

No. 1756

**UNITED STATES OF AMERICA
and
SPAIN**

**Exchange of notes constituting an agreement relating to
the restitution of monetary gold looted by Germany.
Madrid, 30 April and 3 May 1948**

Official texts: English and Spanish.

Registered by the United States of America on 14 June 1952.

**ÉTATS-UNIS D'AMÉRIQUE
et
ESPAGNE**

**Échange de notes constituant un accord relatif à la resti-
tution de l'or monétaire pillé par l'Allemagne. Madrid,
30 avril et 3 mai 1948**

Textes officiels anglais et espagnol.

Enregistré par les États-Unis d'Amérique le 14 juin 1952.

No. 1756. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND SPAIN RELATING TO THE RESTITUTION OF MONETARY GOLD LOOTED BY GERMANY. MADRID, 30 APRIL AND 3 MAY 1948

I

The American Chargé d'Affaires ad interim to the Spanish Minister for Foreign Affairs

AMERICAN EMBASSY

Madrid, April 30, 1948

Excellency :

Under instructions of my Government, I have the honor to refer to various conversations which have been held by representatives of this Embassy and of Your Excellency's Ministry in connection with the information on Spanish gold holdings requested in this Embassy's Note Verbal No. 2372 of September 26, 1946.²

In the course of these conversations, Your Excellency's Government has made available a statement of its gold acquisitions from 1939 to date and of its present gold holdings. From these data, it has been found that eight bars totaling a fine weight of 101.6 kilograms were gold taken by Germany from the Netherlands, although Your Excellency's Government had not been aware of their looted origin either at the time of acquisition or subsequently. I now understand that Your Excellency's Government, in implementation of its declaration of solidarity with Bretton Woods Resolution VI³ and the Gold Declaration of 1944,⁴ is ready to restitute the 101.6 kilograms of fine gold above mentioned.

I therefore have the honor to inform Your Excellency that I am instructed by my Government to state that restitution of that amount by Your Excellency's Government will be considered by my Government as fulfillment of the requirements of the Bretton Woods Resolution and the Gold Declaration, provided the Government of Your Excellency is agreeable to make further restitution of any additional identifiable monetary gold taken by Germany, should it be found that any such gold may have been acquired by Spain. In this connection, may

¹ Came into force on 3 May 1948 by the exchange of the said notes.

² Not printed by the Department of State of the United States of America.

³ United States of America : Department of State pub. 2187, p. 22 ff.

⁴ United States of America : 9 F. R. 2096.

I add that no claims for any such additional gold presented after April 30, 1949 will be considered.

I am further instructed to inform Your Excellency that, upon receipt of agreement on the part of Your Excellency's Government to the foregoing, the United States Treasury will publicly make known that Spain will no longer be subject to the Gold Declaration of 1944 and that international gold movements by Spain will be free from restrictions applied on the grounds of any part thereof having been of possible looted origin.

I would greatly appreciate confirmation by Your Excellency of the above understanding in order that I may inform my Government accordingly.

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

Paul T. CULBERTSON
Chargé d'Affaires ad interim

His Excellency Don Alberto Martín Artajo
Minister for Foreign Affairs
Madrid

II

The Spanish Minister for Foreign Affairs to the American Chargé d'Affaires ad interim

[SPANISH TEXT — TEXTE ESPAGNOL]

MINISTERIO DE ASUNTOS EXTERIORES

NUM. 392

Madrid, 3 de mayo de 1948

Muy señor mío : Tengo la honra de acusar recibo a su Nota de fecha 30 de abril último, que traducida dice lo siguiente :

“Siguiendo instrucciones de mi Gobierno tengo el honor de referirme a diversas conversaciones que han celebrado Representantes de esta Embajada con el Ministerio a cargo de Vuestra Excelencia en relación con la información solicitada en la Nota Verbal de esta Embajada número 2.372, de 26 de septiembre de 1946.

En el curso de esas conversaciones el Gobierno de Vuestra Excelencia ha facilitado una declaración de sus adquisiciones de oro a partir de 1939 hasta la fecha y de sus existencias actuales de oro. De esta información se deduce que ocho barras con un peso total de 101,6 kilogramos finos, eran de oro tomado por Alemania en Holanda, y de cuyo origen, el pillaje, el Gobierno de

II

[TRANSLATION¹ — TRADUCTION²]

MINISTRY OF FOREIGN AFFAIRS

No. 392

Madrid, May 3, 1948

Dear Sir :

I have the honor to acknowledge receipt of your note dated April 30 last, which, in translation, reads as follows :

[*See note I*]

I have the honor to inform you that my Government agrees to the foregoing.

I avail myself of the opportunity, Mr. Chargé d'Affaires, to renew to you the assurances of my distinguished consideration.

Alberto MARTÍN ARTAJO

Mr. Paul T. Culbertson
Chargé d'Affaires ad interim
of the United States of America

¹ Translation by the Government of the United States of America.

² Traduction du Gouvernement des États-Unis d'Amérique.