

No. 1601

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**UNITED KINGDOM OF GREAT BRITAIN  
AND NORTHERN IRELAND  
and  
ITALY**

**Exchange of notes (with annex) constituting an agreement  
concerning the disposal and future administration of  
Italian private property in Cyrenaica. Rome, 7 No-  
vember 1951**

*Official texts: English and Italian.*

*Registered by the United Kingdom of Great Britain and Northern Ireland on  
7 January 1952.*

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**ROYAUME-UNI DE GRANDE-BRETAGNE  
ET D'IRLANDE DU NORD  
et  
ITALIE**

**Échange de notes (avec annexe) constituant un accord  
concernant le sort et l'administration future des biens  
privés italiens en Cyrénaïque. Rome, 7 novembre 1951**

*Textes officiels anglais et italien.*

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le  
7 janvier 1952.*

No. 1601. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM AND THE ITALIAN GOVERNMENT CONCERNING THE DISPOSAL AND FUTURE ADMINISTRATION OF ITALIAN PRIVATE PROPERTY IN CYRENAICA. ROME, 7 NOVEMBER 1951

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I

*The Italian Minister for Foreign Affairs to His Majesty's Ambassador at Rome*

[ITALIAN TEXT — TEXTE ITALIEN]

Roma, 7 novembre 1951

Eccellenza,

ho l'onore di riferirmi alle conversazioni che hanno avuto luogo a Roma fra i Rappresentanti del Governo di S. M. Britannica nel Regno Unito e quelli del Governo italiano sulla procedura da adottare in relazione al passaggio di consegne ed alla futura amministrazione delle proprietà private italiane in Cirenaica in esecuzione di quanto disposto dall'art. 4-4 (c) dell'Accordo italo-britannico del 28 giugno 1951. Tali conversazioni si sono concluse con un Accordo, subordinato all'approvazione dei due Governi, come dal testo allegato alla presente lettera.

Il contenuto della presente lettera e quello dell'allegato hanno ricevuto l'approvazione del Governo italiano. Se essi pertanto risultano accettati anche da parte del Governo di S. M. Britannica nel Regno Unito, propongo che la presente lettera e il suo allegato, insieme con la risposta di vostra Eccellenza in termini analoghi, costituiscano la prova dell'Accordo intervenuto fra i nostri due Governi per il regolamento del passaggio di consegne e della futura amministrazione delle proprietà private italiane in Cirenaica.

Voglia gradire, Signor Ambasciatore, gli atti della mia più alta considerazione.

p. Il Ministro  
Vittorio ZOPPI

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<sup>1</sup> Came into force on 7 November 1951 by the exchange of the said notes.

in modo che essi siano disponibili, quando necessario, per assistere l'amministratore nel controllo dei conti dei singoli proprietari e per agevolare il buon funzionamento della nuova organizzazione.

### ARTICOLO 3

#### *Spese di riparazione di immobili*

(1) In applicazione del principio stabilito dall'art. 3 dell'Accordo italo-britannico del 28 giugno 1951, il Governo del Regno Unito potrà trattenere, sui fondi in suo possesso alla data convenuta, la somma di venticinquemila lire egiziane a piena e definitiva tacitazione di ogni sua pretesa per spese di riparazioni effettuate alle proprietà cui si riferisce il presente Accordo.

(2) Il Governo del Regno Unito provvederà a fornire all'amministratore, entro il 10 gennaio 1952, tutti i particolari concernenti le spese di riparazione che non siano già stati comunicati al Governo italiano.

[TRANSLATION<sup>1</sup> — TRADUCTION<sup>2</sup>]

Rome, 7th November, 1951

Your Excellency,

I have the honour to refer to the discussions which have taken place in Rome between representatives of His Majesty's Government in the United Kingdom and of the Italian Government regarding the procedure to be adopted in connexion with the hand-over and future administration of Italian private property in Cyrenaica, in implementation of Article 4, subparagraph 4 (c), of the Anglo-Italian Agreement of 28th June, 1951.<sup>3</sup> These discussions resulted in an agreement, subject to the approval of the two Governments, of which the details are contained in the Annex to the present Note.

The terms of this Note and the Annex have been approved by the Italian Government and if they are also acceptable to His Majesty's Government in the United Kingdom, I would propose that the present Note with its enclosures, together with your Excellency's reply in similar terms, shall constitute an Agreement between our two Governments for the hand-over and future administration of Italian private property in Cyrenaica.

I avail, &c.

(For the Minister)  
Vittorio ZOPPI

### A N N E X

[*As in enclosure to Note II*]

<sup>1</sup> Translation by the Government of the United Kingdom.

<sup>2</sup> Traduction du Gouvernement du Royaume-Uni.

<sup>3</sup> See p. 115 of this volume.

## II

*His Majesty's Ambassador at Rome to the Italian Minister for Foreign Affairs*

BRITISH EMBASSY

Rome, 7th November, 1951

Your Excellency,

I have the honour to acknowledge the receipt of your Excellency's Note of to-day's date, signed on your behalf by the Secretary-General, his Excellency Count Vittorio Zoppi, referring to the recent discussions which have taken place in Rome between representatives of the Italian Government and His Majesty's Government in the United Kingdom regarding the procedure to be adopted in connexion with the hand-over and future administration of Italian private property in Cyrenaica, in implementation of Article 4, sub-paragraph 4 (c), of the Anglo-Italian Agreement of 28th June, 1951. These discussions resulted in an agreement, subject to the approval of the two Governments, of which the details are contained in the Annex to your Excellency's Note.

I have the honour to inform your Excellency that the terms of the Annex to your Note—the English text of which is attached hereto—have been approved by His Majesty's Government in the United Kingdom, who agree to your Excellency's proposal that your Note with its enclosure, together with the present reply, shall constitute an Agreement between our two Governments for the hand-over and future administration of Italian private property in Cyrenaica.

I avail, &c.

V. A. L. MALLET

ENCLOSURE

AGREEMENT REGARDING THE HAND-OVER AND FUTURE ADMINISTRATION OF ITALIAN PRIVATE PROPERTY IN CYRENAICA

ARTICLE 1

*General*

(1) As from a date, not later than 15th November, 1951, to be agreed between the Italian Government and the Government of the United Kingdom (hereinafter referred to as "the agreed date"), the management and administration of all property in Cyrenaica referred to in the Anglo-Italian Agreement of 28th June, 1951, other than the property of institutions, companies and associations referred to in paragraphs 5 and 9 of Article 5 of that Agreement, shall, if it is still in the custody of the present Custodian of Property Department, be undertaken by an officer nominated from time to time by the Italian

Government until the property can be released to the owners. The officer in question (hereinafter referred to as the "appointed officer") shall be entitled to employ such staff as may be appropriate for the carrying out of such duties.

(2) The appointed officer shall take over all assets and all liabilities as they stand at the agreed date.

(3) The appointed officer shall release any such property to the owners only when they have given the discharge and indemnity referred to in the Anglo-Italian Agreement of 28th June, 1951. The appointed officer shall deliver such discharges and indemnities to the competent Representative of the Government of the United Kingdom.

(4) The Government of the United Kingdom shall hand over all records dealing with the administration of the said property and, subject to Article 3, all funds held by the Custodian of Property in Cyrenaica for the account of the Italian owners.

## ARTICLE 2

### *Organisation of Future Administration*

(1) On the agreed date the Government of the United Kingdom shall make available to the Italian Government the office accommodation at present occupied by the Custodian of Property Department.

(2) The Italian Government shall, after the agreed date, in the first instance continue in service on the present conditions the locally engaged staff of the Custodian of Property Department who elect to remain so employed.

(3) The Government of the United Kingdom shall discharge all outstanding obligations to locally engaged staff on the agreed date.

(4) Subject to the individual officials concerned being willing, the Government of the United Kingdom shall retain the British officials of the present Custodian of Property Department on the staff of the United Kingdom Representative in Benghazi for a period of three months from the agreed date, to be available as required to assist the appointed officer in checking individual owners' accounts and effecting the smooth running of the new organisation.

## ARTICLE 3

### *Costs of Rehabilitation*

(1) In pursuance of the principle established by Article 3 of the Anglo-Italian Agreement of 28th June, 1951, the Government of the United Kingdom shall be entitled to retain from the funds under their control on the agreed date the sum of £25,000 Egyptian in full and final settlement of outstanding claims in respect of the costs of the rehabilitation of the property to which this Agreement relates.

(2) The Government of the United Kingdom shall supply to the appointed officer, not later than 1st January, 1952, particulars of all such rehabilitation costs as have not yet been communicated to the Italian Government.