

No. 1785

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**AUSTRALIA  
and  
AUSTRIA**

**Exchange of notes constituting an agreement reviving, in respect of the Commonwealth of Australia, the territories of Papua and Norfolk Island and the Trust Territories of New Guinea and Nauru, the Convention between the United Kingdom of Great Britain and Northern Ireland and Austria regarding legal proceedings in civil and commercial matters, signed at London on 31 March 1931. Vienna, 17 November 1951**

*Official texts: English and German.*

*Registered by Australia on 19 June 1952.*

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**AUSTRALIE  
et  
AUTRICHE**

**Échange de notes constituant un accord remettant en vigueur, en ce qui concerne le Commonwealth d'Australie, les territoires de Papua et de l'île Norfolk et les Territoires sous tutelle de la Nouvelle-Guinée et de Nauru, la Convention entre le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord et l'Autriche relative aux actes de procédure en matière civile et commerciale, signée à Londres le 31 mars 1931. Vienne, 17 novembre 1951**

*Textes officiels anglais et allemand.*

*Enregistré par l'Australie le 19 juin 1952.*

No. 1785. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN AUSTRALIA AND AUSTRIA REVIVING, IN RESPECT OF THE COMMONWEALTH OF AUSTRALIA, THE TERRITORIES OF PAPUA AND NORFOLK ISLAND AND THE TRUST TERRITORIES OF NEW GUINEA AND NAURU, THE CONVENTION BETWEEN THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND AUSTRIA REGARDING LEGAL PROCEEDINGS IN CIVIL AND COMMERCIAL MATTERS, SIGNED AT LONDON ON 31 MARCH 1931<sup>2</sup>. VIENNA, 17 NOVEMBER 1951

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I

17th November, 1951

1642/21/51

Your Excellency,

I have the honour to refer to the notes which were exchanged between Your Excellency and myself on the 28th June, 1951, on the subject of the Convention between His Majesty, in respect of the United Kingdom, and the Federal President of the Republic of Austria, regarding Legal Proceedings in Civil and Commercial Matters signed at London on the 31st March, 1931. The accession of the Commonwealth of Australia to the abovementioned Convention was notified to the Austrian Government on the 10th October, 1933.

In accordance with instructions from His Majesty's Principal Secretary of State for Foreign Affairs and at the instance of His Majesty's Government in Australia I have the honour to propose that effect shall be given to the aforesaid Convention, as from the date of this Exchange of Notes, in respect of the Commonwealth of Australia, and the Territories of Papua and Norfolk Island and the Trust Territories of New Guinea and Nauru, and that the Convention shall continue in force in accordance with the provisions of Article 15.

If the Austrian Government are prepared to accept the above proposals, I have the honour to suggest that the present note and Your Excellency's reply to that effect should be regarded as constituting an agreement between His

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<sup>1</sup> Came into force on 17 November 1951, by the exchange of the said notes.

<sup>2</sup> League of Nations, *Treaty Series*, Vol. CXXVII, p. 167; Vol. CXXXIV, p. 435; Vol. CLVI, p. 242, and Vol. CLX, p. 399.

Majesty's Government in Australia and the Austrian Government which shall take effect this day, the 17th November, 1951.

I have the honour to be, with the highest consideration,  
Your Excellency's obedient Servant,

(Signed) Harold CACCIA

His Excellency Dr. Karl Gruber  
Minister for Foreign Affairs

## II

[GERMAN TEXT — TEXTE ALLEMAND]

[TRANSLATION — TRADUCTION]

DER BUNDESMINISTER  
FÜR DIE  
AUSWÄRTIGEN ANGELEGENHEITEN

THE FEDERAL MINISTER  
FOR FOREIGN AFFAIRS

Wien, am 17. November 1951  
Z1. 118.885-6VR/51  
Herr Gesandter,

Vienna, 17 November 1951

Ich beehre mich, den Empfang Ihrer Note vom 17. November 1951 zu bestätigen, welche wie folgt lautet :

Sir,

I have the honour to acknowledge the receipt of your note of 17 November 1951, reading as follows :

[See note I — Voir note I]

[See note I]

Ich beehre mich, Sie davon in Kenntnis zu setzen, dass die österreichische Bundesregierung die vorstehenden Vorschläge annimmt und zustimmt, dass in Ihrer Note und dieser Antwortnote das Zustandekommen einer Übereinstimmung zwischen den beiden Regierungen zu erblicken ist, die mit dem heutigen Tage wirksam wird.

I have the honour to inform you that the Austrian Federal Government accepts the above proposals and agrees that your note and this reply should be regarded as constituting an agreement between the two Governments, which shall take effect this day.

Genehmigen Sie, Herr Gesandter, den Ausdruck meiner ausgezeichnetsten Hochachtung.

I have the honour to be, etc.

GRUBER  
Sir Harold Anthony Caccia, K. C. M. G.  
Königlich Britischer Gesandter  
Wien

(Signed) GRUBER  
Sir Harold Anthony Caccia, K. C. M. G.  
His Britannic Majesty's Ambassador  
Vienna