwan question as indicated in China's Message to Compatriots in Taiwan issued on January 1, 1979 and the Nine-Point Proposal put forward by China on September 30, 1981. The new situation which has emerged with regard to the Taiwan question also provides favorable conditions for the settlement of United States-China differences over the question of United States arms sales to Taiwan.*

*Having in mind the foregoing statements of both sides, the United States Government states that it does not seek to carry out a long-term policy of arms sales to Taiwan, that its arms sales to Taiwan will not exceed, either in qualitative or in quantitative terms, the level of those supplied in recent years since the establishment of diplomatic relations between the United States and China, and that it intends to reduce gradually its sales of arms to Taiwan, leading over a period of time to a final resolution. In so stating, the United States acknowledges China's consistent position regarding the thorough settlement of this issue.*

**President Reagan's Statement on U.S. Arms Sales to Taiwan.<sup>90</sup>**

August 17, 1982

*Regarding future U.S. arms sales to Taiwan, our policy, set forth clearly in the communique [issued on the same day], is fully consistent with the Taiwan Relations Act. Arms sales will continue in accordance with the act and with the full expectation that the approach of the Chinese Government to the resolution of the Taiwan issue will continue to be peaceful. We attach great significance to the Chinese statement in the communique regarding China's "fundamental" policy, and it is clear from our statements that our future actions will be conducted with this peaceful policy fully in mind. The position of the United States Government has always been clear and consistent in this regard. The Taiwan question is a matter for the Chinese people, on both sides of the Taiwan Strait, to resolve. We will not interfere in this matter or prejudice the free choice of, or put pressure on, the people of Taiwan in this matter. At the same time, we have an abiding interest and concern that any resolution be peaceful. I shall never waver from this fundamental position.*

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<sup>89</sup> In response to a question at the Senate Foreign Relations Committee hearing of March 25, 1999, Assistant Secretary of State Stanley Roth cited this phrase as a precedent for President Clinton's June 1998 statement in China that the United States does not support Taiwan independence, as part of the "Three Noes."

<sup>90</sup> "Statement on United States Arms Sales to Taiwan," August 17, 1982, *Public Papers of the Presidents of the United States, Ronald Reagan*.

**Reagan's Secret Memorandum on the 1982 Communiqué.<sup>91</sup>**

*The U.S. willingness to reduce its arms sales to Taiwan is conditioned absolutely upon the continued commitment of China to the peaceful solution of the Taiwan-PRC differences. And this is a permanent imperative of U.S. foreign policy. The quantity and quality of the arms provided Taiwan will be conditioned entirely on the threat posed by the PRC. Taiwan's defense capability relative to that of the PRC will be maintained.*

**PRC's Statement on the Communiqué.<sup>92</sup>**

August 17, 1982

*In the joint communiqué, the Chinese Government reiterates in clear-cut terms its position that "the question of Taiwan is China's internal affair." The U.S. side also indicates that it has no intention of infringing on Chinese sovereignty and territorial integrity, or interfering in China's internal affairs, or pursuing a policy of "two Chinas" or "one China, one Taiwan."*

**Republic of China's Statement and the "Six Assurances".<sup>93</sup>**

August 17, 1982

*On July 14, 1982, the U.S. side, through appropriate channels, made the following points known to the Republic of China that the U.S. side:*

1. *Has not agreed to set a date for ending arms sales to the Republic of China;*
2. *Has not agreed to hold prior consultations with the Chinese Communists on arms sales to the Republic of China;*
3. *Will not play any mediation role between Taipei and Peiping [Beijing];*
4. *Has not agreed to revise the Taiwan Relations Act;*
5. *Has not altered its position regarding sovereignty over Taiwan;*<sup>94</sup>

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<sup>91</sup> Mann, James. *About Face* (New York: Alfred Knopf, 1999), p. 127. According to Mann, who first reported publicly about the memo, President Reagan's secret memorandum (on the August 17, 1982 communiqué) clarified U.S. policy as maintaining the military balance between the PRC and Taiwan. The text, as provided by an unnamed former U.S. official, was published in Robert Kaiser, "What We Said, What They Said, What's Unsaid," *Washington Post*, April 15, 2001. According to Alan Romberg, *Rein In at the Brink of the Precipice*, Stimson Center, October 2003, p. 140-141, Charles Hill, then Executive Secretary of the State Department, confirmed that Secretary of State George Shultz was told by President Reagan that his intention was to solidify the stress on a peaceful resolution and the importance of maintaining the cross-strait military balance for that objective. Reagan also intended his written clarification to reassure Republicans in Congress, such as Senator Jesse Helms, that Taiwan would not be disadvantaged by the communiqué.

<sup>92</sup> Harding.

<sup>93</sup> Harding.

<sup>94</sup> Holdridge (p. 232) confirms that Taiwan had concerns about U.S.-PRC negotiations on a joint communiqué and "indirectly" passed "six points" to him to accept and pass on to the U.S. Congress. According to Holdridge, the Reagan Administration agreed to the six points, (continued...)

6. *Will not exert pressure on the Republic of China to enter into negotiations with the Chinese Communists.*

**Assistant Secretary of State Holdridge and “Six Assurances”.<sup>95</sup>**

August 18, 1982

*[On the August 17, 1982, communique], let me recapitulate and emphasize a few key features; then I’ll take your questions. First, **the document must be read as a whole**, since the policies it sets forth are interrelated [original emphasis].*

*Second, as I have previously noted, the communique **contains a strong Chinese statement that its fundamental policy is to seek to resolve the Taiwan question by peaceful means** (Para 4) [original emphasis]. ...*

*Third, the **U.S. statements concerning future arms sales to Taiwan (Para 6) are based on China’s statements** as to its fundamental peaceful policy for seeking a resolution to the Taiwan question and on the “new situation” created by those statements (Para 5) [original emphasis]. ...*

*Fourth, we **did not agree to set a date certain for ending arms sales to Taiwan** and the statements of future U.S. arms sales policy embodied in the Communique do not provide either a time frame for reductions of U.S. arms sales or for their termination. ... **We see no mediation role for the U.S. nor will we attempt to exert pressure on Taiwan to enter into negotiations with the PRC.** ... **There has been no change in our long-standing position on the issue of sovereignty over Taiwan.** The communique (Para 1) in its opening paragraph simply cites that portion of the joint communique on the establishment of diplomatic relations between the U.S. and the P.R.C. in which the U.S. “acknowledged the Chinese position on this issue” (i.e., that there is but one China and Taiwan is a part of China). ... It has been reported in the press that **the Chinese at one point suggested that the Taiwan Relations Act be revised. We have no plans to seek any such revisions.** ... [Para 9] should not be read to imply that we have agreed to engage in prior consultations with Beijing on arms sales to Taiwan. [original emphasis]*

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<sup>94</sup> (...continued)

and he informed the Congress on or about July 27, 1982. He writes that the U.S. position regarding sovereignty of Taiwan was that “while we would continue to regard Taiwan as part of China, the question of unification would be left to the Chinese themselves, with our only stipulation being that unification be by peaceful means.” In this account, points 5 and 6 are combined as point 5, and point 6 is that “the United States would not formally recognize China’s sovereignty over Taiwan.”

<sup>95</sup> U.S. House, Committee on Foreign Affairs, Hearing on China-Taiwan: United States Policy, “Prepared Statement of John H. Holdridge, Assistant Secretary of State for East Asian and Pacific Affairs,” August 18, 1982.

**PRC Leader Deng Xiaoping on “One China, Two Systems”.<sup>96</sup>**

February 22, 1984

*There are many disputes in the world that always require solutions. I have had the belief for many years that, no matter what solutions are used to solve these problems, don't use means of war, but use peaceful ways. Our proposal for unification between the mainland and Taiwan is fair and reasonable. After unification, Taiwan will still be allowed to engage in its capitalism, while the mainland implements socialism, but there will be one unified China. One China, two systems. The Hong Kong problem will also be treated the same: one China, two systems.*<sup>97</sup>

**Statements During George H. W. Bush Administration****Toast at the Welcoming Banquet in Beijing.<sup>98</sup>**

February 25, 1989

*We remain firmly committed to the principles set forth in those three joint communiques that form the basis of our relationship. And based on the bedrock principle that there is but one China, we have found ways to address Taiwan constructively without rancor. We Americans have a long, historical friendship with Chinese people everywhere. In the last few years, we've seen an encouraging expansion of family contacts and travel and indirect trade and other forms of peaceful interchange across the Taiwan Strait, reflecting the interests of the Chinese people themselves. And this trend, this new environment, is consistent with America's present and longstanding interest in a peaceful resolution of the differences by the Chinese themselves.*

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<sup>96</sup> Deng's talk on "A New Way to Stabilize the World Situation," translated from *Deng Xiaoping Lun Guofang He Jundui Jianshe* [Deng Xiaoping Discusses National Defense and Military Construction], Junshi Kexue Chubanshe [Military Science Press], May 1992. During PRC-British talks on the future of Hong Kong, Deng conveyed his proposal for a "one country, two systems" formula in a meeting with former U.S. National Security Advisor Zbigniew Brzezinski, who visited China as part of a delegation from Georgetown University's Center for Strategic and International Studies. The meeting and Deng's decision of "effecting two systems within one country" was reported in *Wen Wei Po* (a PRC newspaper in Hong Kong), February 24, 1984; translated in *FBIS*, February 28, 1984. Deng's formula has been often translated as "one country, two systems," rather than "one China, two systems."

<sup>97</sup> Mann (p. 153-154) writes that after the conclusion of negotiations over Hong Kong, Deng launched a secret, intensive effort to settle with the Reagan Administration on the future of Taiwan. When British Prime Minister Margaret Thatcher signed the Hong Kong agreement in December 1984, Deng passed a message through her to Reagan, asking that the same formula of "one country, two systems" be applied to Taiwan. However, the message was not conveyed, but some Americans lobbied for the proposal. In the end, the Administration decided not to settle on Taiwan's future.

<sup>98</sup> *Public Papers of the Presidents, George Bush.*

**Taiwan's Guidelines for National Unification.**<sup>99</sup>

March 14, 1991

*[Unification is] to establish a democratic, free, and equitably prosperous China. ... It should be achieved in gradual phases under the principles of reason, peace, parity, and reciprocity. ... [In the short term,] to enhance understanding through exchanges between the two sides of the Strait and eliminate hostility through reciprocity; and to establish a mutually benign relationship by not endangering each other's security and stability while in the midst of exchanges and not denying the other's existence as a political entity while in the midst of effecting reciprocity.*

**Taiwan on the Meaning of "One China".**<sup>100</sup>

August 1, 1992

*Both sides of the Taiwan Strait agree that there is only one China. However, the two sides of the Strait have different opinions as to the meaning of "one China." To Peking, "one China" means the "People's Republic of China (PRC)," with Taiwan to become a "Special Administration Region" after unification. Taipei, on the other hand, considers "one China" to mean the Republic of China (ROC), founded in 1911 and with de jure sovereignty over all of China. The ROC, however, currently has jurisdiction only over Taiwan, Penghu, Kinmen, and Matsu. Taiwan is part of China, and the Chinese mainland is part of China as well.*

**President Bush on the Sale of F-16s to Taiwan.**<sup>101</sup>

September 2, 1992

*I'm announcing this afternoon that I will authorize the sale to Taiwan of 150 F-16A/B aircraft, made right here in Fort Worth. ... This sale of F-16s to Taiwan will help maintain peace and stability in an area of great concern to us, the Asia-Pacific region, in conformity with our law. In the last few years, after decades of*

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<sup>99</sup> Text published in: Mainland Affairs Council, Executive Yuan, Republic of China, "Consensus Formed at the National Development Conference on Cross-Strait Relations," February 1997. The Guidelines were adopted by the National Unification Council on February 23, 1991, and by the Executive Yuan (Cabinet) on March 14, 1991. These guidelines asserted the principle of "one China, two political entities," recognized the PRC's jurisdiction over the mainland, and called for eventual unification on the basis on "parity" between the two sides. Then, on May 1, 1991, Taiwan terminated the 1948 National Mobilization for Suppression of the Communist Rebellion, thus ending the civil war against the Communists and recognizing the political authority of the PRC on the mainland.

<sup>100</sup> Text published in: Mainland Affairs Council, Executive Yuan, Republic of China, "Consensus Formed at the National Development Conference on Cross-Strait Relations," February 1997. "The Meaning of 'One China'" was adopted by the National Unification Council.

<sup>101</sup> Remarks to General Dynamics Employees in Fort Worth, Texas, September 2, 1992, *Administration of George Bush, 1992 (Public Papers of the Presidents)*. In addition to this arms sale decision, the Bush Administration also broke new ground in high-level exchanges with Taiwan. Visiting Taiwan from November 30 to December 3, 1992, U.S. Trade Representative Carla Hills was the first cabinet member to do so since U.S. recognition of the PRC in 1979.

*confrontation, great strides have been made in reducing tensions between Taipei and Beijing. During this period, the United States has provided Taiwan with sufficient defensive capabilities to sustain the confidence it needs to reduce those tensions. That same sense of security has underpinned Taiwan's dramatic evolution toward democracy.*

*My decision today does not change the commitment of this Administration and its predecessors to the three communiques with the People's Republic of China. We keep our word: our one-China policy, our recognition of the PRC as the sole legitimate government of China. I've always stressed that the importance of the 1982 communique on arms sales to Taiwan lies in its promotion of common political goals: peace and stability in the area through mutual restraint.*

**Beijing and Taipei Agree to Disagree on "One China".<sup>102</sup>**

November 16, 1992

PRC's Association for Relations Across the Taiwan Strait (ARATS): *At this working-level consultation in Hong Kong, SEF representatives suggested that each side use respective verbal announcements to state the one China principle. On November 3rd, SEF sent a letter to ARATS, formally notifying that "each side will make respective statements through verbal announcements." ARATS fully respects and accepts SEF's suggestion.*<sup>103</sup>

Taiwan's Strait Exchange Foundation (SEF): *Peking has agreed to a Taipei proposal that both sides "orally state" their respective "one China" positions. ... Though both sides of the Taiwan Strait insist on the "one China" principle in the process of joining efforts to pursue national unification, they have different understandings about the substance of "one China." ...*<sup>104</sup>

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<sup>102</sup> The PRC has argued that the two sides agreed to a "consensus" on the "one China" principle. On August 28, 2001, the AIT representative in Taipei, Raymond Burghardt, said that the two sides had exchanged faxes which constituted an agreement to hold talks, adding "I'm not sure why you could call that a consensus. I call it an agreement."

<sup>103</sup> *Renmin Ribao (People's Daily)*, Beijing, November 6, 1992. Also, at an October 18, 1998 press conference after Politburo Member and Vice Premier Qian Qichen met with visiting SEF Chairman Koo Chen-fu, Tang Shubei, ARATS executive vice chairman, cited the letter sent from ARATS to SEF on November 16, 1992. Tang repeated what ARATS said: "Both sides of the strait stick to the 'one China' principle and will strive to pursue national unification. However, negotiations on routine matters across the strait do not involve the political meaning of one China," according to *Xinhua Hong Kong Service*, October 18, 1998, translated in *FBIS*.

<sup>104</sup> "Straits Group Agrees to State Positions 'Orally'," *Central News Agency*, Taipei, November 18, 1992, in *FBIS*, November 18, 1992.

## Statements During Clinton Administration

### **PRC Premier Li Peng Warns Taiwan.**<sup>105</sup>

March 15, 1993<sup>106</sup>

*We advocate that both sides hold talks as soon as possible on bringing hostility between the two sides of the Taiwan Strait to an end and gradually fulfilling peaceful unification. ... The forces advocating Taiwan independence on and off the island have resurged in recent years. Certain international forces have also deliberately created obstacles to impede China's peaceful unification. They cannot but arouse serious concern by the Chinese Government and all the Chinese people. We are resolutely opposed to any form of two China's or one China and one Taiwan; and we will take all necessary drastic measures to stop any activities aimed at making Taiwan independent and splitting the motherland.*

### **Mainland-Taiwan "Koo-Wang" Talks (Singapore).**<sup>107</sup>

April 27-29, 1993

PRC (Wang Daohan): *There are many questions that need to be solved because contacts between the two sides of the strait began only after a separation of more than 40 years. We have said repeatedly that as long as both sides sit down to talk, we can discuss any question. Proper methods for solving problems will be found as long as the two organizations observe the spirit of mutual respect, consult on equal*

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<sup>105</sup> PRC Premier Li Peng, Government Work Report to the First Session of the 8<sup>th</sup> National People's Congress, Beijing, *Central Television Program*, March 15, 1993; translated in *FBIS*, March 15, 1993. According to analysis by *FBIS Trends* (March 31, 1993), by saying "both sides" (not the Communist Party and the Nationalist Party), Li changed the formulation in his report from previous years, signaling greater PRC concern about pro-independence activities in Taiwan and urgency to hold unification talks, "as soon as possible." The analysis also noted that, when warning of "all necessary drastic measures," Li echoed the "unusually harsh language" used by General Secretary Jiang Zemin in December 1992. According to *Beijing Review* (January 4-10, 1993), Jiang warned that Beijing would take "resolute measures" to prevent Taiwan independence, while reiterating a policy of peaceful unification.

<sup>106</sup> PRC concern apparently increased after the first fully democratic legislative election was held in Taiwan on December 19, 1992. The ruling Nationalist Party won 96 out of 161 seats, while the Democratic Progressive Party (DPP) gained 50 seats. The DPP has advocated a "Republic of Taiwan," instead of "Republic of China."

<sup>107</sup> Mainland Chinese and Taiwan authorities held their first talks and signed their first agreements since 1949. Represented by "authorized nongovernmental organizations," the PRC's Association for Relations Across the Taiwan Strait (ARATS) and Taiwan's Straits Exchange Foundation (SEF) met in Singapore and agreed to institutionalize contacts. ARATS Chairman Wang Daohan and SEF Chairman Koo Chen-fu agreed that the talks were not political, but were nongovernmental, economic, practical, and functional.



*footing, seek truth from facts, and seek common ground while reserving differences.*<sup>108</sup>

Taiwan (Koo Chen-fu): *There exist not only the same geographical, historical, and cultural origins between the two sides, but also a “blood is thicker than water” sentiment shared by our people. President Lee Teng-hui’s proclamation that: “Taiwan’s relationship with the entire Chinese people cannot be severed” could not have said it more clearly.*<sup>109</sup>

Taiwan: *The subjects discussed in the Koo-Wang Talks were planned by the government in accord with the goals of the short-term phase in the Guidelines for National Unification. ... The Koo-Wang Talks were obviously in no way political. ... During the talks, SEF delegates steadfastly upheld the principle of parity in such matters as meeting procedures, conference site, seating, as well as the topics and scope of discussion. This made it impossible for the other side to slight the fact that the ROC is an equal political entity.*<sup>110</sup>

### **Taiwan’s Bid to Gain Parallel Representation at the U.N.**<sup>111</sup>

August-September 1993<sup>112</sup>

*[In 1991], we accepted the fact that the nation was divided and that, prior to the unification of China, the political authority of both the ROC government and the Chinese communists exist. Both the ROC government and the Chinese communists*

<sup>108</sup> Xinhua (New China News Agency), Beijing, April 27, 1993, translated in FBIS, April 27, 1993.

<sup>109</sup> Dr. Koo’s Arrival Address at Singapore Airport, April 26, 1993, “A Resume of the Koo-Wang Talks,” Straits Exchange Foundation, December 1993.

<sup>110</sup> Mainland Affairs Council, ROC, “Our Views on the Koo-Wang Talks,” May 1993.

<sup>111</sup> Jason Hu, Director General of the ROC’s Government Information Office, “The Case For Taipei’s U.N. Representation,” speech at the Atlantic Council on September 17, 1993. See also, Fredrick F. Chien, (ROC Foreign Minister), “UN Should Welcome Taiwan,” *Far Eastern Economic Review*, August 5, 1993; “Divided China in the United Nations: Time for Parallel Representation” (advertisement), *New York Times*, September 17, 1993. According to Hu, Taiwan’s bid was submitted in a letter sent by seven South American countries to the U.N. Secretary General on August 6, 1993. He also said that the bid included flexibility on the name to use at the U.N.

<sup>112</sup> On April 27-29, 1993, the landmark “Koo-Wang” talks had been held in Singapore between Koo Chen-fu (chairman of Taiwan’s Strait Exchange Foundation (SEF)) and Wang Daohan (chairman of the PRC’s Association for Relations Across the Taiwan Strait (ARATS)), the first meeting between the heads of the two organs set up for cross-strait dialogue. Later in 1993, according to Mann (p. 290), the State Department drafted a policy review to restore high-level dialogue with Beijing and submitted it to the White House in July 1993. As part of the new policy of engagement toward China, President Clinton invited PRC President Jiang Zemin to attend the first summit of leaders in the Asia Pacific Economic (APEC) Forum in Seattle, Washington, in November 1993. The *Far Eastern Economic Review* (October 7, 1993) reported that Taipei was unhappy that Washington agreed with Beijing that Taiwan, despite its status in APEC equal to other members, would not be represented by Lee Teng-hui, but by Vincent Siew, head of economic planning.

*exercise political authority in the areas under their de facto control. Each is entitled to represent the residents of the territory under its de facto control and to participate in the activities of the international community. ... It is now the fixed policy and goal of the government and the opposition parties in the ROC to participate in the United Nations. ...*

**PRC's White Paper on Taiwan.**<sup>113</sup>

August 31, 1993

*There is only one China in the world, Taiwan is an inalienable part of China, and the seat of China's central government is in Beijing. This is a universally recognized fact as well as the premise for a peaceful settlement of the Taiwan question. The Chinese government is firmly against any words or deeds designed to split China's sovereignty and territorial integrity. It opposes "two Chinas," "one China, one Taiwan," "one country, two governments," or any attempt or act that could lead to "independence of Taiwan." The Chinese people on both sides of the strait all believe that there is only one China and espouse national unification. Taiwan's status as an inalienable part of China has been determined and cannot be changed. "Self-determination" for Taiwan is out of the question.*

*Peaceful unification is a set policy of the Chinese Government. However, any sovereign state is entitled to use any means it deems necessary, including military ones, to uphold its sovereignty and territorial integrity. The Chinese Government is under no obligation to undertake any commitment to any foreign power or people intending to split China as to what means it might use to handle its own domestic affairs.*

*It should be pointed out that the Taiwan question is purely an internal affair of China and bears no analogy to the cases of Germany and Korea which were brought about as a result of international accords at the end of the Second World War.*

**Taiwan's White Paper on Cross-Strait Relations.**<sup>114</sup>

July 5, 1994

*It is an incontrovertible historical fact that the ROC has always been an independent sovereign state in the international community since its founding in 1912. However, relations between the two sides of the Taiwan Strait are not those between two separate countries, neither are they purely domestic in nature. In order to ensure that cross-strait relations develop toward benign interaction, the ROC government has formulated the concept of a "political entity" to serve as the basis of interaction between the two sides. The term "political entity" has extensive meaning, it can refer to a country, a government, or a political organization. At the current stage of cross-Strait interaction, only when we set aside the "sovereignty*

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<sup>113</sup> "The Taiwan Question and the Unification of China," Xinhua [New China News Agency], August 31, 1993, translated in FBIS, September 1, 1993.

<sup>114</sup> Mainland Affairs Council, Executive Yuan (Cabinet), Republic of China, "Explanation of Relations Across the Taiwan Strait," July 5, 1994, translated in FBIS, July 11, 1994.

*dispute” will we untie the knots that have bound us for more than the past 40 years and progress smoothly toward unification. ...*

*The ROC Government is firm in its advocacy of “one China” and is opposed to “two Chinas” or “one China, one Taiwan.” But at the same time, given that division and divided rule on the two sides of the Taiwan Strait is a long-standing political fact, the ROC Government also holds that the two sides should be fully aware that each has jurisdiction over its respective territory and that they should coexist as two legal entities in the international arena. As for their relationship with each other, it is that of two separate areas of one China and is therefore “domestic” or “Chinese” in nature. ...*

*The ROC Government takes “one China, two equal political entities” as the structure for handling cross-strait relations and hopes that cross-strait relations will develop in the direction of being peaceful, pragmatic, and sensible. .. The CPC [Communist Party of China] should dismiss any misgivings it has concerning the ROC Government’s determination to achieve unification. What the CPC authorities should give urgent consideration to is how, given the fact that the country is divided under two separate governments, we can actively create favorable conditions for unification and gradually bring the two different “political entities” together to form “one China.” ... At the same time, the Chinese people cannot strive for unification just for the sake of unification; instead, unification should be realized under a reasonable and benign political, economic, and social system and way of living. Therefore, we hold that the two sides of the strait should go all out to build a democratic, free, equally wealthy, and united China. ...*

**Washington's Taiwan Policy Review.**<sup>115</sup>September 7, 1994<sup>116</sup>

*U.S. policy toward Taiwan is governed, of course, by the Taiwan Relations Act of 1979. Three communiques with the People's Republic of China (the Shanghai Communique of 1972, the Normalization Communique of 1979, and the Joint Communique of 1982) also constitute part of the foundation. In the joint communique shifting diplomatic relations to the PRC 15 years ago, the United States recognized "the Government of the People's Republic of China as the sole legal Government of China." The document further states that "Within this context, the people of the United States will maintain cultural, commercial, and other unofficial relations with the people of Taiwan." The United States also acknowledged "the Chinese position that there is but one China and Taiwan is part of China." These formulations were repeated in the 1982 communique. Since 1978, each Administration has reaffirmed this policy.*

*The policy has been essential in maintaining peace, stability, and economic development on both sides of the Taiwan Strait and throughout the region. ... We have made absolutely clear our expectation that cross-strait relations will evolve in a peaceful manner. We neither interfere in nor mediate this process. But we welcome any evolution in relations between Taipei and Beijing that is mutually agreed upon and peacefully reached. ...*

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<sup>115</sup> Announced on September 7, 1994 and described in the Clinton Administration's only public statement on the Taiwan Policy Review, which was given by Assistant Secretary of State for East Asian and Pacific Affairs Winston Lord, "Taiwan Policy Review," Testimony before the Senate Foreign Relations Committee, September 27, 1994 (in *U.S. Department of State Dispatch*, October 17, 1994). Lord noted that "the lengthy, detailed inter-agency policy review that we have conducted is the first of its kind launched by any Administration of either political party since we shifted recognition to Beijing in 1979." While opposing legislation to specifically allow visits by top leaders of Taiwan, the Administration decided to send high-level economic and technical officials to visit Taiwan, establish a sub-cabinet level economic dialogue with Taiwan, allow Taiwan's office in the United States to change its name to Taipei Economic and Cultural Representative Office (TECRO), and support Taiwan's membership in international organizations where statehood is not a requirement and Taiwan's voice to be heard in organizations where its membership is not allowed.

<sup>116</sup> The review came after the Congress passed and the President signed (on April 30, 1994) the Foreign Relations Authorization Act for FY1994 and FY1995 (P.L. 103-236) which directed the State Department to register foreign-born Taiwanese-Americans as U.S. citizens born in Taiwan (rather than China); called for the President to send Cabinet-level officials to Taiwan and to show clear U.S. support for Taiwan in bilateral and multilateral relationships; and declared that Sec. 3 of the TRA (on arms sales) takes primacy over statements of U.S. policy (the 1982 communique). In addition, in May 1994, the State Department had allowed Taiwan President Lee Teng-hui to make a refueling stop in Hawaii but denied him a visa to enter the United States. In response, the Senate, from July to October, passed amendments introduced by Senator Brown to ensure that Taiwan's President can enter the United States on certain occasions. Two amendments (for S. 2182 and H.R. 4606) that passed were not retained, but the amendment to the Immigration and Nationality Technical Corrections Act of 1994 was enacted. Upon signing the bill into law (P.L. 103-416) on October 25, 1994, President Clinton, nonetheless, said that he would construe Sec. 221 as expressing Congress' view.

*In the end, it is only the two parties themselves, Taiwan and the PRC, that will be able to resolve the issues between them. In this regard, the United States applauds the continuing progress in cross-strait dialogue. ...*

*We will continue to provide material and training to Taiwan to enable it to maintain a sufficient self-defense capability, as mandated by the Taiwan Relations Act. ...*

*Within this framework, the President has decided to enhance our unofficial ties with Taiwan. ... the Administration strongly opposes Congressional attempts to legislate visits by top leaders of the “Republic of China” to the U.S. ...*

*Recognizing Taiwan’s important role in transnational issues, we will support its membership in organizations where statehood is not a prerequisite, and will support opportunities for Taiwan’s voice to be heard in organizations where its membership is not possible.*

*We do not seek and cannot impose a resolution of differences between Taiwan and the People’s Republic of China. Nor should we permit one to manipulate us against the other.*

**PRC President Jiang Zemin’s “Eight Points”.<sup>117</sup>**

January 30, 1995

1. *We must firmly oppose any words or actions aimed at creating an “independent Taiwan” and the propositions “split the country and rule under separate regimes,” two Chinas over a certain period of time,” etc., which are in contravention of the principle of one China.*
2. *We do not challenge the development of non-governmental economic and cultural ties by Taiwan with other countries. ... However, we oppose Taiwan’s activities in “expanding its living space internationally,” which are aimed at creating “two Chinas” or “one China, one Taiwan.” ...*
3. *It has been our consistent stand to hold negotiations with the Taiwan authorities on the peaceful unification of the motherland. ... I suggest that, as the first step, negotiations should be held and an agreement reached on officially ending the state of hostility between the two sides in accordance with the principle that there is only one China. ...*
4. *We should strive for the peaceful unification of the motherland, since Chinese should not fight fellow Chinese. Our not undertaking to give up the use of force*

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<sup>117</sup> Jiang Zemin, “Continue to Promote the Unification of the Motherland,” January 30, 1995. As part of the context of his speech, Jiang looked to the 100th anniversary of the Treaty of Shimonoseki, signed between China and Japan on April 17, 1895, which ceded Taiwan to Japan as a colony until the end of World War Two. Jiang also cited the transfer of control to the PRC of Hong Kong in 1997 and Macau in 1999, and said that “now it is high time to accomplish the unification of the motherland.”

*is not directed against our compatriots in Taiwan but against the schemes of foreign forces to interfere with China's unification and to bring about the "independence of Taiwan." ...*

5. *Great efforts should be made to expand the economic exchanges and cooperation between the two sides of the Taiwan Strait...*
6. *People on both sides of the Taiwan Strait should inherit and carry forward the fine traditions of Chinese culture.*
7. *The 21 million compatriots in Taiwan, whether born there or in other provinces, are all Chinese... We also hope that all political parties in Taiwan will adopt a sensible, forward-looking, and constructive attitude and promote the expansion of relations between the two sides. ...*
8. *Leaders of Taiwan authorities are welcome to pay visits in appropriate capacities. We are also ready to accept invitations from the Taiwan side to visit Taiwan. ... The affairs of the Chinese people should be handled by ourselves, something that does not take an international occasion to accomplish. ...*

**Taiwan President Lee Teng-hui's "Six Point" Response.<sup>118</sup>**

April 8, 1995

1. *The fact that the Chinese mainland and Taiwan have been ruled by two political entities in no way subordinate to each other had led to a state of division between the two sides and separate governmental jurisdictions, hence, the issue of national unification. ... Only by facing up to this reality can both sides build greater consensus on the "one China" issue and at the earliest possible date.*
2. *In Taiwan, we have long taken upon ourselves the responsibility for safeguarding and furthering traditional Chinese culture, and advocate that culture be the basis for exchanges between both sides to help promote the nationalistic sentiment for living together in prosperity and to foster a strong sense of brotherliness. ...*
3. *We will continue to assist the mainland in developing its economy and upgrading the living standards of its people based upon our existing investments and trade relations. As for trade and transportation links with the mainland, the agencies concerned have to make in-depth evaluations as well as careful plans since these are very complicated issues. ...*
4. *I have indicated on several occasions that if leaders on both sides could meet with each other on international occasions in a natural manner, this would alleviate the political confrontation between both sides and foster a harmonious atmosphere for developing future relations. ... It is our firm belief that the more international organizations both sides join on an equal footing, the more favorable the*

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<sup>118</sup> Lee Teng-hui, "Address to the National Unification Council," April 8, 1995.

*environment will become for the growth of bilateral relations and for the process of peaceful unification. ...*

5. *We believe the mainland authorities should demonstrate their goodwill by publicly renouncing the use of force and refrain from making any military move that might arouse anxiety or suspicion on this side of the Taiwan Strait, thus paving the way for formal negotiations between both sides to put an end to the state of hostility. ...*

6. *Hong Kong and Macau are integral parts of the Chinese nation ... Post-1997 Hong Kong and post-1999 Macau are naturally a matter of great concern to us. In this regard, the ROC government has reiterated its determination to maintain normal contact with Hong Kong and Macau, further participate in affairs related to Hong Kong and Macau, and provide better services to our compatriots there. ...*

**U.S. Visa For Lee Teng-hui's Private Visit to Cornell University.**<sup>119</sup>  
May 22, 1995

*President Clinton has decided to permit Lee Teng-hui to make a private visit to the United States in June for the express purpose of participating in an alumni reunion event at Cornell University, as a distinguished alumnus. The action follows a revision of Administration guidelines to permit occasional private visits by senior leaders of Taiwan, including President Lee.*

*President Lee will visit the U.S. in a strictly private capacity and will not undertake any official activities. It is important to reiterate that this is not an official visit. The granting of a visa in this case is consistent with U.S. policy of maintaining only unofficial relations with Taiwan. It does not convey any change in our relations with or policies towards the People's Republic of China, with which we maintain official relations and recognize as the sole legal government of China.*

*We will continue to abide by the three communiques that form the basis of our relations with China. The United States also acknowledges the Chinese position that there is but one China, and Taiwan is a part of China. ...*

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<sup>119</sup> Department of State's announcement by spokesperson, Nicholas Burns, May 22, 1995. Congress' view was an important factor acknowledged by the Administration in its reversal of policy to grant the visa. Congress had overwhelmingly passed the bipartisan H.Con.Res. 53 expressing the sense of Congress that the President should promptly welcome a visit by Lee Teng-hui to his alma mater, Cornell University, and a transit stop in Anchorage, Alaska, to attend a conference. The House passed the resolution by 396-0 on May 2, and the Senate passed it by 97-1 on May 9, 1995. Some analysts believe that another factor was the contrast posed by the Administration's March 1995 decision to grant visits to Gerry Adams (leader of Sinn Féin, the political wing of the Irish Republican Army (IRA)), to the United States, including meetings with Clinton in the White House — despite objections from London.

**Clinton's Secret Letter to Jiang Zemin and "Three Noes".**<sup>120</sup>

August 1995

At a meeting in Brunei in August 1995, Secretary of State Warren Christopher reportedly delivered a letter from President Clinton to Chinese President Jiang Zemin. In the letter, which has not been made public, Clinton is said to have assured Jiang that the United States would (1) "oppose" Taiwan independence; (2) would not support "two Chinas," or one China and one Taiwan; and (3) would not support Taiwan's admission to the United Nations.

**U.S. Department of State and March 1996 Taiwan Strait Tensions.**<sup>121</sup>

March 14, 1996

*Our fundamental interest on the Taiwan question is that peace and stability be maintained and that the PRC and Taiwan work out their differences peacefully. At the same time, we will strictly avoid interfering as the two sides pursue peaceful resolution of differences.*

*The Taiwan Relations Act (TRA) of 1979 forms the legal basis of U.S. policy regarding the security of Taiwan. ... However serious, the present situation does not constitute a threat to Taiwan of the magnitude contemplated by the drafters of the Taiwan Relations Act. The PRC pressure against Taiwan to date does not add up to a "threat to the security or the social or economic system" of Taiwan. ... We will continue to work closely with you, and if warranted by circumstances, we will act under Section 3(c) of the TRA, in close consultation with the Congress.*

*Overall U.S. China policy, including the Taiwan question, is expressed in the three joint communiqués with the PRC as follows:*

- *The United States recognizes the Government of the PRC as "the sole legal Government of China."*

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<sup>120</sup> Garver, p. 79; Mann, p. 330. These promises apparently formed the basis for the Administration's later public statements issued in 1997 and 1998, including one by President Clinton in China, that became known as the "Three Noes." However, "opposing" Taiwan independence was changed to a more neutral stance of "not supporting" it. Clinton's letter was sent after the People's Liberation Army (PLA) launched its first test-firing of M-9 short-range ballistic missiles toward Taiwan in July 1995, as part of the PRC's reaction to Lee Teng-hui's visit to Cornell University in June 1995.

<sup>121</sup> Department of State, Winston Lord, Assistant Secretary of State for East Asian and Pacific Affairs, Testimony before the House International Relations Subcommittee on East Asia and the Pacific, March 14, 1996. The PRC followed its July 1995 missile test-firings with more military exercises and additional missile test-firings in March 1996 — to intimidate voters in Taiwan on the eve of their first democratic presidential election. After introduction of H.Con.Res. 148 on March 7, 1996, the Clinton Administration announced on March 10 and 11 the decisions to deploy two carrier battle groups east of Taiwan to underscore the American commitment to regional peace and stability. However, the Administration did not agree with Congress on the need to formally consult with Congress on the U.S. response to the PLA actions, under Section 3(c) of the TRA.



- *The U.S. acknowledges the Chinese position that “there is but one China and Taiwan is part of China.” In 1982, the U.S. assured the PRC that it has no intention of pursuing a policy of “two Chinas” or “one China, one Taiwan.”*
- *Within this context, the people of the U.S. will maintain cultural, commercial, and other unofficial relations with the people of Taiwan.*
- *The U.S. has consistently held that resolution of the Taiwan issue is a matter to be worked out peacefully by the Chinese themselves.*

**President Clinton’s Meeting with Japanese Prime Minister.**<sup>122</sup>

April 17, 1996

*Clinton: Yes, we discussed Taiwan and China extensively, as well as the recent tension in the strait. It is obvious that our partnership is designed to try to preserve the peace for all peoples in this region. And I believe that I can say we both agree that, while the United States clearly observes the so-called one China policy, we also observe the other aspects of the agreement we made many years ago, which include a commitment on the part of both parties to resolve all their differences in a peaceable manner. And we have encouraged them to pursue that. Therefore, we were concerned about those actions in the Taiwan Strait.*

**Secretary of State Christopher on Relations with China.**<sup>123</sup>

May 17, 1996

*Since 1972, the foundation for deepening engagement between our nations has been the “one China” policy that is embodied in the three joint communiques between the United States and the People’s Republic of China. ...*

*The United States strongly believes that resolution of the issues between the PRC and Taiwan must be peaceful. We were gravely concerned when China’s military exercises two months ago raised tensions in the Taiwan Strait. Our deployment of naval forces to the region was meant to avert any dangerous*

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<sup>122</sup> “The President’s News Conference with Prime Minister Ryutaro Hashimoto of Japan in Tokyo,” April 17, 1996, *Public Papers of United States Presidents, William Clinton*. The two leaders issued a Joint Declaration on Security to strengthen the alliance.

<sup>123</sup> Department of State, “American Interests and the U.S.-China Relationship,” Address by Secretary of State Warren Christopher to the Asia Society, the Council on Foreign Relations, and the National Committee on U.S.-China Relations, New York, May 17, 1996. Christopher ended with a signal of President Clinton’s new willingness to hold regular summits with the PRC President. Then in July 1996, National Security Advisor Anthony Lake traveled to China to pursue the “strategic dialogue.” Briefing reporters on July 3, 1996, a National Security Council official said Lake was scheduled to meet Wang Daohan, chairman of the Association for Relations Across the Taiwan Strait (ARATS), in order to do “what we can there to advance the resumption and to promote the resumption of cross-strait dialogue and to reinforce our position that the differences between Taiwan and China need to be resolved peacefully.” This item on Lake’s agenda signaled a new, proactive U.S. stance on cross-strait relations and raised questions in Beijing and Taipei of U.S. involvement. The meeting was canceled after Lake’s arrival in China.

*miscalculations. We are encouraged that both sides have now taken steps to reduce tensions.*

*On the eve of the inauguration next Monday of Taiwan's first democratically elected President, it is timely to reflect on the enduring value of our "one China" policy for both the PRC and Taiwan and on our common interest and responsibility to uphold it. I want to tell you publicly today what we have been saying privately to the leaders in Beijing and Taipei in recent weeks.*

*To the leadership in Beijing, we have reiterated our consistent position that the future relationship between Taiwan and the PRC must be resolved directly between them. But we have reaffirmed that we have a strong interest in the region's continued peace and stability and that our "one China" policy is predicated on the PRC's pursuit of a peaceful resolution of issues between Taipei and Beijing.*

*To the leadership in Taiwan, we have reiterated our commitment to robust unofficial relations, including helping Taiwan maintain a sufficient self-defense capacity under the terms of the Taiwan Relations Act. We have stressed that Taiwan has prospered under the "one China" policy. And we have made clear our view that as Taiwan seeks an international role, it should pursue that objective in a way that is consistent with a "one China" policy.*

*We have emphasized to both sides the importance of avoiding provocative actions or unilateral measures that would alter the status quo or pose a threat to peaceful resolution of outstanding issues. And we have strongly urged both sides to resume the cross-strait dialogue that was interrupted last summer.*

**Taiwan's First Direct Presidential Election and Inaugural Address.**<sup>124</sup>  
May 20, 1996

*The Republic of China has always been a sovereign state. Disputes across the Strait center around system and lifestyle; they have nothing to do with ethnic or cultural identity. Here in this country, it is totally unnecessary or impossible to adopt the so-called course of "Taiwan independence." For over 40 years, the two sides of the Strait have been two separate jurisdictions due to various historical factors, but it is also true that both sides pursue eventual national unification. ...*

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<sup>124</sup> "The President [Lee Teng-hui's] Inaugural Speech (Excerpt)," May 20, 1996, printed in *Consensus Formed at the National Development Conference on Cross-Strait Relations*, Mainland Affairs Council, Executive Yuan, Republic of China, February 1997. With a tense military environment brought by China's military exercises that included missile test-firings, Lee Teng-hui won a landslide victory of 54 percent of the votes in Taiwan's first democratic presidential election on March 23, 1996. Pro-independence candidate Peng Ming-min received 21 percent, and pro-unification Lin Yang-kang won 15 percent of the votes.

**Taiwan's Multi-Party National Development Conference.**<sup>125</sup>

December 23-28, 1996

*The Republic of China has been a sovereign state since 1912. Following the establishment of the Chinese communist regime in 1949, both sides of the Taiwan Strait became co-equal political entities. ...*

*The development of relations with the mainland must be based on safeguarding the survival and development of the Republic of China. ...*

*The Republic of China is a sovereign state that must actively promote foreign relations and raise its profile at international activities in its pursuit of national survival and development. Taiwan is not a part of the "People's Republic of China," and the ROC government opposes dealing with the cross-strait issue through the "one country, two systems" scheme.*

*The government should reduce the possibility of confrontation with the mainland by establishing sound mainland policies, and should actively make use of regional and global security and cooperation mechanisms to assure the security of Taiwan.*

*At this point, ROC accession to such international bodies as the World Trade Organization, the International Monetary Fund, and the World Bank, should continue to be actively pursued.*

*ROC admission to the United Nations should be actively pursued as a long-term objective through flexible responses to changes in the international situation.*

**President Clinton's Statements at the 1997 Summit (Washington).**

October 29, 1997

*A key to Asia's stability is a peaceful and prosperous relationship between the People's Republic of China and Taiwan. I reiterated America's longstanding commitment to a one China policy. It has allowed democracy to flourish in Taiwan and provides a framework in which all three relationships can prosper — between the United States and the PRC, the United States and Taiwan, and Taiwan and the People's Republic of China. I told President Jiang that we hope the People's Republic and Taiwan would resume a constructive cross-strait dialogue and expand*

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<sup>125</sup> *Consensus Formed at the National Development Conference on Cross-Strait Relations*, Mainland Affairs Council, Executive Yuan, Republic of China, February 1997. Also see CRS Report 97-268, *Taiwan's National Development Conference: Proposed Policy Changes and Implications for the United States*, February 24, 1997, by Robert G. Sutter. Called by President Lee Teng-hui in his inaugural speech in May 1996, delegates from the three major political parties (Nationalist Party, Democratic Progressive Party, and New China Party) attended the conference. The conference took place as Taiwan looked to the transfer of Hong Kong as a British colony to a Special Administration Region of the PRC in July 1997.

*cross-strait exchanges. Ultimately, the relationship between the PRC and Taiwan is for the Chinese themselves to determine — peacefully.*<sup>126</sup>

*First of all, I think the most important thing the United States can do to facilitate a peaceful resolution of the differences is to adhere strictly to the one China policy we have agreed on, to make it clear that within the context of that one China policy, as articulated in the communiques and our own laws, we will maintain friendly, open relations with the people of Taiwan and China; but that we understand that this issue has to be resolved and resolved peacefully, and that if it is resolved in a satisfactory way, consistent with statements made in the past, then Asia will be stronger and more stable and more prosperous. That is good for the United States. And our own relations with China will move on to another stage of success. I think the more we can encourage that, the better off we are. But I think in the end, since so much investment and contact has gone on in the last few years between Taiwan and China, I think the Chinese people know how to resolve this when the time is right, and we just have to keep saying we hope the time will be right as soon as possible. Sooner is better than later.*<sup>127</sup>

**1997 Clinton-Jiang Summit and U.S.-China Joint Statement.**<sup>128</sup>

October 29, 1997

*China stresses that the Taiwan question is the most important and sensitive central question in China-U.S. relations, and that the proper handling of this question in strict compliance with the principles set forth in the three China-U.S. joint communiques holds the key to sound and stable growth of China-U.S. relations. The United States reiterates that it adheres to its “one China” policy and the principles set forth in the three U.S.-China joint communiques.*

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<sup>126</sup> President Clinton’s opening statement, Press Conference by President Clinton and President Jiang Zemin, Old Executive Office Building, Washington, D.C., October 29, 1997.

<sup>127</sup> President Clinton’s answer to a question about whether he sees any U.S. role in securing a permanent peaceful environment in the Taiwan Strait (after reference to U.S. roles in brokering peace in Bosnia and the Middle East), Press Conference by President Clinton and President Jiang Zemin, Old Executive Office Building, Washington, D.C., October 29, 1997.

<sup>128</sup> White House, “Joint U.S.-China Statement,” October 29, 1997. In preparing for the summit, the PRC desired to have a “fourth communique” with further U.S. assurances on Taiwan. Also, Mann wrote that the PRC wanted the joint statement to make public the “Three Noes” that President Clinton had promised President Jiang in a private letter in 1995. The Joint Statement did not mention the TRA.

**1997 Summit and the State Department on the “Three Noes”.**<sup>129</sup>  
October 31, 1997

*We certainly made clear that we have a one-China policy; that we don't support a one-China, one-Taiwan policy. We don't support a two-China policy. We don't support Taiwan independence, and we don't support Taiwanese membership in organizations that require you to be a member state. We certainly made that very clear to the Chinese.*

**1998 Clinton-Jiang Summit in Beijing.**<sup>130</sup>  
June 27, 1998

*President Jiang: The Taiwan question is the most important and the most sensitive issue at the core of China-U.S. relations. We hope that the U.S. side will adhere to the principles set forth in the three China-U.S. joint communiques and the joint China-U.S. statement, as well as the relevant commitments it has made in the interest of a smooth growth of China-U.S. relations.*

*President Clinton: I reaffirmed our longstanding one China policy to President Jiang and urged the pursuit of cross-strait discussions recently resumed as the best path to a peaceful resolution. In a similar vein, I urged President Jiang to assume a dialogue with the Dalai Lama in return for the recognition that Tibet is a part of China and in recognition of the unique cultural and religious heritage of that region.*

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<sup>129</sup> Department of State, Press Briefing by James Rubin, October 31, 1997. For the first time, the Administration publicly stated the “Three Noes,” which were not put in writing in the U.S.-China Joint Statement. Rubin made that statement in response to a question about specific assurances on Taiwan that President Clinton gave to President Jiang during the 1997 summit. Clinton reportedly had passed a secret letter to Jiang in August 1995 with an earlier version of the “Three Noes.”

<sup>130</sup> White House, Office of the Press Secretary, “Press Availability by President Clinton and President Jiang,” Beijing, PRC, June 27, 1998.

**1998 Summit and Clinton's Statement on the "Three Noes".**<sup>131</sup>  
June 30, 1998<sup>132</sup>

*I had a chance to reiterate our Taiwan policy, which is that we don't support independence for Taiwan, or two Chinas, or one Taiwan-one China. And we don't believe that Taiwan should be a member in any organization for which statehood is a requirement. So I think we have a consistent policy. Our only policy has been that we think it has to be done peacefully. That is what our law says, and we have encouraged the cross-strait dialogue. And I think eventually it will bear fruit if everyone is patient and works hard.*

**Taiwan's Lee Teng-hui on "One Divided China".**<sup>133</sup>  
August 3, 1998

*The path to a democratic China must begin with a recognition of the present reality by both sides of the Taiwan Strait. And that reality is that China is divided, just as Germany and Vietnam were in the past and as Korea is today. Hence, there is no "one China" now. We hope for this outcome in the future, but presently it does not exist. Today, there is only "one divided China," with Taiwan and the mainland each being part of China. Because neither has jurisdiction over the other, neither can represent the other, much less all of China.*

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<sup>131</sup> White House, Office of the Press Secretary, "Remarks by the President and the First Lady in Discussion on Shaping China for the 21<sup>st</sup> Century," Shanghai, China, June 30, 1998. The Administration maintains that the "Three Noes" represented no change in U.S. policy. Nonetheless, President Clinton chose to issue this statement verbally and at an informal "roundtable discussion," rather than at the summit in Beijing with President Jiang on June 27, 1998. In testimony to the Senate Foreign Relations Committee on March 25, 1999, Assistant Secretary of State Stanley Roth cited Kissinger's 1971 promise as the origins of U.S. policy of non-support for Taiwan's independence and argued that President Clinton's June 1998 "Three Noes" statement represented no change in U.S. policy toward Taiwan.

<sup>132</sup> On the eve of President Clinton's trip to China, Deputy Assistant Secretary of State Susan Shirk testified before the House International Relations Subcommittee on Asia and the Pacific on May 20, 1998, stating that "there will be no fourth communique; nor will our relationship with Taiwan be diluted or sacrificed in any way." Deputy Assistant Secretary of Defense Kurt Campbell also assured Congress that "there will be no fourth communique and there will be no document that harms Taiwan's interest." The House, on June 9, 1998, passed (411-0) H.Con.Res. 270 (Solomon), resolving that it is the sense of Congress that "the United States abides by all previous understandings of a 'one China' policy and its abiding interest in a peaceful resolution of the Taiwan Strait issue." The House also resolved that the President should seek at the summit a public renunciation by the PRC of any use of force or threat to use force against Taiwan. After the President stated the "Three Noes" in China, the Senate passed (92-0) S.Con.Res. 107 (Lott) on July 10, 1998, affirming its expectation that the future of Taiwan will be determined by peaceful means, but did not include language on the people of both sides of the strait determining their own future. The House, on July 20, 1998, passed (390-1) H.Con.Res. 301 (DeLay) affirming its expectation that the "future status of Taiwan will be determined by peaceful means, and that the people of both sides of the Taiwan Strait should determine their own future..." Also see CRS Report 98-837, *Taiwan: the "Three No's," Congressional-Administration Differences, and U.S. Policy Issues*, October 1, 1998, by Robert Sutter.

<sup>133</sup> Lee Teng-hui, "U.S. Can't Ignore Taiwan," *Wall Street Journal*, August 3, 1998.

**Second “Koo-Wang Talks” (Shanghai).**<sup>134</sup>

October 14, 1998

Taiwan: *It has been nearly 50 years since the two sides of the Taiwan Strait became two equal entities under divided rule and not subordinate to each other. A “divided China” is not only a historical fact, but also a political reality.*<sup>135</sup>

Taiwan: *China’s unification hinges upon the democratization of the Chinese mainland. Only when the Chinese mainland has achieved democracy can the two sides of the Taiwan Strait talk about unification.*<sup>136</sup>

PRC: *Mr. Wang said that Taiwan’s political status can be discussed under the one China principle. On this point, both Mr. Jiang Zemin and Mr. Qian Qichen had similar comments to the effect that anything can be put on the table under the one China principle. Therefore, on the question of one China, this will be our consistent stand before the two sides across the strait are reunified: there is only one China across the strait, Taiwan is part of China, and Chinese sovereignty and territorial integrity are indivisible. ... Now, the Government of the People’s Republic of China is universally acknowledged internationally as the only legitimate government representing China. In spite of this, the two sides should still negotiate on equal footing under the principle that there is but one China. The issue of whether the talks are between central or local authorities can be left aside.*<sup>137</sup>

**U.S. Assistant Secretary Stan Roth on “Interim Agreements”.**<sup>138</sup>

March 24, 1999

*Insisting on peaceful resolution of differences between the PRC and Taiwan will remain U.S. policy in the future just as surely as it has been our policy over the past*

<sup>134</sup> ARATS and SEF agreed on a four-point common understanding: (hold all kinds of dialogue, including political and economic dialogue; strengthen exchanges, including those at all levels; strengthen mutual assistance in cases involving lives and property; acceptance of an invitation for Wang Daohan to visit Taiwan at an appropriate time), according to *Xinhua Hong Kong Service*, October 15, 1998, in *FBIS*.

<sup>135</sup> Koo Chen-fu, “Key Points From Remarks Made at a Meeting with ARATS Chairman Wang Daohan,” Shanghai, October 14, 1998 (issued by SEF, Republic of China).

<sup>136</sup> Opening remarks of Taiwan’s SEF Chairman Koo Chen-fu at a press conference after his meeting with PRC President Jiang Zemin in Beijing, October 18, 1998.

<sup>137</sup> Statement of Tang Shubei, executive vice chairman of the PRC’s ARATS, denying inconsistency between comments of ARATS chairman Wang Daohan and Vice Premier Qian Qichen, “Tang Shubei Explains ‘One China’ Principle,” *Zhongguo Xinwen She* (China News Agency), Beijing, October 18, 1998; translated in *FBIS*.

<sup>138</sup> Stanley O. Roth, Assistant Secretary of State for East Asian and Pacific Affairs, “The Taiwan Relations Act at Twenty — and Beyond,” address to the Woodrow Wilson Center and the American Institute in Taiwan, Washington, DC, March 24, 1999. On the next day, Roth testified before the Senate Foreign Relations Committee on U.S.-Taiwan relations, but he did not discuss the possibility of cross-strait “interim agreements.” He also assured the committee that “the future of cross-strait relations is a matter for Beijing and Taipei to resolve. No Administration has taken a position on how or when they should do so.”

*twenty years. Our belief, which we have stated repeatedly, is that dialogue between the PRC and Taiwan fosters an atmosphere in which tensions are reduced, misperceptions can be clarified, and common ground can be explored. The exchange of visits under the SEF/ARATS framework, currently rich in symbolism but still nascent in substance, has the potential to contribute to the peaceful resolution of difficult substantive differences.*

*Clearly, this will not be easy, but this Administration has great confidence in the creativity of the people of Taiwan and the people of the mainland, working together, to identify the necessary human contacts and the most comfortable processes to give the dialogue real meaning. Using a phrase that has garnered much favor in Washington of late, I could imagine that “out of the box” thinking within this dialogue might contribute to interim agreements, perhaps in combination with specific confidence building measures, on any number of difficult topics. But, as the U.S. has steadfastly held, we will avoid interfering as the two sides pursue peaceful resolution of differences, because it is only the participants on both sides of the strait that can craft the specific solutions which balance their interests while addressing their most pressing concerns.*

**Taiwan’s Lee Teng-hui on “Special State-to-State” Relations.**<sup>139</sup>  
July 9, 1999<sup>140</sup>

*The fact that disregarding the reality that the two sides of the Taiwan Strait are under separate administrations of different governments, the Chinese communist authorities have been threatening us with force is actually the main reason why cross-strait ties cannot be improved thoroughly. ... Since the PRC’s establishment, the Chinese communists have never ruled Taiwan, Penghu, Kinmen, and Matsu, which have been under the jurisdiction of the Republic of China. ... Since our constitutional reform in 1991, we have designated cross-strait ties as nation-to-nation, or at least as special state-to-state ties, rather than internal ties within “one China” between a legitimate government and a rebellion group, or between central and local governments. ...*

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<sup>139</sup> President Lee Teng-hui’s interview with the Voice of Germany, Taipei, July 9, 1999, reported in *Chung-Yang Jih-Pao*, July 10, 1999, in *FBIS*. Lee was responding to a question about Beijing viewing Taiwan as a “renegade province.” Some observers note that Lee may have specifically chosen German media, because Germany was once a divided country.

<sup>140</sup> Three days later, Taiwan’s Mainland Affairs Council Chairman Su Chi added that “While we continue to show our goodwill, Mainland China continues to tighten its ‘one China principle.’ Therefore, it is unnecessary for us to stick to our previous position. We shall clearly define equal footing in order to usher in better cross-strait relations toward the next century.” From: “MAC Chairman Su Chi at July 12, 1999 Press Conference,” *Taipei Speaks Up: Special State-to-State Relationship, Republic of China’s Policy Documents*, Mainland Affairs Council, Executive Yuan, Republic of China, August 1999.



**President Clinton on the “Three Pillars” of Policy Toward Taiwan.**<sup>141</sup>  
July 21, 1999

Clinton [on whether the United States is obligated to defend Taiwan militarily if it abandons the one China policy and would continue to provide military aid if Taiwan pursues separatism]: *Well, let me say first of all, a lot of those questions are governed by the Taiwan Relations Act, which we intend to honor. Our policy is clear: We favor the one China policy; we favor the cross-strait dialogues. The understanding we have had all along with both China and Taiwan is that the differences between them would be resolved peacefully. If that were not to be the case, under the Taiwan Relations Act we would be required to view it with the gravest concern. ...*

Clinton [on delaying a Pentagon delegation’s visit to Taiwan]: *I didn’t think this was the best time to do something which might excite either one side or the other and imply that a military solution is an acceptable alternative. If you really think about what’s at stake here, it would be unthinkable. And I want — I don’t want to depart from any of the three pillars. I think we need to stay with one China; I think we need to stay with the dialogue; and I think that no one should contemplate force here.*

**Taiwan’s Position Paper on “Special State-to-State Relationship”.**<sup>142</sup>  
August 1, 1999

*President Lee’s remarks concerning the nature of the cross-strait relationship were based on the necessity of protecting national interests and dignity. From the political, historical, and legal perspectives, he merely clarified an existing fact. He by no means twisted or exaggerated the truth, nor did he exclude the goal of unifying both sides of the Strait as a new, democratic China. ...*

*Taiwan and the Chinese mainland have always differed in their definition of “one China.” Thus, in 1992, ... the two sides eventually reached an agreement on “one China, with each side being entitled to its respective interpretation.” ... However, Beijing has unilaterally abandoned this agreement in recent years. ... In the framework of the 1992 agreement, whereby each side is entitled to its respective interpretation, we have always maintained that the “one China” concept refers to the future rather than the present. The two sides are not yet unified, but are equals, ruled separately. We both exist concurrently. Therefore, the two sides can be defined as sharing a “special state-to-state relationship,” prior to unification. ...*

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<sup>141</sup> White House, Office of the Press Secretary, “Press Conference by the President,” Washington, DC, July 21, 1999.

<sup>142</sup> “Parity, Peace, and Win-Win: The Republic of China’s Position on the ‘Special State-to-State Relationship’,” Mainland Affairs Council, Executive Yuan, Republic of China, August 1, 1999.

**Presidents Clinton and Jiang at APEC Meeting.**<sup>143</sup>  
September 11, 1999<sup>144</sup>

Clinton [on his message concerning Taiwan]: *My message is that our policy has not and will not change. We favor one China. We favor a peaceful approach to working out the differences. We favor the cross-strait dialogue. Our policy has not changed and it will not change.*

Jiang [on whether the PRC will maintain its threat to use military force against Taiwan]: *Our policy on Taiwan is a consistent one. That is, one, peaceful unification, one country-two systems. However, if there were to be any foreign intervention, or if there were to be Taiwan independence, then we would not undertake to renounce the use of force.*

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<sup>143</sup> White House, Office of the Press Secretary, "Remarks by the President and President Jiang Zemin of the People's Republic of China in Photo Opportunity," Auckland, New Zealand, September 11, 1999. In a press briefing just after President Clinton's meeting with Jiang, National Security Advisor Sandy Berger said that Clinton told Jiang that if he were to resort to military force, "there would be grave consequences in the United States." Berger said Clinton also stated that U.S. policy would continue "as it has been since the presidency of Richard Nixon," to be based on the "three fundamental pillars" of the one China policy, a peaceful resolution of the Taiwan issue, and the cross-strait dialogue.

<sup>144</sup> A few days, later, on September 15, 1999, the United States spoke out, for the first time, against the ROC's bid for re-entering the United Nations, reported *Reuters*. Previously, the United States remained outside the debate on whether to place the issue of the ROC's membership on the General Assembly's agenda. This year, an unnamed U.S. official was quoted: "we wanted to make clear that our 'one-China' policy is unchanged." The annual outcome, since Taiwan's effort began in 1993, has been a failure to get the issue of its membership on the agenda.

**PRC's Second Taiwan White Paper and "Three Ifs".**<sup>145</sup>  
February 21, 2000<sup>146</sup>

*On October 1, 1949, the Central People's Government of the PRC was proclaimed, replacing the government of the Republic of China to become the only legal government of the whole of China and its sole legal representative in the international arena, thereby bringing the historical status of the Republic of China to an end. ... so the government of the PRC naturally should fully enjoy and exercise China's sovereignty, including its sovereignty over Taiwan. ...*

*The Chinese government is actively and sincerely striving for peaceful unification. To achieve peaceful unification, the Chinese government has appealed time and again for cross-strait negotiations on the basis of equality and the One China principle. ... The Chinese government has also proposed that dialogue (that includes political dialogue) may start first, which may gradually move on to procedural consultations for political negotiation (to resolve issues for formal negotiation, such as the name, topics for discussion, and format), then political negotiation may begin. Political negotiation may be carried out step-by-step. ...*

*However, since the early 1990s, Lee Teng-hui has gradually deviated from the One China principle... In military affairs, the Taiwan authorities have bought large quantities of advanced weapons from foreign countries and sought to join the TMD system, attempting to covertly establish certain forms of military alliance with the United States and Japan. ...*

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<sup>145</sup> The PRC's Taiwan Affairs Office and Information Office of the State Council, "The One China Principle and the Taiwan Issue," February 21, 2000, the English version as published by *Xinhua [New China News Agency]* and translated in *FBIS*, and the Chinese version as published by *People's Daily Online*.

<sup>146</sup> The PRC issued this white paper just after a U.S. delegation left Beijing. The delegation included Deputy National Security Advisor James Steinberg, Under Secretary of Defense Walter Slocombe, Vice Chairman of the Joint Chiefs of Staff General Joseph Ralston, and Deputy Secretary of State Strobe Talbott, who were given no indication that the white paper would be issued. The white paper was also issued on the eve of Taiwan's presidential election scheduled for March 18, 2000, with the possibility that Chen Shui-bian would win. Moreover, the House had passed (341-70) H.R. 1838, "the Taiwan Security Enhancement Act," on February 1, 2000, which was still pending in the Senate and opposed by Beijing and the Clinton Administration. News reports also said that Taipei and Washington were discussing Taiwan's possible procurement of Aegis-equipped destroyers, missile defense systems, and other advanced U.S. weapons, leading to annual arms sales talks in April. In his response to the PRC's White Paper on Taiwan, Undersecretary of Defense Walter Slocombe, who just returned from Beijing, warned on February 22 that the PRC would face "incalculable consequences" if it used force against Taiwan as the White Paper threatened (*Washington Post*, February 23, 2000). On the same day, Assistant Secretary of State Stanley Roth testified to the Senate Foreign Relations Subcommittee on East Asian and Pacific Affairs that "the threat of the use of force to resolve the Taiwan question is contrary to the commitments contained in the communiqués that are the bedrock of U.S. policy." In his comments about the White Paper, Roth also reiterated the Administration's "three principles" (peaceful resolution, cross-strait dialogue, and one China).

*Facts prove that a serious crisis still exists in the situation of the Taiwan Strait. To safeguard the interests of the entire Chinese people, including compatriots in Taiwan, and maintain the peace and development of the Asia-Pacific region, the Chinese government remains firm in adhering to “peaceful unification, one country/two systems;” upholding the eight propositions put forward by President Jiang Zemin for the development of cross-strait relations and the acceleration of the peaceful unification of China; and doing its utmost to achieve the objective of peaceful unification. However, if a grave turn of events occurs leading to the separation of Taiwan from China in any name, or if there is foreign invasion and occupation of Taiwan,<sup>147</sup> or if Taiwan authorities indefinitely refuse to peacefully resolve the cross-strait unification problem through negotiations, then the Chinese government will only be forced to adopt all possible drastic measures, including the use of force, to safeguard China’s sovereignty and territorial integrity, and fulfill the great cause of China’s unification. ...*

*Countries maintaining diplomatic relations with China must not sell arms to Taiwan or enter into any forms of military alliance with Taiwan ... or help Taiwan to produce weapons. ...*

**President Clinton on Resolution with Assent of Taiwan’s People.**<sup>148</sup>  
February 24, 2000

*We’ll continue to reject the use of force as a means to resolve the Taiwan question. We’ll also continue to make absolutely clear that the issues between Beijing and Taiwan must be resolved peacefully and with the assent of the people of Taiwan.*

**Taiwan President Chen’s Inauguration Speech and “Five Noes”.**<sup>149</sup>  
May 20, 2000<sup>150</sup>

*Today, as the Cold War has ended, it is time for the two sides to cast aside the hostilities left from the old era. We do not need to wait further because now is a new opportunity for the two sides to create an era of reconciliation together.*

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<sup>147</sup> This second phrase can be interpreted to mean U.S. involvement in Taiwan’s defense.

<sup>148</sup> Remarks by the President to the Business Council, February 24, 2000. Later, Clinton added a third point, saying also that “there must be a shift from threat to dialogue across the Taiwan Strait, and we will continue to encourage both sides to seize this opportunity after the Taiwan election” (Remarks by the President on China, March 8, 2000).

<sup>149</sup> ROC, Office of the President, “Taiwan Stands Up: Toward the Dawn of a Rising Era,” May 20, 2000 (English and Chinese versions via the Government Information Office).

<sup>150</sup> On March 18, 2000, Chen Shui-bian of the Democratic Progressive Party (DPP) won the presidential election in Taiwan with 39 percent of the vote. Independent candidate James Soong won 37 percent. The ruling Kuomintang (KMT), or Nationalist Party’s, Lien Chan won 23 percent. The DPP has leaned toward favoring Taiwan’s independence. Chen’s DPP administration brought Taiwan’s first democratic transfer of power from one party to another, after 55 years of KMT rule.

*The people across the Taiwan Strait share the same ancestral, cultural, and historical background. While upholding the principles of democracy and parity, building upon the existing foundations, and constructing conditions for cooperation through goodwill, we believe that the leaders on both sides possess enough wisdom and creativity to jointly deal with the question of a future “one China.”*

*I fully understand that as the popularly elected 10th-term President of the Republic of China, I must abide by the Constitution, maintain the sovereignty, dignity, and security of our country, and ensure the well-being of all citizens. Therefore, as long as the CCP regime has no intention to use military force against Taiwan, I pledge that during my term in office, I will not declare independence, I will not change the national title, I will not push forth the inclusion of the so-called “state-to-state” description in the Constitution, and I will not promote a referendum to change the status quo in regards to the question of independence or unification. Furthermore, the abolition of the National Unification Council or the Guidelines for National Unification will not be an issue.*

**PRC Vice Premier Qian Qichen’s New Formulation.**<sup>151</sup>

July-August 2000<sup>152</sup>

*With regard to cross-strait relations, the one China principle we stand for is that there is only one China in the world; the mainland and Taiwan all belong to one China; and China’s sovereignty and territorial integrity are indivisible.*

**Taiwan President Chen on “Integration”.**<sup>153</sup>

December 31, 2000

*I have always felt that the people on both sides of the Taiwan Strait came from the same family and that they all pursue the same goals of peaceful coexistence and mutual prosperity. Since both sides wish to live under the same roof, we should be more understanding and helpful rather than harming or destroying each other. ... The integration of our economies, trade, and culture can be a starting point for*

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<sup>151</sup> *Xinhua* [New China News Agency], August 25, 2000, in FBIS.

<sup>152</sup> In July 2000, while meeting with visiting Taiwan lawmakers and journalists, Qian Qichen began to articulate this more flexible formulation of the “one China” principle, particularly in saying that the mainland and Taiwan both belong to one China (vs. that Taiwan is a part of the PRC or China), according to Taiwan media (e.g., *Central News Agency*, July 18, 2000). Later, looking towards an incoming Bush Administration, Qian granted an interview at Zhongnanhai (the leadership compound) to the *Washington Post* to reiterate what he described as a new flexibility on Taiwan to the United States (John Pomfret, “Beijing Signals New Flexibility on Taiwan,” *Washington Post*, January 5, 2001). In a speech on January 11, 2001, outgoing Assistant Secretary of State Stanley Roth praised the “significant formulation by Vice Premier Qian Qichen to the effect that the PRC and Taiwan are both parts of China.” In an interview with the *Washington Post* (March 24, 2001), however, President Jiang Zemin ruled out applying the models of confederation or federation.

<sup>153</sup> Chen Shui-bian, President of the Republic of China, “Bridging the New Century: New Year’s Eve Address,” December 31, 2000. For “integration,” Chen used “*tong he*.”

*gradually building faith and confidence in each other. This, in turn, can be the basis for a new framework of permanent peace and political integration.*

## Statements During George W. Bush Administration

### President Bush on “Whatever It Takes”.<sup>154</sup>

April 25, 2001

On ABC: *[If Taiwan were attacked by the PRC, the United States has an obligation to use] whatever it took to help Taiwan defend herself.*

On CNN: *Well, I think that the Chinese must hear that ours is an administration, like other administrations, that is willing to uphold the spirit of the ... Taiwan Relations Act. And I'll do so. However, I think it's important for people to also note that mine is an administration that strongly supports the one China policy, that we expect any dispute to be resolved peacefully. And that's the message I really want people to hear. But as people have seen, that I'm willing to help Taiwan defend herself, and that nothing has really changed in policy, as far as I'm concerned. This is what other presidents have said, and I will continue to say so. ... I have said that I will do what it takes to help Taiwan defend herself, and the Chinese must understand that. Secondly, I certainly hope Taiwan adheres to the one China policy. And a declaration of independence is not the one China policy, and we will work with Taiwan to make sure that that doesn't happen. We need a peaceful resolution of this issue.*

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<sup>154</sup> President's interview on ABC's "Good Morning America" program, April 25, 2001; followed by interview on "CNN Inside Politics," April 25, 2001. The interviews took place one day after the annual arms sales talks with Taiwan authorities in Washington. Elaborating on the President's statements, Vice President Dick Cheney said that "the kind of diplomatic ambiguity people talk about may be OK in diplomacy sometimes. But when we get into an area where one side is displaying increasingly aggressive posture, if you will, toward the other, then it's appropriate to clarify here that in fact we're serious about this. It is an important step for the United States, and we don't want to see a misjudgment on the part of the Chinese" (interview on "Fox News Sunday," April 29, 2001).

**PRC Vice Premier Qian Qichen's Invitation to the DPP.**<sup>155</sup>January 24, 2002<sup>156</sup>

*The refusal to accept the principle of one China and recognize the "1992 consensus" by the leader of the Taiwan authorities is the crucial reason leading to a deadlock in cross-strait relations and also the root cause of instability of the situation and possible danger in the Taiwan Strait. ... We hold that political differences must not interfere with economic and trade exchanges between the two sides of the strait. ... We are willing to hear opinions from people in Taiwan on the establishment of a mechanism for economic cooperation and the promotion of economic relations between the two sides. ... The Democratic Progressive Party should think more about the welfare of the people in Taiwan, thoroughly discard its "Taiwan independence party platform," and develop cross-strait relations with a sincere attitude. We believe that the broad masses of the DPP are different from the minority of stubborn "Taiwan independence" elements. We welcome them to come, in appropriate capacities, to sightsee, visit, and increase their understanding.*<sup>157</sup>

**Bush-Jiang Press Conference in Beijing.**<sup>158</sup>

February 21, 2002

*Jiang: President Bush emphasized that the United States upholds the one China policy and will abide by the three Sino-U.S. joint communiques.*

<sup>155</sup> The adjustment in PRC policy came after Taiwan's elections on December 1, 2001, in which the DPP made significant gains in the legislature. The DPP won 87 seats, compared with the KMT's 68 seats, the People First Party (PFP)'s 46 seats, the Taiwan Solidarity Union (TSU)'s 13 seats, and the New Party's 1 seat. Independents make up the other 10 seats of the 225-seat Legislative Yuan. Also, the speech was given as the United States and the PRC prepared for President Bush's visit to Beijing on February 21-22, 2002.

<sup>156</sup> *People's Daily* (in Chinese and English) and *Xinhua* as translated by FBIS. The occasion for Vice Premier Qian Qichen's speech was the 7<sup>th</sup> anniversary of Jiang Zemin's "Eight Points." Also, the *People's Daily* published a related editorial on January 25, 2002.

<sup>157</sup> While saying that its fundamental policy was unchanged, the PRC signaled a new receptive policy toward the ruling DPP and a change in tone (without reiterating the threat to use force). But, a week later, a spokesman for the PRC's Taiwan Affairs Office, Zhang Mingqing, excluded Chen Shui-bian and his vice president, Annette Lu, from the invitation to visit. While visiting Taiwan at about the same time, the Chairman and Managing Director of AIT, Richard Bush, spoke on January 28, 2002, saying that "it does not seem constructive for one side to set pre-conditions for a resumption of dialogue that the other side even suspects would be tantamount to conceding a fundamental issue before discussion begins."

<sup>158</sup> White House, "President Bush Meets with Chinese President Jiang Zemin," Great Hall of the People, Beijing, February 21, 2002. The visit to China was the President's second in four months, after the September 11, 2001 terrorist attacks. National Security Adviser Condoleezza Rice said that, in his meeting with Jiang, Bush restated the U.S. policy on Taiwan as a consistent policy and said that he hoped for a peaceful resolution and no provocations by either side, and that the United States will live up to the TRA. Bush also talked with students at Tsinghua University on February 22, and he explicitly mentioned the "one China policy" as one he has not changed. Nonetheless, Bush emphasized the U.S. defense commitment in the TRA and warned both Beijing and Taipei against provocations.

Bush: *As [President Jiang] mentioned, we talked about Taiwan. The position of my government has not changed over the years. We believe in the peaceful settlement of this issue. We will urge there be no provocation. The United States will continue to support the Taiwan Relations Act.*

**Taiwan President Chen on “One Country on Each Side”.**<sup>159</sup>

August 3, 2002

*I would like to take a moment here to make a few calls for your consideration: (1) During these past few days, I have said that we must seriously consider going down Taiwan’s own road. ... What does “Taiwan’s own road” mean? ... Taiwan’s own road is Taiwan’s road of democracy, Taiwan’s road of freedom, Taiwan’s road of human rights, and Taiwan’s road of peace.*

*(2) Taiwan is our country, and our country cannot be bullied, diminished, marginalized, or downgraded as a local entity. Taiwan does not belong to someone else, nor is it someone else’s local government or province. Taiwan also cannot become a second Hong Kong or Macau, because Taiwan is a sovereign independent country. Simply put, it must be clear that Taiwan and China are each one country on each side [yibian yiguo] of the strait.*

*(3) China has never renounced the use of force against Taiwan and continues to suppress Taiwan in the international community. ... China’s so-called “one China principle” or “one country, two systems” would change Taiwan’s status quo. We cannot accept this, because whether Taiwan’s future or status quo should be changed cannot be decided for us by any one country, any one government, any one political party, or any one person. Only the 23 million great people of Taiwan have the right to decide Taiwan’s future, fate, and status. If the need arises, how should this decision be made? It is our long-sought ideal and goal, and our common idea:*

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<sup>159</sup> Office of the President of the Republic of China, “Chen Shui-bian’s Opening Address to the 29<sup>th</sup> Annual Meeting of the World Federation of Taiwanese Associations (in Tokyo, Japan) via Live Video Link,” Chinese version (basis of the translation here) issued on August 3, and English version issued on August 7, 2002. Chen’s remarks raised questions about whether he was changing policy to seek an independent Taiwan, whether there was coordination within his government, whether the speech would provoke tensions in the Taiwan Strait, and whether U.S. policy needed adjustment. On August 4, 2002, the NSC spokesman responded briefly that U.S. policy has not changed, and added on August 7, that “we have a one-China policy, and we do not support Taiwan independence” and that the United States “calls on all parties to avoid steps with might threaten cross-strait peace and stability, and urges a resumption of dialogue between Beijing and Taiwan.” On August 8, the Chairwoman of Taiwan’s Mainland Affairs Council, Tsai Ing-wen, visited Washington to tell the Administration and Congress that Taiwan’s policy on cross-strait relations has not changed, remaining consistent with Chen’s inauguration address. While in Beijing on August 26, 2002, Deputy Secretary of State Richard Armitage responded to a question about Chen’s speech, saying that “the United States does not support Taiwan independence.” He later explained that “by saying we do not support, it’s one thing. It’s different from saying we oppose it. If people on both sides of the strait came to an agreeable solution, then the United States obviously wouldn’t inject ourselves. Hence, we use the term we don’t ‘support’ it. But it’s something to be resolved by the people on both sides of the question.”



*a referendum. ... I sincerely call upon and encourage everyone to seriously consider the importance and urgency of legislation for holding referendums.*

**Bush-Jiang Summit in Crawford, Texas.**<sup>160</sup>

October 25, 2002

Bush: *On Taiwan, I emphasized to the President that our one China policy, based on the three communiques and the Taiwan Relations Act, remains unchanged. I stressed the need for dialogue between China and Taiwan that leads to a peaceful resolution of their differences. ... The one China policy means that the issue ought to be resolved peacefully. We've got influence with some in the region; we intend to make sure that the issue is resolved peacefully and that includes making it clear that we do not support independence.*<sup>161</sup>

Jiang: *We have had a frank exchange of views on the Taiwan question, which is of concern to the Chinese side. I have elaborated my government's basic policy of peaceful unification and one country, two systems, for the settlement of the Taiwan question. President Bush has reiterated his clear-cut position, that the U.S. government abides by the one China policy.*<sup>162</sup>

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<sup>160</sup> White House, "Remarks by the President and Chinese President Jiang Zemin in Press Conference," Bush Ranch, Crawford, TX, October 25, 2002. This summit was the third meeting between the two presidents.

<sup>161</sup> In contrast, PRC media reported that President Bush expressed to Jiang that the United States "opposes" (*fandui*) Taiwan independence. See "During Talks with Jiang Zemin, Bush Explicitly States for the First time 'Opposition to Taiwan Independence'," *Zhongguo Xinwen She*, October 26, 2002; *People's Daily* editorial (considered authoritative statement of PRC leadership views), "New Century, New Situation, New Actions," October 30, 2002. When asked about Bush's comments to Jiang, Assistant Secretary of State James Kelly maintained, at a November 19, 2002 press briefing, that "there has been no change in American policy and there was no change in the meeting or out of the meeting with respect to our position on Taiwan." Still, in a meeting with Rep. Henry Hyde, Chairman of the House International Relations Committee in Beijing on December 10, 2002, Jiang said he appreciated President Bush's "opposition" (*fandui* in Chinese version) to Taiwan independence, according to *People's Daily*. PRC experts on U.S.-China relations have reported since the meeting that Bush said that he is "against" Taiwan independence.

<sup>162</sup> As confirmed to Taiwan's legislature by its envoy to Washington, C.J. Chen, and reported in Taiwan's media (*Chung-Kuo Shih-Pao [China Times]*, November 22, 2002), President Jiang Zemin offered in vague terms a freeze or reduction in China's deployment of missiles targeted at Taiwan, in return for restraints in U.S. arms sales to Taiwan. President Bush reportedly did not respond to Jiang's linkage.

**Bush's Meeting with PRC President Hu Jintao in France.**June 1, 2003<sup>163</sup>

**U.S.:** *On Taiwan, the President repeated our policy of a one-China policy, based on the three communiques, the Taiwan Relations Act, no support for Taiwan independence. The Chinese basically accepted that, and said, okay, that's positive. They did say that they have concerns about forces on Taiwan moving towards independence. The President said, we don't support independence.*<sup>164</sup>

**PRC:** *President Hu reiterated China's principled stand on the Taiwan issue. ... Bush said that the U.S. government will continue to follow the "one China" policy, abide by the three U.S.-China joint communiques, oppose "Taiwan independence," and that this policy has not changed and will not change.*<sup>165</sup>

**President Chen Shui-bian on a New Constitution.**<sup>166</sup>September 28, 2003<sup>167</sup>

*If we consider the 1996 direct presidential election as the most significant symbol of Taiwan becoming a sovereign, democratic country, then, in 2006, this "complete" country will be 10 years old. Going through 10 years of practical experience, we must consider what we should seek next as a sovereign, democratic country. I must say that, in the next phase, we should further seek the deepening of*

<sup>163</sup> After the PRC blocked Taiwan's efforts to participate in the World Health Organization (WHO) in May 2003, despite the SARS epidemic, President Chen Shui-bian announced in a May 20, 2003 speech to the DPP, that he would promote a referendum on whether Taiwan should join the WHO. He called for that referendum and one on construction of a nuclear power plant to coincide with the presidential election in March 2004.

<sup>164</sup> In a background briefing released by the White House on June 1, 2003, an unnamed senior administration official volunteered to reporters this version of Bush's discussions on Taiwan in his first meeting with Hu Jintao after he became PRC president, in Evian, France.

<sup>165</sup> *People's Daily*, June 2, 2003. The official report in Chinese used *fandui* (oppose).

<sup>166</sup> On September 22-23, 2003, PRC Foreign Minister Li Zhaoxing visited Washington and met with President George Bush, Vice President Dick Cheney, National Security Advisor Condoleezza Rice, Secretary of State Colin Powell, and Secretary of Defense Donald Rumsfeld. Li reportedly complained about U.S. handling of the Taiwan issue.

<sup>167</sup> *Central News Agency*, Taipei, September 28, 2003; *Taipei Times*, September 29, 2003; *World Journal*, New York, September 30, 2003. Leading up to the next presidential election in March 2004, Chen Shui-bian announced a goal of enacting a new constitution for the people of Taiwan in time for the 20<sup>th</sup> anniversary of the founding of the DPP on September 28, 2006. Chen elaborated on his proposal in a speech on September 30, 2003, at a meeting of the Central Standing Committee of the DPP (translated from Chinese text). In response, on September 29, 2003, the State Department's spokesman called Chen's announcement an "individual campaign statement" and declined to take a position on Taiwan's domestic politics. Nonetheless, the U.S. response stressed "stability in the Taiwan Strait" and reminded Chen of his pledges in his inauguration speech of May 2000, saying that the United States "take them seriously and believe they should be adhered to."

*democracy and a more efficient constitutional system, in order to lead Taiwan's people to face the rigorous challenges of the new century.*<sup>168</sup>

**Bush's Meeting with Hu Jintao in Thailand.**<sup>169</sup>

October 19, 2003<sup>170</sup>

**Bush:** *President Hu and I have had a very constructive dialogue. ...*

**Hu:** *President Bush reiterated his government's position of adhering to the one China policy, the three China-U.S. joint communiques, and his opposition to Taiwan independence.*

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<sup>168</sup> On November 11, 2003, Chen Shui-bian also issued a timetable: a new draft constitution by September 28, 2006; a referendum on the constitution on December 10, 2006; and enactment of the new constitution on May 20, 2008.

<sup>169</sup> In briefing the press on President Bush's trip to Asia, National Security Advisor Condoleezza Rice said on October 14, 2003, that "nobody should try unilaterally to change the status quo... There must be a peaceful resolution of the cross-strait issue," in response to a question about Taiwan President Chen Shui-bian's statements regarding "one country on each side" of the Taiwan Strait.

<sup>170</sup> White House, "Remarks by President Bush and President Hu Jintao of China," Bangkok, Thailand, October 19, 2003. In making their joint public appearance, President Bush did not address the U.S. position on the Taiwan issue and did not correct President Hu's characterization of the U.S. position, including "opposition" to Taiwan independence. On October 20, 2003, *People's Daily* gave the PRC's official version of the meeting, reporting that Bush told Hu that the U.S. government upholds the one China policy, abides by the three communiques, and "opposes" (*fandui*) Taiwan independence, and that this policy will not change. An unnamed senior administration official briefed the press on the U.S. version of the meeting, according to a White House press release on October 19, 2003. When asked about Hu Jintao's characterization of Bush's "opposition" to Taiwan independence, the U.S. official said that U.S. policy on "one China" has not changed and that "we don't support Taiwan moving toward independence." When asked whether Hu Jintao misrepresented the U.S. view, the U.S. official replied, "I don't know" and reiterated Rice's message as one of not wanting either party to change the status quo unilaterally in the Taiwan Strait in a way that would upset peace and stability. "We're trying to make that clear," the official said.

**Chen Shui-bian's Speech in New York.**<sup>171</sup>October 31, 2003<sup>172</sup>

*The hastening of a new Taiwan constitution will determine whether or not our democracy can come into full bloom. This, strengthened and supplemented by the institutions of direct democracy, such as referendums, will be a necessary step in advancing Taiwan's human rights and the deepening of its democracy. One must not be misled by the contention that holding referendums or re-engineering our constitutional framework bears any relevance to the "Five Noes" pledge presented in my inaugural speech. Neither should matters concerning Taiwan's constitutional development be simplistically interpreted as a political debate of unification versus independence.*

**U.S. "Opposition" to Change in Taiwan's Status.**<sup>173</sup>December 1, 2003<sup>174</sup>

*We oppose any attempt by either side to unilaterally change the status quo in the Taiwan Strait. We also urge both sides to refrain from actions or statements that increase tensions or make dialogue more difficult to achieve. Therefore, we would*

<sup>171</sup> Central News Agency, Taipei, "Taiwan Never Slows Its Pace of Human Rights Reform: President," October 31, 2003. The United States allowed Chen Shui-bian to transit through New York on his way to Panama. While in New York, Chen received an award from the International League for Human Rights and gave this speech. At the Heritage Foundation, Deputy Assistant Secretary of State Randall Schriver told reporters that the Administration "appreciated" Chen's reiteration of his pledges in the inauguration speech of 2000 and that the transit "went very well." (Central News Agency, November 3, 2003). He also said that the Administration supported Chen's attendance at the "private event" and received an advance copy of Chen's speech "as a courtesy" (Taipei Times, November 5, 2003).

<sup>172</sup> On the same day, Chen Ming-tong, a vice chairman of Taiwan's Mainland Affairs Council (MAC), gave a speech at the 2<sup>nd</sup> World Convention of the Global Alliance for Democracy and Peace held in Houston, TX. He contended that Taiwan is already a sovereign, democratic country that is in a "post-independence period" and that the proposals for referendums and a new constitution are not meant to declare independence. He also said that Chen Shui-bian instructed Lee Yuan-tse, Taiwan's envoy to the APEC summit in Thailand in October 2003, to tell President Bush that the referendums have nothing to do with promoting Taiwan's independence.

<sup>173</sup> On November 27, 2003, Taiwan's legislature passed legislation favored by the opposition parties (KMT and PFP) governing referendums while excluding a DPP proposal for referendums on the national name, flag, and other sovereignty issues. The law did authorize the president to hold a referendum on national security issues if Taiwan's sovereignty faced an external threat. President Chen then announced on November 29 that he would indeed hold a "defensive referendum" on the day of the election, on March 20, 2004.

<sup>174</sup> State Department Spokesman Richard Boucher, press briefing, December 1, 2003. National Security Advisor Condoleezza Rice stated on October 14, 2003, that "nobody should try unilaterally to change the status quo," but this was the first time the Bush Administration publicly stated "opposition" to any referendum that would change Taiwan's status. On the same day, the Senior Director of Asian Affairs at the National Security Council, James Moriarty, secretly met with President Chen in Taiwan and expressed U.S. concerns about "provocations," the *United Daily News* reported on December 1, 2003.

*be opposed to any referenda that would change Taiwan's status or move toward independence. The United States has always held, and again reiterates, that cross-strait dialogue is essential to peace and stability in the Taiwan Strait area. President Chen pledged in his inaugural address in the year 2000 not to declare independence, not to change the name of Taiwan's government, and not to add the "state-to-state" theory to the constitution, and not to promote a referendum to change the status quo on independence or unification. We appreciate President Chen's pledge in 2000, and his subsequent reaffirmations of it, and we take it very seriously.*

**President Bush's Meeting with PRC Premier Wen Jiabao.<sup>175</sup>**

December 9, 2003

Bush [on whether Taiwan's President should cancel the referendum planned for March 20, 2004]: *The United States Government's policy is one China, based upon the three communiques and the Taiwan Relations Act. We oppose any unilateral decision by either China or Taiwan to change the status quo. And the comments and actions made by the leader of Taiwan indicate that he may be willing to make decisions unilaterally to change the status quo, which we oppose.*

Wen: *On many occasions, and just now in the meeting as well, President Bush has reiterated the U.S. commitment to the three Sino-U.S. Joint Communiques, the one China principle, and opposition to Taiwan independence. We appreciate that. In particular, we very much appreciate the position adopted by President Bush toward the latest moves and developments in Taiwan — that is, the attempt to resort to referendums of various kinds as an excuse to pursue Taiwan independence. We appreciate the position of the U.S. government.*

**U.S. Policy Statement After Chen Shui-bian's Re-election.<sup>176</sup>**

April 21, 2004

*The United States does not support independence for Taiwan or unilateral moves that would change the status quo as we define it. For Beijing, this means no use of force or threat to use force against Taiwan. For Taipei, it means exercising prudence in managing all aspects of cross-strait relations. For both sides, it means no statements or actions that would unilaterally alter Taiwan's status. ...*

*The President's message on December 9 of last year during PRC Premier Wen Jiabao's visit reiterated the U.S. Government's opposition to any unilateral moves by either China or Taiwan to change the status quo. ... The United States will fulfill its obligations to help Taiwan defend itself, as mandated in the Taiwan Relations Act. At the same time, we have very real concerns that our efforts at deterring Chinese coercion might fail if Beijing ever becomes convinced Taiwan is embarked on a*

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<sup>175</sup> White House, Remarks by President Bush and Premier Wen Jiabao in Photo Opportunity, the Oval Office, December 9, 2003. Bush did not make public remarks against the PRC's military threats toward Taiwan.

<sup>176</sup> Testimony of Assistant Secretary of State for East Asian and Pacific Affairs James Kelly at hearing held by the House International Relations Committee on "The Taiwan Relations Act: The Next 25 Years," April 21, 2004.

*course toward independence and permanent separation from China, and concludes that Taiwan must be stopped in these efforts. ...*

*The United States strongly supports Taiwan's democracy, ... but we do not support Taiwan independence. A unilateral move toward independence will avail Taiwan of nothing it does not already enjoy in terms of democratic freedom, autonomy, prosperity, and security. ...*

*While strongly opposing the use of force by the PRC, we must also acknowledge with a sober mind what the PRC leaders have repeatedly conveyed about China's capabilities and intentions. ... It would be irresponsible of us and of Taiwan's leaders to treat these statements as empty threats. ... We encourage the people of Taiwan to regard this threat equally seriously. We look to President Chen to exercise the kind of responsible, democratic, and restrained leadership that will be necessary to ensure a peaceful and prosperous future for Taiwan. ...*

*As Taiwan proceeds with efforts to deepen democracy, we will speak clearly and bluntly if we feel as though those efforts carry the potential to adversely impact U.S. security interests or have the potential to undermine Taiwan's own security. There are limitations with respect to what the United States will support as Taiwan considers possible changes to its constitution. ...*

*Our position continues to be embodied in the so-called "Six Assurances" offered to Taiwan by President Reagan. We will neither seek to mediate between the PRC and Taiwan nor will we exert pressure on Taiwan to come to the bargaining table. Of course, the United States is also committed to make available defensive arms and defensive services to Taiwan in order to help Taiwan meet its self-defense needs. We believe a secure and self-confident Taiwan is a Taiwan that is more capable of engaging in political interaction and dialogue with the PRC, and we expect Taiwan will not interpret our support as a blank check to resist such dialogue. ...*

*War in the Strait would be a disaster for both sides and set them back decades, and undermine everything they and others in the region have worked so hard to achieve. We continue to urge Beijing and Taipei to pursue dialogue as soon as possible through any available channels, without preconditions. ...*

*The United States is committed to make available defensive arms and defensive services to Taiwan in order to help Taiwan meet its self-defense needs. ... The PRC has explicitly committed itself publicly and in exchanges with the United States over the last 25 years to a fundamental policy "to strive for a peaceful resolution of the Taiwan question." If the PRC meets its obligations, and its words are matched by a military posture that bolsters and supports peaceful approaches to Taiwan, it follows logically that Taiwan's defense requirements will change. ...*

**Chen Shui-bian's Second Inaugural Address.**<sup>177</sup>May 20, 2004<sup>178</sup>

*The constitutional re-engineering project aims to enhance good governance and increase administrative efficiency, to ensure a solid foundation for democratic rule of law, and to foster long-term stability and prosperity of the nation. ... By the time I complete my presidency in 2008, I hope to hand the people of Taiwan and to our country a new constitution<sup>179</sup> — one that is timely, relevant, and viable — as my historic responsibility and my commitment to the people. In the same context, I am fully aware that consensus has yet to be reached on issues related to national sovereignty, territory, and the subject of unification/independence; therefore, let me explicitly propose that these particular issues be excluded from the present constitutional re-engineering project. Procedurally, we shall follow the rules set out in the existing Constitution and its amendments. ...*

*If both sides are willing, on the basis of goodwill, to create an environment engendered upon “peaceful development and freedom of choice,” then in the future, the Republic of China and the People’s Republic of China — or Taiwan and China — can seek to establish relations in any form whatsoever. We would not exclude any possibility, so long as there is the consent of the 23 million people of Taiwan. ...*

*Today, I would like to reaffirm the promises and principles set forth in my inaugural speech in 2000. Those commitments have been honored. They have not changed over the past four years, nor will they change in the next four years. ...*<sup>180</sup>

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<sup>177</sup> Presidential Office of the Republic of China, “President Chen’s Inaugural Address: Paving the Way for a Sustainable Taiwan,” May 20, 2004, in Chinese with English version.

<sup>178</sup> On March 20, 2004, Chen Shui-bian of the DPP won re-election with 50.1 percent of the votes, while Lien Chan of the KMT received 49.9 percent. The opposition disputed the result of the election, in which Chen won with a margin of 0.2 percent, after surviving an assassination attempt the day before the election. On March 26, 2004, the White House congratulated Chen Shui-bian on his victory. See also CRS Report RS21770, *Taiwan in 2004: Elections, Referenda, and Other Democratic Challenges*, by Kerry Dumbaugh.

<sup>179</sup> While President Chen said “new constitution” in Chinese, the official English translation used “a new version of our constitution.”

<sup>180</sup> The speech showed Chen Shui-bian responding positively to U.S. concerns after his re-election in March 2004 as to whether he would be pragmatic, predictable, and non-provocative. He did not repeat what Beijing perceives as antagonistic phrases such as “one country on each side” or “the status quo is Taiwan as an independent state.” Chen did not rule out options for Taiwan’s future. He also promised to seek constitutional changes using the process under the existing constitution and did not reiterate his call to use a referendum instead. Chen promised to exclude sovereignty issues from the constitutional changes. He reaffirmed the commitments in his inaugural address of 2000, while not explicitly re-stating the “Five Noes.” The White House responded that the speech was “responsible and constructive” and presented another opportunity to restore cross-strait dialogue.