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RABIN SAYS ISRAEL WILL USE 'EVERY LEGAL' WAY TO SEIZE TERRORISTS 'IN FRIENDLY COUNTRIES'

By Gil Sedan

JERUSALEM, Jan. 16 (JTA)--Premier Yitzhak Rabin said at today's Cabinet meeting that the French government's position in the Abu Daoud affair is damaging to the prospects of fighting international terrorism. He vowed that Israel would act by all possible means to bring terrorist killers to trial and punishment. "The government is obligated to act in every legal way to seize murderers who stay in friendly countries," he said.

"The purpose is," Rabin explained, "to prevent options for sabotage in Israel and against Jewish targets both in Israel and abroad." He stressed, however, that Israel's quarrel is with the French government, not the French people "who understand the need to fight against international terror."

Foreign Minister Yigal Allon told the Cabinet that Israel is still waiting for further "clarification" from France on its release of Abu Daoud. He said certain "legal-clarifications" were already received from Paris but are not satisfactory. When Israel receives the additional clarifications it will decide its next step, Allon said. Today's Cabinet session was attended by Israel's Ambassador to France, Mordechai Gazit, who was called home for consultations last week. He said that in general, Israel enjoys "great admiration" in French public opinion.

COURT RULES KOL, HAUSNER MUST STAY IN CABINET

By Tuvia Mendelson

JERUSALEM, Jan. 16 (JTA)--The Independent Liberal Party ministers Moshe Kol and Gideon Hausner attended the weekly Cabinet meeting today after the Supreme Court ruled that their resignations from the government last month were invalid. The court also upheld Premier Yitzhak Rabin's dismissal of the National Religious Party ministers, an act that led to the resignation of his government and its transformation into a caretaker regime.

The decision, announced Friday by the five-judge panel consisting of Justices Yoel Sussman, Zvi Berenson, Yitzhak Kahan, Ben-Zion Shershovsky and Shlomo Asher, tied up the loose ends of December's government crisis. Berenson, who delivered the opinion, said the court agreed with Attorney General Aharon Barak that Rabin's resignation Dec. 21, several hours after Kol and Hausner quit the coalition government, froze the Cabinet. Under Israeli law, no member may resign from a caretaker government. The law also states that resignations do not become effective until 48 hours after they are submitted and announced to the Knesset.

Kol, the Minister of Tourism, and Hausner, Minister-Without-Portfolio, said they would abide by the court's decision. But they stressed that their political differences with Rabin's Labor Alignment were not resolved.

ISRAEL URGED TO OFFER OWN PEACE PLAN

TEL AVIV, Jan. 16 (JTA)--Dr. Nahum Gold-

mann, president of the World Jewish Congress, called on Israel to produce a peace plan of its own. "If the Arabs reject it, the whole world would see that the Arabs are simply bluffing," Goldmann told reporters at Ben Gurion Airport Friday prior to leaving for West Germany to negotiate a final reparations settlement.

The WJC head said he was convinced that the projected meeting between a delegation of world Jewish leaders and President Anwar Sadat of Egypt would take place. "We are only waiting for the dates to be fixed," he said. He said the delegation would be headed by Philip Klutznick, chairman of the WJC's Board of Governors. He said he would not participate because Sadat considered him "too Zionist" but he did not rule out a separate meeting later between himself and Sadat.

Goldmann said that one should try to take Sadat seriously. "Let the Israelis for once--and they have not done that as yet--produce a plan of their own for a peace proposal and recognition of the Arabs. Let us see what would be the reaction of the Arabs to the Israeli plan. If they reject it, the whole world would see that the Arabs are bluffing," Goldmann said.

Sees Chance For Breakthrough

Addressing the international conference of Jewish journalists in Jerusalem Thursday night, Goldmann reiterated his belief that for the first time in 28 years there is a real chance for a breakthrough for a Middle East settlement. He said his optimism was based on his belief that most Arab countries are ready to accept Israel because they finally realize there is no way to destroy her. But Goldmann criticized the Israeli government which, he contended, so far has presented a "schizophrenic face" to the world with every minister proposing his own personal peace plan and his own view of what constitutes secure borders.

Goldmann said that he expects to meet with West German Chancellor Helmut Schmidt and other senior officials--possibly in Hamburg--to discuss an agreement for 600 million Marks as final compensation for Nazi victims. (By Yitzhak Shargil)

HERZOG SEES NO CHANGE IN PLO AIM TO DESTROY ISRAEL

NEW YORK, Jan. 16 (JTA)--Israel's Ambassador to the United Nations, Chaim Herzog, warned against over-optimism about peace in the Middle East based on statements made by leaders of the Palestine Liberation Organization. Addressing more than 100 Israel Bond leaders at the first Northeastern Inaugural Leadership Conference of the Israel Bond Organization Friday, Herzog said that despite media accounts of PLO moderation, Israel does not believe the PLO will suddenly change its policy of terrorism and its avowed aim to destroy Israel.

Herzog condemned France's release of Palestinian terrorist Abu Daoud as an example of "pure cowardice" and surrender to "pressure by the Arab governments and the threat of PLO and other terrorist groups." He called on American Jewry to increase its efforts for Israel Bonds as a means of strengthening Israel's voice on the

international scene and achieving "dignity and strength in our role as spokesman for the Jewish people."

On Thursday, Mayor Teddy Kollek of Jerusalem, currently visiting the U.S., addressed a luncheon of the National Rabbinic Cabinet of the IBO. He urged the leading American and Canadian rabbis present to have their congregations throughout North America participate in special events to mark the tenth anniversary of the reunification of Jerusalem.

PRESIDENTS CONFERENCE GROUP MEETS FRENCH ENVOY ON DAUOD AFFAIR

WASHINGTON, Jan. 16 (JTA)--Rabbi Alexander M. Schindler, chairman of the Conference of Presidents of Major American Jewish Organizations, has told the French Ambassador to the United States that "thousands of members" of the Conference's 32 constituent organizations were urging a ban on travel to France and a boycott of French products in the U.S. to protest France's release of Palestinian terrorist Abu Daoud.

Schindler headed a Presidents Conference delegation which met with Ambassador Jacques Kosciuszko-Morizet for 90 minutes at the French Embassy here Friday to express the "shock and outrage of the American Jewish community" over the freeing of Daoud. He said he informed the ambassador that each of the Conference's constituent organizations is autonomous and independent and will respond to demands for action against France "in its own fashion."

Schindler added that "Whatever the response, there can be no doubt of the revulsion that American Jews--and men and women of good will of every race, religion and ethnic origin--feel at the ignoble act that France has committed in defiance of its own treaty obligations, in disregard of its professed adherence to the international campaign against terrorism and in contempt for life and for law that has been the hallmark of French civilization."

Schindler said the Conference of Presidents rejected the "legalisms" advanced by French authorities to explain the release of Daoud. He said their action was a "breach of the extradition treaty with Israel and of its commitment to act with vigor against the terrorist movement." (See P. 4 for round-up of continuing protests against Daoud's release.)

MAPAM GIVES DIVIDED LABOR PARTY UNTIL JAN. 30 TO FORMULATE POSITION ON TERRITORIAL CONCESSIONS

By Yitzhak Shargil

TEL AVIV, Jan. 16 (JTA)--The Labor Party, its top leadership seemingly hopelessly divided over the future status of the West Bank, was given notice by Mapam today that it has until the end of this month to preserve the Labor Alignment. Mapam has been insisting that the Labor Party amend its platform to specify a willingness to negotiate territorial concessions on the West Bank. It also wants what it calls "satisfactory answers" on domestic, social and economic issues.

Mapam Secretary General Meir Talmi proposed today that a decision whether or not to quit the Labor Alignment should be held in abeyance until the Mapam convention which opens Jan. 30. The Mapam leadership agreed, although a majority of the rank and file favored splitting with Labor now.

Allon Objects To West Bank Referendum

Labor may be willing but unable to provide Mapam with a concrete position on territorial concessions by Jan. 30. If Friday's meeting of Labor's special committee for political affairs was any indication, the party may not even be able to offer the electorate a consensus on the crucial issue of Judea-Samaria when it goes to the polls May 17. The meeting found Labor's most influential policy-makers seriously split on the issue. Foreign Minister Yigal Allon said he favored territorial concessions, even in the absence of a final peace settlement and that he did not want the next Cabinet to be bound by a referendum on the West Bank.

Former Foreign Minister Abba Eban agreed in principle with Allon. Defense Minister Shimon Peres, former Premier Golda Meir and former Defense Minister Moshe Dayan were bitterly opposed. Premier Yitzhak Rabin who attended the meeting did not participate in the discussion except to say that he disagreed with Allon.

Rabin's government and that of Mrs. Meir before it, pledged that no territorial concessions on the West Bank would be incorporated in a final peace treaty unless they were first ratified by a popular referendum. But Allon said this was not one of the "Ten Commandments" and that conditions have changed. "We are a democratic state and we have a cruel choice to make," Allon said. "Had it been possible, it would be fine to have the larger Israel, but then Israel would lose its Jewish character and automatically become a bi-national state," he said.

He rejected Peres' proposal for a "functional compromise" in Judea-Samaria in which the area would remain under Israel's control while its population had their allegiance to Jordan. He called that suggestion impractical and a "South African conception." He also rejected a confederation of the West Bank with Jordan because under such definitions the movement of populations would be permissible and "I do not wish to see an Arab National Fund acquire property in Tel Aviv."

Dayan said there could be no territorial concessions without first going to the Israeli people. He said King Hussein of Jordan has rejected the Allon plan for the past ten years. "That we are ready for territorial concessions is no news, but I would like to know what kind of peace plan Hussein will accept," Dayan said.

Eban said he favored another series of interim agreements with Egypt in Sinai and an interim agreement with Jordan that would include territorial concessions. "We should not bind the hands of the next government to reach an interim agreement with Jordan," Eban said.

Meir interjected angrily: "We never left Hussein in a fog. He knew we were ready for talks and he presented his plan--a ten kilometer retreat from the Jordan plus East Jerusalem, plus dismantling the settlements in the ten kilometer strip. But we know he will never come to an agreement before (President Hafez) Assad (of Syria) or (President Anwar) Sadat (of Egypt) because he is not that much of a hero," Meir said. She stressed that there was a clear promise to go to the nation when the time arrived to negotiate territorial concessions. "I plead with you not to change this undertaking," Meir said. The discussion will be resumed Thursday.

REFUSENIKS CITE EVIDENCE OF SOVIET VIOLATIONS OF HELSINKI ACCORD

WASHINGTON, Jan. 16 (JTA)--Twenty-nine "refuseniks," denied permission to emigrate from the Soviet Union because they possessed "classified information," have appealed to the United States to seek an international ruling on what constitutes "government secrets." The petition, bearing their names and addresses, was directed to the U.S. Commission which monitors the Helsinki Agreement. It was made public today by B'nai B'rith at the midwinter meeting of its policy-making Board of Governors here.

The two-page document was described by David M. Blumberg, B'nai B'rith's president, as "part of the continuing courage and persistence of Soviet dissidents to struggle openly for their freedom and part of the continuing evidence of Soviet violations of the Helsinki Accord." The petition was presented to the B'nai B'rith Governors by Max Meshon, a Philadelphia attorney who met with Soviet dissidents during a visit to the USSR last month. Meshon was given the petition by a dissident leader, Aba Taratouva, with a plea that "it get to the proper authorities in the United States."

Blumberg said the appeal would be submitted to the Commission on Security and Cooperation, the joint body of Congress and the Executive set up to monitor how well signatories to the Helsinki Accord--the Soviet Union--in particular--adhere to its human rights provisions.

In their appeal, the 29 refuseniks noted that the USSR provided "no legislation or any published instructions" dealing with emigration and "even a listing which could give one an idea as to what is considered 'classified information' is an unobtainable document."

ATTY. GEN. LEVI APPROVES ADMISSION TO U.S. OF 4000 SOVIET REFUGEES IN ROME

WASHINGTON, Jan. 16 (JTA)--Attorney General Edward H. Levi has approved parole into the U.S. for 4000 Soviet refugees in Rome, all but 200-300 of whom are Jewish. The refugees left the Soviet Union during the past several months. Although they were eligible for admission to the U.S. they have been required to remain in Rome because there were not enough visa numbers available to them within the limits of the Immigration and Nationality Act. The parole authority was also exercised on behalf of the Soviet refugees in 1973 and 1974.

The approval was accomplished through coordination efforts by the White House, the Justice Department and Congress. According to reports, President Ford was aware of this effort and was "very pleased" by it.

HOLocaust SURVIVORS URGE WORLD JEWRY TO KEEP UP FIGHT AGAINST NEO-NAZISM

By Yitzhak Shargil

TEL AVIV, Jan. 16 (JTA)--The second conference of the World Federation of Jewish Fighters, Partisans and Camp Inmates ended here with resolutions calling on world Jewry to fight against the resurgence of neo-Nazism and to demand that Nazi war criminals still at large, including those holding high positions in Germany and Austria, be prosecuted. The federation also urged that youth be taught about the Holocaust so that future generations will not forget the murder of six million Jews.

The conference also condemned the release by France of Abu Daoud and called for an all out

effort to destroy international terrorism. Foreign Minister Yigal Allon told the 400 delegates from 15 countries that the French nation should not be identified with the cowardliness of its leaders. He said the Jewish nation is the most sensitive detector of any resurgence of fascism and anti-Semitism.

Simon Wiesenthal, head of the Nazi War Crimes Documentation Center in Vienna, said that the release of Abu Daoud is another expression of the depreciation in value the world places on Jewish blood. But he said what was even more painful is that the outcry over the release of Abu Daoud has not been raised over the many Nazi war criminals who have not stood trial. He said that Austria has the worst record in failing to bring Nazis to trial.

STATE DEPT. KNOWS NOTHING OF ALLEGED PLOT TO MURDER KISSINGER

WASHINGTON, Jan. 16 (JTA)--The State Department, responding to reports of an alleged Israeli-based assassination threat to Secretary of State Henry A. Kissinger, denied it had ever been informed of any such threat.

Department spokesman Robert Funseth declared Friday that the Department does not normally get reports from the Secret Service about threats against the Secretary of State and that the Department's policy was not to comment in any way about stories on specific threats. However, he added, "We have never been informed of any threats involving Israeli political parties, or any group within an Israeli political party, including specifically the Likud."

The statement followed publication of a story by the New York Daily News that a "radical splinter" group in the opposition Likud, or "perhaps" the Jewish Defense League, was involved in the alleged plot, in which \$150,000 purportedly was collected to engage two European killers to assassinate Kissinger. The United Zionists Revisionists and the JDL both repudiated the assassination report as untrue and slanderous.

NEW YORK (JTA)--Dr. Judah J. Shapiro, president of the Labor Zionist Alliance, said Sunday that there is a need for Labor Zionist groups in America to press for the restoration of discussions in the U.S. of the ideological definitions of Zionism and its program. Addressing the organization's National Executive Committee, Shapiro said that "Many American Jews were reluctant to criticize Israel." But, he said, the Labor Zionist movement cannot act here on either the teachings of the past or on directives of the leadership in the U.S. and Israel, but must come forward with its own positions emerging from its unique American experience. Only then could it "engage in a fruitful dialogue with Israel," he said.

JERUSALEM (JTA)--Mohammed Ali el Jaabari, the former Mayor of Hebron, declared that the people of the West Bank, not the PLO, must have "the first word to say" on the future status of that territory. The 80-year-old Sheikh made his remarks on returning from a visit to Jordan Friday. He was welcomed by thousands of well-wishers in Hebron who beat drums, blew horns and hailed him as "leader of the West Bank." Asked if he had spoken to any PLO representatives in Amman, he replied, "No, they did not speak to me and I regret it."

WORLD NEWS BRIEFS**OUTPOURING OF PROTESTS AGAINST DAUD RELEASE CONTINUES**

NEW YORK (JTA)--The American Jewish Congress has announced cancellation of its members' travel program to France to protest the French government's "indefensible, morally repugnant action in freeing the notorious Palestinian terrorist Abu Daoud." Naomi Levine, the AJCongress' executive director, said that "We feel it is imperative to find a way to respond to French cowardice and indifference to the obligations men and nations owe each other if they are to develop a world in which innocent civilians can live in safety." Most AJCongress tours are to Israel but some of them include visits to France and other European countries.

MEXICO CITY (JTA)--A delegation of the Central Jewish Committee delivered a memorandum to the French Embassy here Friday saying that the Jewish community in Mexico is "disappointed and dismayed by the incredible attitude of the French government" in releasing Abu Daoud. Teachers and students in Jewish day schools held meetings to protest the action.

NEW YORK (JTA)--New York City Council President Paul O'Dwyer has introduced a resolution condemning the French government for its release of the accused terrorist Abu Daoud. "The action of the French government in releasing a man accused of leading the terrorist raid which resulted in the murder of Israeli athletes at the 1972 Olympic Games in Munich is nothing short of dangerous," O'Dwyer said. He said Daoud's release will encourage terrorists and frustrate anti-terrorist international law enforcement bodies.

TEL AVIV (JTA)--Foreign Minister Yigal Allon said here that by freeing Palestinian terrorist Abu Daoud, France has encouraged worldwide terrorism without meaning to do so. Interviewed on the Army Radio Friday night, Allon said the French action damaged the European covenant against terrorism of which France is a signatory. He noted that several French jurists have criticized last week's action by a Paris appeals court as a contravention of French law and France's extradition agreement with Israel and West Germany. Earlier, the French Ambassador to Israel, Jean Herly, told newsmen that the court had acted independently of any other French governmental agency. "I perfectly understand the feelings of the families of the victims of the Munich massacre but French law did not allow us to adopt any other decision," he said.

WASHINGTON (JTA)--About two dozen members of the Greater Washington Jewish Community Council demonstrated in front of the French Embassy Friday, distributing leaflets saying that "Liberte, Fraternite, Egalite for Terrorists Only." Three of the demonstrators were admitted to the Embassy where they told Claude Epervrier, Counselor of the Embassy, that the American Jewish community was outraged that Abu Daoud was released on a technicality. Epervrier said that his government welcomed the expressions of concern.

HACKENSACK, N.J. (JTA)--The Jewish Community Relations Council of Bergen County issued a statement declaring that it was "shocked and outraged by the callous and precipitous release of

PLO terrorist Abu Daoud by a French court with French government approval." The JCRC said that "the French government has exhibited a cynical disregard for international law and morality and made a mockery of France's recent signing of the anti-terrorist treaty adopted by the Council of Europe."

DETROIT (JTA)--The Jewish Community Council of Metropolitan Detroit delivered to French Consul General Yves Coffin a letter protesting the release of Abu Daoud. "To appease the oil cartel and the international terrorists," the letter said, the French government has "displayed weakness and lost the right to command the respect of world opinion." John Shepherd, president of the JCC, said some 50 letters from "outraged Jewish residents" of Detroit were also sent to the French Embassy in Washington.

MONTREAL (JTA)--Some 400 persons demonstrated outside the French Consulate here Friday chanting "J'Accuse" and waving signs denouncing the release of Abu Daoud. The demonstrators included 11 youths wearing blue track suits and red-stained T shirts symbolizing the Israeli athletes murdered at the 1972 Munich Olympics. Eleven women in mourning garb marched with them, representing the families of the Munich victims. The demonstration was organized by the Canadian Zionist Federation. The French Consul, Henri Dumont, accepted a letter of protest from the demonstrators and promised to transmit it to his government.

BUENOS AIRES (JTA)--A delegation of the DAIA called on French Ambassador Francois de la Gorce to express "the deep consternation" of the Argentine Jewish community over the release of Abu Daoud. In a statement presented to the Ambassador, the DAIA said that the French action was not understandable in view of the fact that "France has been and continues to be a victim of international terrorism."

NEW YORK (JTA)--Mrs. Faye Schenk, president of the American Zionist Federation, said the French government "by releasing Abu Daoud 'has sullied French honor and has set back the fight against international terrorism by at least five years.'" She said that "France has violated every principle of human decency, and all of humanity will suffer for years to come, because of this immoral and infamous French action."

NEW YORK (JTA)--The executive committee of Breira sent French Ambassador Jacques Kosciuszko-Morizet in Washington a telegram which said: "We who seek the security and safety of the State of Israel and who are committed to the principle of self-determination of both the Israelis and the Palestinians must--with vigor--deplore the release of Abu Daoud by the government of France. This unprincipled act by your government cannot but aid those who practice international terror and thereby prolong the current stalemate in the Middle East."

NEW YORK (JTA)--The Religious Zionists of America sent a protest to the French Ambassador in Washington in which the RZA said it was "deeply dismayed at this travesty of justice."