

No. 2355

**UNITED STATES OF AMERICA
and
AUSTRIA**

**Exchange of notes constituting an agreement relating to
mutual security. Vienna, 14 December 1951 and 5 Jan-
uary 1952**

D. indif

Official text: English.

Registered by the United States of America on 7 November 1953.

**ÉTATS-UNIS D'AMÉRIQUE
et
AUTRICHE**

**Échange de notes constituant un accord relatif à la sécurité
mutuelle. Vienne, 14 décembre 1951 et 5 janvier 1952**

Texte officiel anglais.

Enregistré par les États-Unis d'Amérique le 7 novembre 1953.

No. 2355. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND AUSTRIA RELATING TO MUTUAL SECURITY. VIENNA, 14 DECEMBER 1951 AND 5 JANUARY 1952

I

The American Minister to the Austrian Minister for Foreign Affairs

AMERICAN EMBASSY

No. 110

Vienna, December 14, 1951

Excellency :

I have the honor to refer to the conversations which have recently taken place between representatives of our two Governments relating to the Economic Cooperation Agreement between the United States of America and Austria, signed at Vienna on July 2, 1948, as heretofore amended,² and to the enactment by the Congress of the United States of the Mutual Security Act of 1951, Public Law 165, 82nd Congress.³ I also have the honor to confirm the understandings reached as a result of these conversations, as follows :

The Government of Austria has expressed its adherence to the purposes and policies of the Economic Cooperation Act of 1948 as heretofore amended and supplemented,⁴ and reaffirms that, along with the Government of the United States of America, it is firmly committed to join in promoting international understanding and good will and in maintaining world peace and to take such action as may be mutually agreed upon to eliminate causes of international tension. Whenever reference is made in any of the articles of such Economic Cooperation Agreement to the Economic Cooperation Act of 1948, such reference shall be construed as meaning the Economic Cooperation Act of 1948 as heretofore amended.

1. Sums allocated to the use of the Government of the United States of America pursuant to paragraph 4 of Article IV of the Economic Cooperation Agreement may be used by the Government of the United States of America for its expenditures in any area.

¹ Came into force on 5 January 1952 by the exchange of the said notes.

² United Nations, *Treaty Series*, Vol. 21, p. 29; Vol. 79, p. 288, and Vol. 141, p. 372.

³ United States of America : 65 Stat. 373.

⁴ United States of America : 62 Stat. 137; 22 U.S.C. § 1501 *et seq.*

2. Paragraph 6 of Article IV of the Economic Cooperation Agreement shall include expenditures for the encouragement of emigration from participating countries having permanent surplus manpower to areas, particularly the undeveloped and dependent areas, where such manpower can be effectively utilized.

3. In lieu of the date referred to in paragraph 7 of Article IV of the Economic Cooperation Agreement, the amount of unencumbered balances referred to in that paragraph shall be determined as of the date of the termination of the assistance program under this agreement.

4. The two Governments will establish procedures whereby the Government of Austria will so deposit, segregate, or assure title to all funds allocated to or derived from any program of assistance undertaken by the Government of the United States so that such funds shall not be subject to garnishment, attachment, seizure or other legal process by any person, firm, agency, corporation, organization or government, when in the opinion of the Director of the Mutual Security Agency any such legal process would interfere with the attainment of the objectives of the program of assistance.

Upon receipt of a note from your Government indicating that the foregoing provisions are acceptable to the Austrian Government, the Government of the United States of America will consider that this Note and your reply thereto constitute an agreement between the two governments on this subject which shall enter into force on the date of your note in reply.

Please accept, Excellency, the renewed assurances of my highest consideration.

Walter J. DONNELLY

His Excellency, Dr. Karl Gruber
Minister for Foreign Affairs
Vienna

II

*The Austrian Minister for Foreign Affairs to the American Minister*DER BUNDESMINISTER FÜR DIE AUSWÄRTIGEN ANGELEGENHEITEN¹

No. 183.058—Wpol/52

Vienna, 5 January 1952

Excellency,

I have the honour to acknowledge receipt of your Note 110, dated December 14, 1951, as follows :

[See note I]

. . . and agree with its content.

Please accept, Excellency, the renewed assurance of my highest consideration.

GRUBER

The Honorable Walter Joseph Donnelly
Vienna

¹ The Federal Minister for Foreign Affairs.