

NORTH ATLANTIC COUNCIL DEPUTIES
SUPPLEANTS DU CONSEIL DE L'ATLANTIQUE NORD

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INTERPRETATIONS RELATING TO IMPLEMENTATION
BY THE UNITED STATES OF THE MILITARY
STATUS AGREEMENT

Memorandum by the United States Delegation

In indicating in the Council Deputies' report to the Council (C9-D/5) its willingness and ability to implement certain provisions of the Military Status Agreement, the United States wishes to make it clear that action is based on provisions of existing regulations and administrative arrangements which it has been possible to make but that additional legislation will not be put into effect prior to ratification of the treaty. In implementing the treaty, the United States wishes to make its position with regard to certain provisions clear as follows:

Article I, Paragraph 2. The Federal Government cannot bind the States on this subject but anticipates that their cooperation will result practically in full implementation.

Article VI. For practical purposes the Article is now effective but legislation will be necessary to assure absolutely that this is true in all cases for the United States as a receiving State.

Article IX, Paragraph 2. It is the United States interpretation that this provision neither precludes continuance of long-standing practices or existing arrangements nor the possibility of future bilateral negotiations on the subject.

Article IX, Paragraph 3. The United States interpretation of this provision is that it means that the minimum obligation of the receiving State is to provide for the sending State accommodation and billeting similar to that provided for its own forces, that bilateral arrangements are necessary only where the receiving State is to furnish accommodation at its expense, and that the sending State without further agreement with the receiving State may furnish, equip and add to facilities for its forces at its discretion.

Article IX, Paragraph 6. We call attention to the special problems created by the private ownership of transport systems in the United States.

/Article IX, Paragraph 8

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2.

Article IX, Paragraph 8. The United States considers that this provision relates only to this article and does not alter existing arrangements or preclude future arrangements concerning taxes.

Article X, Paragraph 1. On a reciprocal basis we are willing to implement at once so far as Federal taxes are concerned but cannot bind the States on this subject prior to ratification of the treaty although as a practical matter we expect their cooperation in putting it into effect.

Article XI. Although we have indicated our willingness to implement this provision and will try to do so, there may be some delay in taking the necessary internal administrative steps particularly with regard to paragraph 11.

Article XI, Paragraph 4. In connection with this provision, the United States position concerning Article IX, paragraph 8 should be noted.

Article XVI. The United States anticipates that, as a practical matter, this procedure will be followed before the Agreement comes into force.

Article IV will be implemented to the extent that it is consistent with the Geneva Convention on Road Traffic when that Convention becomes effective on the basis of reciprocity with other parties to that Convention.

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