

10 U.S.T. 2027

TURKEY

Mutual Defense Assistance: Special Project of Assistance

TIAS 4372

10 U.S.T. 2027

November 30, 1959, Date-Signed

November 30, 1959, Date-In-Force

STATUS:

[*1] Agreement effected by exchange of notes

Signed at Ankara November 30, 1959;

Entered into force November 30, 1959.

[NO LONG-TITLE IN ORIGINAL]

TEXT:

The American Ambassador to the Turkish Minister of Foreign Affairs

No. 1086 NOVEMBER 30, 1959

EXCELLENCY:

I have the honor to refer to discussions between representatives of our two Governments concerning a special project of assistance by the Government of the United States to the Government of Turkey to be carried out in accordance with the principles and conditions set forth in the Agreement on Aid to Turkey between our two Governments dated July 12, 1947, n1 as supplemented by an Agreement effected by an exchange of notes signed on January 7, 1952, n2 and such other applicable agreements as may be in force between our two Governments. The purpose of this project is to develop the capacity of Turkey to rebuild and repair M-12 range finders. This capacity is needed for the mutual defense of the United States and Turkey.

-----Footnotes-----

n1 TIAS 1629; 61 Stat., pt. 3, p. 2953.

n2 TIAS 2621; 3 UST, pt. 4, p. 4660.

-----End Footnotes----- [*2]

As a result of these discussions, the following understandings were arrived at:

1. The Government of the United States will furnish to the Government of Turkey such equipment, spare parts, technical advice, and training for rebuilding and repair of range finders as may be mutually arranged.

2. The Government of Turkey will furnish all the land, buildings, equipment, materials, and services required for establishing and operating facilities for rebuilding and repairing M-12 range finders, except for the equipment, parts, technical advice, and training to be furnished by the Government of the United States, and will take whatever measures are required to develop the facilities envisaged in the project.

3. The Government of Turkey will rebuild or repair in the facilities established under this project the range finders of such other friendly nations as may from time to time be agreed upon by representatives of our two Governments.

4. The Government of Turkey undertakes that in connection with the project assistance to be furnished by the Government of the United States:

a. It will not discriminate against such other nations as may, pursuant to paragraph 3 of this note, be entitled [*3] to send range finders to be rebuilt or repaired in the facilities established hereunder, in terms of the quality made available or delivery dates of range finders rebuilt or repaired in the facilities for which the Government of the United States has provided assistance.

b. It will maintain the facilities made available through assistance of the Government of the United States so that they will be in a condition to rebuild or repair range finders promptly when they may be required for urgent purposes of mutual defense, provided, however, that should changed conditions make continued compliance with this undertaking either unnecessary as a matter of defense, or infeasible, the Government of Turkey may, after consultation with the Government of the United States, modify this undertaking to accord with such changed conditions.

c. It will permit the importation and exportation free from customs duties, taxes, or other similar charges of equipment and materials sent from the United States, or from those countries agreed upon pursuant to paragraph 3 of this note, either for the purpose of use in the facilities for which the Government of the United States has provided assistance or for the [*4] purpose of being rebuilt or repaired in these facilities.

5. The Government of Turkey will absorb all operating costs of rebuilding or repairing M-12 range finders required by the Government of Turkey, or by the governments of those other nations agreed upon pursuant to paragraph 3 of this note, provided, however, that such other governments shall make arrangements satisfactory to the Government of Turkey to assume transportation costs between their respective nations and the facilities where the range finders are to be rebuilt or repaired and to reimburse the Government of Turkey for that portion of the labor and other operating costs and for depreciation charges of the facilities attributable to range finders sent by those governments to be rebuilt or repaired.

I have the honor to propose that, if these understandings meet with the approval of the Government of Turkey, the present note and Your Excellency's note in reply concurring therein shall constitute an Agreement between our two Governments, which shall enter into force on the date of Your Excellency's reply.

Accept, Excellency, the renewed assurances of my highest consideration.

*The Turkish Minister of Foreign Affairs [*5] to the American Ambassador*

TURKIYE CUMHURİYETİ
HARİCİYE VEKALETİ n1

-----Footnotes-----

n1 Republic of Turkey

Ministry of Foreign Affairs

-----End Footnotes-----

9265 ANKARA, *November 30, 1959*

EXCELLENCY:

I have the honor to refer to your Excellency's Note dated November 30, 1959 and which reads as follows:

"Excellency:

I have the honor to refer to discussions between representatives of our two Governments concerning a special project of assistance by the Government of the United States to the Government of Turkey to be carried out in accordance with the principles and conditions set forth in the Agreement on Aid to Turkey between our two Governments dated July 12, 1947, as supplemented by an Agreement effected by an exchange of notes signed on January 7, 1952, and such other applicable agreements as may be in force between our two Governments. The purpose of this project is to develop the capacity of Turkey to rebuild and repair M-12 range finders. This capacity is needed for the mutual defense of the United States and Turkey.

As a result [*6] of these discussions, the following understandings were arrived at:

1. The Government of the United States will furnish to the Government of Turkey such equipment, spare parts, technical advice, and training for rebuilding and repair of range finders as may be mutually arranged.
2. The Government of Turkey will furnish all the land, buildings, equipment, materials, and services required for establishing and operating facilities for rebuilding and repairing M-12 range finders, except for the equipment, parts, technical advice, and training to be furnished by the Government of the United States, and will take whatever measures are required to develop the facilities envisaged in the project.

3. The Government of Turkey will rebuild or repair in the facilities established under this project the range finders of such other friendly nations as may from time to time be agreed upon by representatives of our two Governments.

4. The Government of Turkey undertakes that in connection with the project assistance to be furnished by the Government of the United States:

a. It will not discriminate against such other nations as may, pursuant to paragraph 3 of this note, be entitled to send range [*7] finders to be rebuilt or repaired in the facilities established hereunder, in terms of the quality made available or delivery dates of range finders rebuilt or repaired in the facilities for which the Government of the United States has provided assistance.

b. It will maintain the facilities made available through assistance of the Government of the United States so that they will be in a condition to rebuild or repair range finders promptly when they may be required for urgent purposes of mutual defense, provided, however, that should changed conditions make continued compliance with this undertaking either unnecessary as a matter of defense, or infeasible, the Government of Turkey may, after consultation with the Government of the United States, modify this undertaking to accord with such changed conditions.

c. It will permit the importation and exportation free from customs duties, taxes, or other similar charges of equipment and materials sent from the United States, or from those countries agreed upon pursuant to paragraph 3 of this note, either for the purpose of use in the facilities for which the Government of the United States has provided assistance or for the purpose of [*8] being rebuilt or repaired in these facilities.

5. The Government of Turkey will absorb all operating costs of rebuilding or repairing M-12 range finders required by the Government of Turkey, or by the governments of those other nations agreed upon pursuant to paragraph 3 of this note, provided, however, that such other governments shall make arrangements satisfactory to the Government of Turkey to assume transportation costs between their respective nations and the facilities where the range finders are to be rebuilt or repaired and to reimburse the Government of Turkey for that portion of the labor and other operating costs and for depreciation charges of the facilities attributable to range finders sent by those governments to be rebuilt or repaired.

I have the honor to propose that, if these understandings meet with the approval of the Government of Turkey, the present note and Your Excellency's note in reply concurring therein shall constitute an Agreement between our two Governments, which shall enter into force on the date of Your Excellency's reply.

Accept, Excellency, the renewed assurances of my highest consideration."

I have the honor to inform Your Excellency that my Government [*9] is in agreement with the above arrangement.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

SIGNATORIES:

FLETCHER WARREN

His Excellency

FATIN RUSTU ZORLU,

Minister of Foreign Affairs, Ankara.

FATIN R ZORLU

His Excellency

FLETCHER WARREN

Ambassador of the United States of America, Ankara.