

flashy new weapon that you will display in tomorrow's military parade is no substitute for the torch light of the Goddess of Freedom and the Goddess of Democracy torn down in Tiananmen Square.

Use the October 1 movement, that anniversary, to immediately release democratic activist Liu Xiaobo. That would be the best way to commemorate China's national day.

I urge all of my colleagues to join us in vigorous support for this important resolution.

Mr. Speaker, I reserve the balance of my time.

Mr. BERMAN. I'm pleased to yield 4 minutes to the sponsor of this very important resolution, the gentleman from Idaho (Mr. MINNICK).

Mr. MINNICK. Mr. Speaker, I want to thank the chairman and ranking member for their leadership and for bringing this important issue to the floor.

On May 16, I delivered the commencement address to the 2009 graduates of the University of Idaho. During my speech, I challenged each of those college graduates to take up the cause of Mr. Liu Xiaobo, an intellectual and literary critic who has spent much of his adult life imprisoned or under house arrest by the Chinese authorities because he had the courage to speak and write that China should allow its citizens freedom of speech and urge that it should allow those citizens to select their government by free and open elections.

Today, on the eve of the 60th anniversary of the People's Republic of China, Mr. Liu's trial is set to begin any day on charges which could lead him to be sentenced for up to 15 years in prison. Mr. Liu has been held since officials took him into custody on December 8, 2008, a day before the release of Charter 08, a declaration he coauthored that calls for political reform, greater human rights, and an end to one-party rule in China.

Mr. Liu Xiaobo was formally arrested on June 23, 2009, by the Beijing Public Security Bureau and charged with "inciting subversion of state power." He has been held under criminal detention while Chinese authorities investigate his case.

In the months after taking Mr. Liu into custody, officials kept Liu in residential surveillance under conditions that violated Chinese laws, including denying Mr. Liu access to counsel and keeping him at an undisclosed location beyond the legal time limit.

I urge that the Chinese Government, as a much admired global power and important partner of my country on many issues important to the future of mankind, grant Mr. Liu a free and fair trial. It should be open to the public, including representatives of international news agencies, where the charges against him will be fairly decided by a judge free from political pressure and instructed to consider only the law and facts of the case.

I further urge that Mr. Liu be allowed to be represented by qualified

counsel of his own choosing, have the right to face and cross-examine his accusers, and present witnesses and evidence to prove his innocence. If he is allowed to do so, I anticipate he will be cleared of all charges, and then urge that he be immediately set free and allowed to resume his peaceful pursuit of civil rights and a fully democratic government.

Mr. Liu's leadership has been an inspiration to me and to an untold number of people in China and around the world for his courage to stand up for civil liberties and to demand that his great and proud nation allow free elections at all levels of its government. His courage embodies the emerging global consensus that all people should be allowed to speak freely and have the right to demand that their country be governed by a true representative democracy.

By passing this resolution, the House of Representatives will be sending a strong message that the American people do not condone suppression of freedom of thought or expression.

I thank my colleagues and ask for their support.

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Ms. ROS-LEHTINEN. I yield myself such time as I may consume.

Mr. Speaker, it is fitting that we meet here today to consider this resolution, for tomorrow, as I said, will mark a day of infamy that has profoundly influenced the history of the world for the past 60 years. On October 1, 1949, Chairman Mao stood astride Tiananmen Gate in Beijing and declared a new communist China. That was the same square where 40 years later on a June 9 night in 1989, tanks and troops overran students, workers and the goddess of democracy, crushing their peaceful cries for democratic reform.

Tomorrow 200,000 PLA troops will march through Tiananmen Square. In a display worthy of the height of Stalinism in the former Soviet Union, Beijing's leader will show off the might of their latest military hardware. Foreign diplomats have been warned to close their windows and stay off their balconies as this parade passes by, however, for fear of being shot.

This is the new China which Mao proclaimed. Some say that we should hold our tongues with regard to the Beijing regime's actions because that regime holds America's pocketbook. Others say that the day of accommodation has arrived.

But I believe that this is a wrong, misguided, and immoral stance. We should stand tall for American values and with the goddess of democracy and not remain silent in the face of systematic human rights abuses. Next week, that ambassador of peace and serenity, His Holiness the Dalai Lama, will visit us in Washington. Every President since George Herbert Walker Bush has met with the Dalai Lama during his Washington visits, despite vigorous

protests from Beijing that he is a splittist. President Obama should do no less.

Tomorrow I will join my voice with that of Liu Xiaobo and the other signers of the Charter 08 whom we honor in this resolution in calling for a new, free and democratic China. This is what we should commemorate on October 1, rather than 60 years of repression by the Communist regime in China.

Mr. Speaker, I'm now pleased to yield such time as he may consume to Mr. CAO, a member of the Homeland Security and Transportation Committees.

Mr. CAO. I thank the gentlewoman from Florida.

Mr. Speaker, I rise today in support of House Concurrent Resolution 151. Today I urge Congress to demand that China release democratic activist Liu Xiaobo from imprisonment. Liu Xiaobo has inspired millions of people to stare down their government and demand change. For his stance on democracy, he has unjustly been put under house arrest with almost no contact with the outside world.

As the Chinese Government commemorates the 60th anniversary of the Communist Party's rule in China, we remember under Communist domination millions of innocent Chinese citizens were imprisoned and murdered. Liu Xiaobo once wrote that "the most fundamental principles of democracy are that the people are sovereign and that the people select their own government. I must ask that the United States, as a representative of the free world, stand with the Chinese people and people all over the world in fighting for freedom and the abolition of totalitarian governments in favor of democracy."

We must resolve to demand that the Chinese Government immediately release Liu Xiaobo and begin making strides toward a true representative democracy.

Ms. ROS-LEHTINEN. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. BERMAN. Mr. Speaker, having no further requests for time, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. BERMAN) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 151, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. BERMAN. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

RECOGNIZING 50TH ANNIVERSARY OF ANTARCTIC TREATY

Mr. BERMAN. Mr. Speaker, I move to suspend the rules and agree to the

concurrent resolution (H. Con. Res. 51) recognizing the 50th anniversary of the signing of the Antarctic Treaty, as amended.

The Clerk read the title of the concurrent resolution.

The text of the concurrent resolution is as follows:

H. CON. RES. 51

Whereas the Antarctic Treaty was signed by 12 nations in Washington, DC, on December 1, 1959, "with the interests of science and the progress of all mankind";

Whereas the Antarctic Treaty was established to continue and develop international "cooperation on the basis of freedom of scientific investigation in Antarctica as applied during the International Geophysical Year";

Whereas the Antarctic Treaty came into force on June 23, 1961, after its unanimous ratification by the seven countries (Argentina, Australia, Chile, France, New Zealand, Norway, and the United Kingdom) with territorial claims in the region and five other countries (Belgium, Japan, South Africa, the Soviet Union, and the United States), which had collaborated in Antarctic research activities during the International Geophysical Year from July 1, 1957, through December 31, 1958;

Whereas the Antarctic Treaty now has 47 nations as signatories that together represent nearly 90 percent of humanity;

Whereas Article IV of the Antarctic Treaty states that "no acts or activities taking place while the present Treaty is in force shall constitute a basis for asserting, supporting or denying a claim to territorial sovereignty in Antarctica";

Whereas the 14 articles of the Antarctic Treaty have provided a lasting foundation for maintaining the region south of 60 degrees south latitude, nearly 10 percent of the Earth's surface, "for peaceful purposes only";

Whereas the Antarctic Treaty prohibits "any measure of a military nature";

Whereas the Antarctic Treaty has promoted international nuclear cooperation by prohibiting "any nuclear explosions in Antarctica and the disposal there of radioactive waste material";

Whereas the Antarctic Treaty provides a framework for the signatories to continue to meet "for the purpose of exchanging information, consulting together on matters of common interest pertaining to Antarctica, and formulating and considering, and recommending to their Governments, measures in furtherance of the principles and objectives of the Treaty";

Whereas common interests among the Antarctic Treaty nations facilitated the development and ratification of the Convention on the Conservation of Antarctic Marine Living Resources;

Whereas the international cooperation represented by the Antarctic Treaty offers humankind a precedent for the peaceful governance of international spaces;

Whereas in celebration of the 50th anniversary of the International Geophysical Year, the Antarctic Treaty Parties in their Edinburgh Declaration recognized the current International Polar Year for its contributions to science worldwide and to international cooperation; and

Whereas the International Polar Year program has endorsed the Antarctic Treaty Summit that will convene in Washington, DC, at the Smithsonian Institution on the 50th anniversary of the Antarctic Treaty: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) recognizes that the Antarctic Treaty has greatly contributed to science and

science cooperation worldwide and successfully ensured the "use of Antarctica for peaceful purposes only and the continuance of international harmony" for the past half century; and

(2) encourages international and interdisciplinary collaboration in the Antarctic Treaty Summit to identify lessons from 50 years of international cooperation under the Antarctic Treaty that have legacy value for humankind.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. BERMAN) and the gentlewoman from Florida (Ms. ROS-LEHTINEN) each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. BERMAN. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on the resolution under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. BERMAN. Mr. Speaker, I rise in support of H. Con. Res. 51, a resolution introduced by the gentleman from Ohio (Mr. TIBERI), recognizing the 50th anniversary of the signing of the Antarctic Treaty. On December 1, 1959, 12 countries, including the United States and the former Soviet Union, signed the Antarctic Treaty here in Washington, D.C. The treaty, which was created to govern activities in Antarctica, has been widely seen as a success. The treaty's preamble states: "It is in the interest of all mankind that Antarctica shall continue forever to be used exclusively for peaceful purposes and shall not become the scene or object of international discord."

As a result of the treaty, the Antarctic was the first space in which the international community agreed to preclude acts or activities to assert, support or deny a claim to territorial sovereignty. This exclusion led to the peaceful and scientific exploration of the continent without geopolitical competition. In celebration of the 50th anniversary, the Smithsonian Institution will host the Antarctic Treaty Summit between November 30 and December 2 in Washington. This gathering will raise awareness of the treaty's accomplishments, provide a forum for a broad cross section of civil society to examine lessons learned from the treaty and discuss how they can be applied globally.

I commend Mr. TIBERI for sponsoring this timely resolution. I urge my colleagues to support it.

I reserve the balance of my time.

Ms. ROS-LEHTINEN. Mr. Speaker, I yield myself such time as I may consume.

For half a century, the Antarctic Treaty has served as the indispensable element, allowing for the expansion of knowledge about that continent and its central role in the life of our planet. As stated in its preamble, the purpose of

the treaty is to ensure that Antarctica shall continue forever to be used exclusively for peaceful purposes, the interests of science and the progress of all mankind.

That promise has been fulfilled, Mr. Speaker. The treaty is an enduring demonstration that international cooperation is not only possible across a broad and expanding range of subjects but also among an array of countries that in other areas have been strong competitors and even enemies.

The original seven signatories have since been joined by 40 more, which together represent the vast majority of the population of the world. The growing list of countries with active research efforts on the continent include the United States, Britain, France, Russia, China, and Argentina, among others, underscoring the welcoming setting the treaty has created.

Once a mysterious and far-off land of seemingly marginal relevance to the world in which we live, half a century of scientific research has resulted in the universal recognition of Antarctica's global role. Although cooperation is not mandated, the treaty's promotion of the exchange of research, joint endeavors and free access to all areas of the continent and surrounding waters has resulted in an extraordinarily productive outpouring of knowledge about the continent and its direct impact on the life of our planet.

The treaty has been a laboratory for more than just science and research, however. It has also demonstrated that cooperation across a broad and expanding range of interests can occur without the need for international bureaucracy, bureaucrats or tribunals. The treaty itself was only the beginning. A long list of agreements followed that have promoted increasingly close cooperation and added additional protections for their continent, ranging from the convention for the conservation of Antarctic marine living resources to the protocol on environmental protection.

In this past half century, we have learned that although Antarctica can be an intimidating and even a harsh environment, it is also a fragile place which humans can easily degrade and even destroy. Thanks to the success of the Antarctic Treaty, we have gained countless benefits for all mankind, learned to care for a precious part of Earth and preserve this wonderful, irreplaceable inheritance for all generations to come.

Mr. Speaker, I reserve the balance of my time.

Mr. BERMAN. I yield back the balance of my time.

Ms. ROS-LEHTINEN. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. BERMAN) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 51, as amended.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the concurrent resolution, as amended, was agreed to.

A motion to reconsider was laid on the table.

ENHANCED PARTNERSHIP WITH PAKISTAN ACT OF 2009

Mr. BERMAN. Mr. Speaker, I move to suspend the rules and pass the bill (S. 1707) to authorize appropriations for fiscal years 2010 through 2014 to promote an enhanced strategic partnership with Pakistan and its people, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

S. 1707

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Enhanced Partnership with Pakistan Act of 2009”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Findings.
- Sec. 4. Statement of principles.

TITLE I—DEMOCRATIC, ECONOMIC, AND DEVELOPMENT ASSISTANCE FOR PAKISTAN

- Sec. 101. Authorization of assistance.
- Sec. 102. Authorization of appropriations.
- Sec. 103. Auditing.

TITLE II—SECURITY ASSISTANCE FOR PAKISTAN

- Sec. 201. Purposes of assistance.
- Sec. 202. Authorization of assistance.
- Sec. 203. Limitations on certain assistance.
- Sec. 204. Pakistan Counterinsurgency Capability Fund.
- Sec. 205. Requirements for civilian control of certain assistance.

TITLE III—STRATEGY, ACCOUNT- ABILITY, MONITORING, AND OTHER PROVISIONS

- Sec. 301. Strategy Reports.
- Sec. 302. Monitoring Reports.

SEC. 2. DEFINITIONS.

In this Act:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—Except as otherwise provided in this Act, the term “appropriate congressional committees” means the Committees on Appropriations and Foreign Relations of the Senate and the Committees on Appropriations and Foreign Affairs of the House of Representatives.

(2) COUNTERINSURGENCY.—The term “counterinsurgency” means efforts to defeat organized movements that seek to overthrow the duly constituted Governments of Pakistan and Afghanistan through violent means.

(3) COUNTERTERRORISM.—The term “counterterrorism” means efforts to combat al Qaeda and other foreign terrorist organizations that are designated by the Secretary of State in accordance with section 219 of the Immigration and Nationality Act (8 U.S.C. 1189), or other individuals and entities engaged in terrorist activity or support for such activity.

(4) FATA.—The term “FATA” means the Federally Administered Tribal Areas of Pakistan.

(5) FRONTIER CRIMES REGULATION.—The term “Frontier Crimes Regulation” means

the Frontier Crimes Regulation, codified under British law in 1901, and applicable to the FATA.

(6) IMPACT EVALUATION RESEARCH.—The term “impact evaluation research” means the application of research methods and statistical analysis to measure the extent to which change in a population-based outcome can be attributed to program intervention instead of other environmental factors.

(7) MAJOR DEFENSE EQUIPMENT.—The term “major defense equipment” has the meaning given the term in section 47(6) of the Arms Export Control Act (22 U.S.C. 2794(6)).

(8) NWFP.—The term “NWFP” means the North West Frontier Province of Pakistan, which has Peshawar as its provincial capital.

(9) OPERATIONS RESEARCH.—The term “operations research” means the application of social science research methods, statistical analysis, and other appropriate scientific methods to judge, compare, and improve policies and program outcomes, from the earliest stages of defining and designing programs through their development and implementation, with the objective of the rapid dissemination of conclusions and concrete impact on programming.

(10) SECURITY FORCES OF PAKISTAN.—The term “security forces of Pakistan” means the military and intelligence services of the Government of Pakistan, including the Armed Forces, Inter-Services Intelligence Directorate, Intelligence Bureau, police forces, levies, Frontier Corps, and Frontier Constabulary.

(11) SECURITY-RELATED ASSISTANCE.—The term “security-related assistance”—

(A) means—

(i) grant assistance to carry out section 23 of the Arms Export Control Act (22 U.S.C. 2763); and

(ii) assistance under chapter 2 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2311 et. seq); but

(B) does not include—

(i) assistance authorized to be appropriated or otherwise made available under any provision of law that is funded from accounts within budget function 050 (National Defense); and

(ii) amounts appropriated or otherwise available to the Pakistan Counterinsurgency Capability Fund established under the Supplemental Appropriations Act, 2009 (Public Law 111–32).

SEC. 3. FINDINGS.

Congress finds the following:

(1) The people of the Islamic Republic of Pakistan and the United States share a long history of friendship and comity, and the interests of both nations are well-served by strengthening and deepening this friendship.

(2) Since 2001, the United States has contributed more than \$15,000,000,000 to Pakistan, of which more than \$10,000,000,000 has been security-related assistance and direct payments.

(3) With the free and fair election of February 18, 2008, Pakistan returned to civilian rule, reversing years of political tension and mounting popular concern over military rule and Pakistan’s own democratic reform and political development.

(4) Pakistan is a major non-NATO ally of the United States and has been a valuable partner in the battle against al Qaeda and the Taliban, but much more remains to be accomplished by both nations.

(5) The struggle against al Qaeda, the Taliban, and affiliated terrorist groups has led to the deaths of several thousand Pakistani civilians and members of the security forces of Pakistan over the past seven years.

(6) Despite killing or capturing hundreds of al Qaeda operatives and other terrorists—including major al Qaeda leaders, such as

Khalid Sheikh Muhammad, Ramzi bin al-Shibh, and Abu Faraj al-Libi—the FATA, parts of the NWFP, Quetta in Balochistan, and Muridke in Punjab remain a sanctuary for al Qaeda, the Afghan Taliban, the Terikh-e Taliban and affiliated groups from which these groups organize terrorist actions against Pakistan and other countries.

(7) The security forces of Pakistan have struggled to contain a Taliban-backed insurgency, recently taking direct action against those who threaten Pakistan’s security and stability, including military operations in the FATA and the NWFP.

(8) On March 27, 2009, President Obama noted, “Multiple intelligence estimates have warned that al Qaeda is actively planning attacks on the United States homeland from its safe-haven in Pakistan.”

(9) According to a Government Accountability Office report (GAO–08–622), “since 2003, the [A]dministration’s national security strategies and Congress have recognized that a comprehensive plan that includes all elements of national power—diplomatic, military, intelligence, development assistance, economic, and law enforcement support—was needed to address the terrorist threat emanating from the FATA” and that such a strategy was also mandated by section 7102(b)(3) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458; 22 U.S.C. 2656f note) and section 2042(b)(2) of the Implementing the Recommendations of the 9/11 Commission Act of 2007 (Public Law 110–53; 22 U.S.C. 2375 note).

(10) During 2008 and 2009, the people of Pakistan have been especially hard hit by rising food and commodity prices and severe energy shortages, with ⅓ of the population living on less than \$2 a day and ⅓ of the population living below the poverty line according to the United Nations Development Program.

(11) Economic growth is a fundamental foundation for human security and national stability in Pakistan, a country with more than 175,000,000 people, an annual population growth rate of two percent, and a ranking of 136 out of 177 countries in the United Nations Human Development Index.

(12) The 2009 Pakistani military offensive in the NWFP and the FATA displaced millions of residents in one of the gravest humanitarian crises Pakistan has faced, and despite the heroic efforts of Pakistanis to respond to the needs of the displaced millions and facilitate the return of many, it has highlighted the need for Pakistan to develop an effective national counterinsurgency strategy.

SEC. 4. STATEMENT OF PRINCIPLES.

Congress declares that the relationship between the United States and Pakistan should be based on the following principles:

(1) Pakistan is a critical friend and ally to the United States, both in times of strife and in times of peace, and the two countries share many common goals, including combating terrorism and violent radicalism, solidifying democracy and rule of law in Pakistan, and promoting the social and economic development of Pakistan.

(2) United States assistance to Pakistan is intended to supplement, not supplant, Pakistan’s own efforts in building a stable, secure, and prosperous Pakistan.

(3) The United States requires a balanced, integrated, countrywide strategy for Pakistan that provides assistance throughout the country and does not disproportionately focus on security-related assistance or one particular area or province.

(4) The United States supports Pakistan’s struggle against extremist elements and recognizes the profound sacrifice made by Pakistan in the fight against terrorism, including