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Subchapter B—Administrative Orders

Presidential Determination No. 2001–09 of January 3, 2001

**U.S. Contribution to the Korea Peninsula Energy
Development Organization (KEDO): Certification and Waiver
Under the Heading “Nonproliferation, Anti-Terrorism,
Demining and Related Programs” in Title II of the Foreign
Operations, Export Financing, and Related Programs
Appropriations Act, 2001, as Enacted in Public Law 106–429**

Memorandum for the Secretary of State

Pursuant to section 572(b) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2001, (the “Act”) (Public Law 106–429), I hereby certify that:

(1) the parties to the Agreed Framework have taken and continue to take demonstrable steps to implement the Joint Declaration on Denuclearization of the Korean Peninsula in which the Government of North Korea has committed not to test, manufacture, produce, receive, possess, store, deploy, or use nuclear weapons, and not to possess nuclear reprocessing or uranium enrichment facilities;

(2) the parties to the Agreed Framework have taken and continue to take demonstrable steps to pursue the North-South dialogue;

(3) North Korea is complying with all provisions of the Agreed Framework;

Title 3—The President

(6) North Korea is complying with its commitments regarding access to suspect underground construction at Kumchang-ni; and

(8) the United States is continuing to make significant progress on eliminating the North Korean ballistic missile threat, including further missile tests and its ballistic missile exports.

Pursuant to the authority vested in me by section 572(c) of the Act, I hereby determine that it is vital to the national security interests of the United States to waive the certification requirements of section 572(b) of the Act with respect to paragraphs (4), (5), and (7) of section 572(b) and therefore hereby waive those three certification requirements in order to furnish up to \$55 million in funds made available under the heading “Nonproliferation, Anti-terrorism, Demining and Related Programs” of the Act, for assistance for KEDO.

You are hereby authorized and directed to report this certification and waiver and the accompanying Memorandum of Justification to the Congress and to arrange for publication of the certification and waiver in the **Federal Register**.

WILLIAM J. CLINTON

THE WHITE HOUSE,
Washington, January 3, 2001

Notice of January 4, 2001

Continuation of Libya Emergency

On January 7, 1986, by Executive Order 12543, President Reagan declared a national emergency to deal with the unusual and extraordinary threat to the national security and foreign policy of the United States constituted by the actions and policies of the Government of Libya. On January 8, 1986, by Executive Order 12544, the President took additional measures to block Libyan assets in the United States. The President has transmitted a notice continuing this emergency to the Congress and the **Federal Register** every year since 1986.

The crisis between the United States and Libya that led to the declaration of a national emergency on January 7, 1986, has not been resolved. Despite the United Nations Security Council’s suspension of U.N. sanctions against Libya upon the Libyan government’s hand over of the Pan Am 103 bombing suspects, there are still concerns about the Libyan government’s support for terrorist activities and its noncompliance with United Nations Security Council Resolutions 731 (1992), 748 (1992), and 883 (1993).

Therefore, in accordance with section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)), I am continuing the national emergency with respect to Libya. This notice shall be published in the **Federal Register** and transmitted to the Congress.

WILLIAM J. CLINTON

THE WHITE HOUSE,
January 4, 2001.