

<b>DISPATCH</b>		CLASSIFICATION <b>S E C R E T</b>	DISPATCH SYMBOL AND NO. <b>41073</b>
TO INFO	<b>Chief, IO EE, COS/G</b>	HEADQUARTERS FILE NO. <b>200-134-10/5</b>	
FROM	<b>Chief of Base, Munich</b>	DATE	<b>17 March 1959</b>
SUBJECT	<b>DTI REC/TPFEELING/Operations Munich Police Decision to Refuse Entry Visas to Stateless Candidates for TPFEELING Employment</b>	RE "43.3" - (CHECK "X" ONLY)	
ACTION REQUIRED	<b>None For your information</b>	<input checked="" type="checkbox"/> MARKED FOR INDEXING <input type="checkbox"/> NO INDEXING REQUIRED	<input type="checkbox"/> INDEXING CAN BE DONE BY QUALIFIED HQ. PERSON

REFERENCE(S)

EGMA 40865, 5 March 1959

1. In EGMA 40865 we reported an instance where Munich police refused to grant an entry visa to a Stateless candidate for TPFEELING employment. This refusal was followed up by a visit to the German Foreigners Police Office. Oliver S. Bullockus was one of two TPFEELING officials who visited the police and he has recorded the results of his meeting in a memorandum dated 7 March 1959 addressed to RNDROLOGY.

2. The German Foreigners Police reiterated that in the future all Stateless persons who hold travel documents of countries other than Germany without being citizens of such countries will henceforth be restricted from entry into Germany for the purpose of taking employment with TPFEELING - and by implication with PBCHORF. The Foreigners Police said that their office was responsible for this ruling and that they would continue to operate in this manner until a provision is included in German Federal law which will permit German authorities to expel Stateless persons as described in paragraph two of the memo cited above whenever these people insist on remaining here after their period of employment has ended. The Foreigners Police officials added that they are submitting a report of this situation to the West German Federal Ministry of the Interior in the hope that measures will be taken to amend the law in such a manner that legal authority will be granted to compel Stateless persons to leave the West German Republic when their term of employment with such organizations as TPFEELING and PBCHORF has been completed.

3. Note that Bullockus comments in his memorandum to RNDROLOGY that further queries in this matter will be addressed to CAVIRIL. We shall keep Headquarters informed of developments.

4. Bullockus' memorandum to RNDROLOGY is attached under separate cover.

Approved:

Attachment: A/s

Distribution:

- 2 - IO w/att in dupl (USC)
- 1 - EE w/1 cy att (USC)
- 2 - COS/G w/1 cy att (USC)

DECLASSIFIED AND RELEASED BY  
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NAZI WAR CRIMES DISCLOSURE ACT  
DATE 2007

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" " " 326-5-59.*

11 MAR 59

200-124-39/3

SECRET

SEPARATE COVER ATTACHMENT

TO EGMA

41093

Mr. Erik Haselhoff

Refusal of German Residence  
Permits for Stateless Persons  
Considered as New Hires by  
RFE and ANCOELIE.

Hans Fischer

7 March 1959

STRICTLY CONFIDENTIAL

On 4 March 1959 Mr. Kersey and I met with two German officials named Wolfe and Eichinger of the Munich City Police Foreigners Police Section. The purpose of this meeting was to find out why the German Foreigners Police had written a letter on 24 February 1959 in which they stated that the applicant named Petr SMUTNY would not be issued permission to come to Munich and that in the future all persons rated as stateless who hold travel documents of countries other than Germany and who do not have citizenship of the countries of which they hold documents will not be permitted to come to Germany for the purpose of taking employment with RFE.

The German officials were asked what had caused them to take the action as stated in their letter. They stated that numerous stateless persons have come into West Germany to take employment or for other reasons although they hold travel documents of other countries and then for one reason or another have decided to remain in West Germany. German law does not include any provision whereby such people can be expelled or forced to return to the country from which they came prior to coming into Germany or the country of which they hold a travel document. Until a provision in German federal law is made which will allow German authorities to remove such people whenever they insist on remaining here after their period of work has ended, the ruling they have adopted will remain in effect.

In answer to the question as to who made such a ruling (this question was asked at least six different times), the German officials stated that the Foreigners Police office in Munich had made this ruling after discussion with other German agencies in Bavaria. They said that at the present time they are submitting a report regarding this situation to the West German Federal Ministry of Interior which they hope will be the basis for change or appendix to the law that will give them legal authority to expel persons for the reasons already stipulated.

During this meeting they clearly stated that this problem applies primarily to Munich and vicinity because of the location of RFE and ANCOELIE and that because of the two radio stations there has been a heavy influx of stateless persons to the Munich area, a number of whom are presently residing here although they are no longer employed by RFE and ANCOELIE.

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The German officials stated that in a number of cases they had tried to prevent persons from returning to West Germany by asking the German Foreign Office to refuse visas to enter Germany. These were cases of persons who had been rated undesirable and who had left Germany to go to the country of issuance of their travel documents where they were getting renewals. Two cases were mentioned specifically -- George A. PETRAINE and Gyula BOERANBI. For some reason or other due to inadequacies or slowness of administrative procedures, this has appeared to be an ineffective way of dealing with such cases; therefore, it has been decided to prevent such persons from coming to Germany in the first place. The German officials said that this is, however, all-encompassing at this time and does not alone include persons rated undesirable by German authorities.

The question was asked of the German authorities as to what effect this would have on those employees of RFE who from time to time must go to the countries of which they hold travel documents for renewal. They stated that at this time no action would be taken on such cases.

When asked where or how we could initiate discussions to try to revoke this new procedure they stated that they had no idea. They stated, however, that if RFE had any influence on federal level it might be possible to speed up German parliamentary procedure through the Federal Ministry of Interior to bring about a change in the law which would give German authorities dealing with such problems a legal right to expel or move out of Germany stateless persons holding travel documents of other countries who insist on remaining here.

It was pointed out to the German officials that this is an extreme hardship and most seriously affects the continuation of effective broadcasting of RFE because of the necessity of employing talented exile writers and editors who are not available in Germany. They said they could understand this position but suggested that we try to locate and find such people who are presently residing in West Germany. It was stated that this pool of talent is constantly checked by our Personnel Department and is practically exhausted.

**COMMENTS:** It is presumed that the action of the Munich Foreigners Police Section was based on discussions of officials of that office, officials of the Bavarian LfV and of the Bavarian Ministry of Interior. Specific cases which the police may have in mind of persons who were employed with RFE who held travel documents of other countries and who are still residing in West Germany are Joseph HOLLER, Inge VANDER, Bela KURVANI, Susan KIRBY.

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COMMENTS: (Cont.) It appears as the next step in trying to solve this problem that the situation be sounded out with officials of the Estonian LFT as thereby it is likely that we can learn the reasons as well as the level at which such a decision was made.

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