

N° 3337.

COMMONWEALTH
D'AUSTRALIE ET PAYS-BAS

Accord concernant l'échange des colis postaux entre les Indes néerlandaises et le Commonwealth d'Australie. Signé à Bandoeng, le 17 juillet 1933, et à Melbourne, le 19 septembre 1933.

COMMONWEALTH
OF AUSTRALIA
AND THE NETHERLANDS

Agreement for an Exchange of Postal Parcels between the Netherlands Indies and the Commonwealth of Australia. Signed at Bandoeng, July 17, 1933, and at Melbourne, September 19, 1933.

No. 3337. — AGREEMENT¹ FOR AN EXCHANGE OF POSTAL PARCELS BETWEEN NETHERLANDS INDIA AND THE COMMONWEALTH OF AUSTRALIA. SIGNED AT BANDOENG, JULY 17, 1933, AND AT MELBOURNE, SEPTEMBER 19, 1933.

English and Dutch official texts communicated by the Netherlands Chargé d'Affaires a. i. at Berne. The registration of this Agreement took place January 22, 1934.

The undersigned, being duly authorised, have agreed, on behalf of their respective Governments, to the provisions contained in the following Articles :

Article I.

There shall be a regular exchange of postal parcels both insured and uninsured between Netherlands India and the Commonwealth of Australia. The exchange shall be effected per medium of such Post Offices of the two contracting countries as may be determined by the respective Postal Administrations.

Article II.

Except where they are inconsistent with the provisions of the following Articles of this agreement, the provisions of the Universal Postal Union Parcel Post Agreement² of London shall apply to the exchange of postal parcels between Netherlands India and Australia.

Article III.

LIMITS OF SIZE AND WEIGHT.

1. No parcel exchanged between Netherlands India and Australia may exceed 3 feet 6 inches (1.07 metres) in length and the sum of the length and of the greatest circumference measured in a direction other than that of the length shall not exceed 6 feet (1.83 metres).

2. No parcel despatched from either of the contracting countries may exceed 5 kilogrammes (11 English pounds avoirdupois).

3. For the correct computation of weight and measurements of a parcel the opinion of the Administration of origin shall be taken as final unless an obvious error has been made.

¹ Came into force March 1st, 1933.

² Vol. CIII, page 73 ; Vol. CVII, page 554 ; Vol. CXVII, page 312 ; Vol. CXXII, page 360 ; Vol. CXXX, page 459 ; and Vol. CXXXIV, page 419, of this Series.

4. The foregoing limits of size and weight shall be subject to alteration by mutual arrangement between the Administrations concerned.

Article IV.

1. The prepayment of postage shall be compulsory.
2. The postage shall be made up of sums accruing to the Administrations (including the Administrations of the two contracting countries) taking part in the conveyance of the parcels by land or sea.
3. The Administration of each contracting country shall inform the other of the rates of postage which have been adopted and of any subsequent alterations to such rates.

Article V.

TRANSPORT OF PARCELS.

1. The Administration of the despatching country shall bear the cost of the transport of its parcels to the country of destination.
2. The routes by which the parcels shall be forwarded and the ports at which the parcels shall be landed shall be determined by mutual arrangement between the two Administrations.
3. When one contracting country used for the sea carriage of its parcels a vessel which is under contract to the other contracting country, payment for the service shall be made in accordance with the scale which the Administration providing the sea service has adopted for general application.

Article VI.

INTERMEDIARY SERVICES.

1. The services of one contracting country may at any time be utilised by the other contracting country for the transmission of parcels to any place or country with which the former has a parcels post service.
2. In the absence of any arrangement to the contrary the parcels shall be forwarded *à découvert*.
3. The payment for intermediary services shall be in accordance with the scale which the creditor country has adopted for general application to transit parcels.

Article VII.

EXPRESS AND URGENT PARCELS.

Pending any subsequent arrangement to the contrary (which may be effected by the mutual consent of the two Administrations) the service of Express delivery and of Urgent parcels shall not be available to parcels exchanged between the two contracting countries.

Article VIII.

WITHDRAWAL. — ALTERATION OF ADDRESS.

The service of withdrawal of a parcel from the post or alteration of address shall not be given after the parcel has been despatched from the country of origin. It shall, however, be open to the two Administrations at a later date to mutually arrange for the provision of this service under conditions satisfactory to both parties.

Article IX.

ADVICE OF DELIVERY.

The sender of an insured parcel may obtain an advice of delivery in accordance with the provision of the Universal Postal Union Parcel Post Agreement of London but such service shall not be given in respect of an uninsured parcel. Nevertheless it shall be open to the two Administrations at a later date to mutually arrange for the extension of the "advice of delivery" service to uninsured parcels.

Article X.

REDIRECTION OF PARCELS.

For the redirection of a parcel :

- (a) From either of the contracting countries to a third country,
- (b) From the contracting country of address to the contracting country of origin,

additional postage shall be charged on the parcel at the rate applicable for the transmission of parcels from the country of redirection to the country to which the parcel is redirected.

Article XI.

UNDELIVERED PARCELS.

1. Senders may request that in the event of non-delivery :

- (a) The parcel be treated as abandoned,
- (b) The parcel be delivered to another addressee in the country of destination.

Other requests are not admitted. The sender's instructions must be written on the back of the despatch note and on the parcel.

2. Undelivered parcels bearing instructions by the sender which are not permitted and undelivered parcels in respect of which the sender has not indicated his instructions regarding disposal, shall without notification be returned to the sender after the expiration of one calendar month, reckoned from the day following that on which the parcel was available for delivery to the addressee.

3. For the return of the parcel to the country of origin fresh postage shall be charged. Such postage shall be at the rate applicable to parcels sent from the country returning the parcel to the other contracting country. The amount due shall be entered on the relative despatch note and shall be collected from the sender upon the return of the parcel to him. The postage shall be apportioned in the usual manner between the countries taking part in the service.

Article XII.

CASH-ON-DELIVERY PARCELS.

The Cash-on-Delivery service shall not be available to parcels exchanged between the two contracting countries nor to parcels from a third country received by one of the contracting

countries for transmission to the other. Nevertheless it shall be open to the two Administrations at a later date to mutually arrange for the provision of this service under conditions satisfactory to both parties.

Article XIII.

INSURED PARCELS.

The provisions of Chapters IV, VI and VII of the Universal Postal Union Parcel Post Agreement of London shall apply to insured parcels exchanged between the two contracting countries except where such provisions are inconsistent with the provisions of the following paragraphs :

(a) The maximum amount which a parcel may be insured shall be 1000 gold francs.

(b) Each Administration shall have the right to determine the fees it will charge for insurance of the parcels it despatches.

(c) The creditor Administration shall have the right to determine the amount to be credited to it in respect of the risk accepted on parcels received for delivery or for retransmission to a third country.

(d) Subject to the provisions of the foregoing paragraph the amount to be credited :

(I) To Netherlands India in respect of parcels from Australia,

(II) To Australia in respect of parcels from Netherlands India;

shall be 5 gold centimes per 300 gold francs or portion thereof of the insured value of each parcel.

(e) Subject also to the provisions of paragraph (c) the additional amount which shall be credited to the contracting country which undertakes the sea service risk in respect of parcels despatched by the other contracting country shall be 10 gold centimes per 300 gold francs or portion thereof of the insured value of each parcel.

(f) It is not required that insured parcels from Australia be sealed with wax or lead.

Article XIV.

RESPONSIBILITY.

1. No compensation shall be payable in respect of the loss of an uninsured parcel nor for the abstraction of or damage to the contents of an uninsured parcel.

2. No compensation shall be payable for the loss or damage of an insured parcel which arises from a cause beyond control (*force majeure*).

3. If the loss, abstraction or damage has occurred in course of conveyance without it being possible to prove on which territory or in which service the irregularity took place, the two Administrations shall bear the loss in equal shares.

Article XV.

APPORTIONMENT OF POSTAGE.

1. In respect of parcels posted in Australia for delivery in Netherlands India the Administration of the latter country shall receive 2.10 gold francs for each parcel weighing not

more than one kilogramme and 2.50 gold francs for each parcel weighing over one and up to five kilogrammes.

2. In respect of parcels posted in Netherlands India for delivery in Australia, the Administration of the latter country shall receive for each parcel weighing :

Up to 1 kilogramme	1	gold franc.
Over 1 and up to 3 kilogrammes	2	" "
Over 3 and up to 5 kilogrammes	3	" "

3. The creditor Administration shall have power to alter the relative foregoing amounts after the expiration of four months' notice to the other Administration if the notice is given by post or after three months if the notice is given by telegraph. The period of notice shall commence from the date of its issue.

Article XVI.

AIR SERVICES.

Unless and until arrangements mutually satisfactory to both parties are concluded by the respective Administrations aerial services shall not be utilised for the exchange of parcels between Netherlands India and Australia.

Article XVII.

REGULATIONS.

The provisions of the Regulations for the execution of the Universal Postal Union Parcel Post Agreement of London shall apply to the exchange of parcels between Netherlands India and Australia except where such provisions are inconsistent with the provisions of this agreement or with any mutual arrangement between the two Administrations concerning the treatment of parcels or associated procedure.

Article XVIII.

ACCOUNTS.

Half-yearly accounts relating to parcels exchanged between Netherlands India and Australia shall be prepared by the Postal Administration of the latter country and forwarded to the Postal Administration of Netherlands India for verification and acceptance.

These accounts shall be based on the entries contained in the parcel bills for the half-year corrected by the Verification Certificates received up to the date of preparation of the accounts.

The balance of the half-yearly accounts shall be liquidated as mutually arranged from time to time.

Article XIX.

The Administrations of the two contracting countries shall have power to decide by mutual arrangement all measures of detail concerning the carrying out of this agreement and the exchange of parcels.

Article XX.

PERIOD OF AGREEMENT.

This agreement shall come into operation on the first day of March 1933 and shall remain in force until six months after the date on which one party has given notice to the other party of its intention to terminate it.

Both the Dutch and English texts of this agreement shall be considered as original.

Done in duplicate at Bandoeng, 17th day of July 1933, and at Melbourne this 19th day of September 1933.

*The Postmaster General of the Commonwealth
of Australia :*

(Signed) Archdale PARKHILL.

¹ TRADUCTION. — TRANSLATION.

N^o 3337. — ACCORD CONCERNANT L'ÉCHANGE DES COLIS POSTAUX ENTRE LES INDES NÉERLANDAISES ET LE COMMONWEALTH D'AUSTRALIE. SIGNÉ A BANDOENG, LE 17 JUILLET 1933, ET A MELBOURNE, LE 19 SEPTEMBRE 1933.

Les soussignés, dûment autorisés à cet effet, sont convenus, au nom de leurs gouvernements respectifs, des dispositions contenues dans les articles suivants :

Article premier.

Il sera institué un service régulier d'échange de colis postaux, avec ou sans valeur déclarée, entre les Indes néerlandaises et le Commonwealth d'Australie. Cet échange s'effectuera par l'intermédiaire des bureaux de poste des deux Parties contractantes dont la liste sera arrêtée par les administrations postales respectives.

Article II.

Sauf dans les cas où elles sont incompatibles avec les dispositions des articles ci-après du présent accord, les dispositions de l'Accord de l'Union postale universelle en matière de colis postaux signé à Londres, s'appliqueront à l'échange des colis postaux entre les Indes néerlandaises et l'Australie.

Article III.

LIMITES DE DIMENSIONS ET DE POIDS.

1. Aucun colis échangé entre les Indes néerlandaises et l'Australie ne pourra dépasser 3 pieds 6 pouces (1 m. 07) de longueur ; la somme de la longueur et du plus grand pourtour mesuré dans une direction autre que celle de la longueur ne devra pas dépasser 6 pieds (1 m. 83).

2. Aucun colis expédié de l'un ou l'autre des pays contractants ne pourra peser plus de 5 kilos (11 livres anglaises avoirdupois).

3. Pour le calcul exact du poids et des dimensions d'un colis, l'opinion de l'administration du pays d'origine prévaudra, sauf erreur manifeste.

4. Les limites de dimensions et de poids indiquées ci-dessus pourront faire l'objet de modifications par voie d'accord réciproque entre les administrations intéressées.

¹ Traduit par le Secrétariat de la Société des Nations, à titre d'information.

¹ Translated by the Secretariat of the League of Nations, for information.