

**UNITED STATES OF AMERICA  
and  
INDONESIA**

**Exchange of notes constituting an agreement relating to economic and technical co-operation. Djakarta, 4 and 5 January 1952**

**Exchange of notes constituting an agreement terminating and replacing the above-mentioned Agreement. Washington and Djakarta, 5 and 12 January 1953**

*Official text: English.*

*Registered by the United States of America on 12 September 1955.*

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**ÉTATS-UNIS D'AMÉRIQUE  
et  
INDONÉSIE**

**Échange de notes constituant un accord relatif à la coopération économique et technique. Djakarta, 4 et 5 janvier 1952**

**Échange de notes constituant un accord abrogeant et remplaçant l'Accord susmentionné. Washington et Djakarta, 5 et 12 janvier 1953**

*Texte officiel anglais.*

*Enregistrés par les États-Unis d'Amérique le 12 septembre 1955.*

No. 2916. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE UNITED STATES OF AMERICA AND INDONESIA RELATING TO ECONOMIC AND TECHNICAL CO-OPERATION. DJAKARTA, 4 AND 5 JANUARY 1952

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I

*The American Ambassador to the Indonesian Minister for Foreign Affairs*

THE FOREIGN SERVICE OF THE UNITED STATES OF AMERICA  
AMERICAN EMBASSY

No. 182

Djakarta, Indonesia, January 4, 1952

Excellency :

I have the honor to refer to the conversations which have recently taken place between representatives of our Governments relating to the effect of the enactment by the Congress of the United States of the Mutual Security Act of 1951 (P. L. 165—82nd Congress)<sup>2</sup> upon furnishing assistance under the Economic Cooperation Agreement signed on October 16, 1950 and the agreement for military assistance in the form of constabulary equipment signed on August 15, 1950<sup>3</sup> between the Government of the United States and the Government of the Republic of Indonesia. I also have the honor to confirm the understandings reached as a result of these conversations, as follows :

1. The Government of Indonesia hereby confirms that it has agreed to

(1) join in promoting international understanding and good will, and maintaining world peace ;

(2) take such action as may be mutually agreed upon to eliminate causes of international tension ;

(3) make, consistent with its political and economic stability, the full contribution permitted by its manpower, resources, facilities, and general economic condition to the development and maintenance of its own defensive strength and the defensive strength of the free world ;

(4) take all reasonable measures which may be needed to develop its defense capacities ; and

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<sup>1</sup> Came into force on 5 January 1952 by the exchange of the said notes.

<sup>2</sup> United States of America : 65 Stat. 373 ; 22 U.S.C. § 1651 *et seq.*

<sup>3</sup> United Nations, *Treaty Series*, Vol. 134, p. 255, and Vol 198, p. 400.

(5) take appropriate steps to insure the effective utilization of the assistance provided by the United States.

2. The two Governments will establish procedures under which equipment and materials furnished by the Government of the United States under the Mutual Defense Assistance Act of 1949, as amended, other than equipment or materials furnished under terms requiring reimbursement, and no longer required for the purposes for which originally made available will be offered for return to the Government which furnished such assistance for appropriate disposition.

3. The two Governments will establish procedures whereby the Government of Indonesia will so deposit, segregate, or assure title to all funds allocated to or derived from any program of assistance undertaken by the Government of the United States so that such funds shall not be subject to garnishment, attachment, seizure or other legal process by any person, firm, agency, corporation, organization or government, when in the opinion of the Government of the United States any such legal process would interfere with the attainment of the objectives of the said program of assistance.

4. The Government of Indonesia considers that the Economic Cooperation Agreement between the Government of Indonesia and the Government of the United States, signed in Djakarta on October 16, 1950, has been and will continue to be a binding obligation of the Republic of Indonesia, according to its terms, pending Parliamentary action.

Upon receipt of a Note from your Government indicating that the foregoing provisions are acceptable to the Government of Indonesia, the Government of the United States of America will consider that this Note and your reply thereto constitute an agreement between the two governments on this subject which shall enter into force on the date of your Note in reply.

Please accept, Excellency, the renewed assurances of my highest consideration

H. Merle COCHRAN  
American Ambassador

His Excellency Dr. A. Subardjo  
Minister for Foreign Affairs of the Republic of Indonesia

## II

*The Indonesian Minister for Foreign Affairs to the  
American Ambassador*

MENTERI LUAR NEGERI  
REPUBLIK INDONESIA

No : 1155/55R

Djakarta, January 5, 1952

Excellency :

I have the honor to acknowledge receipt of Your Excellency's note dated January 4, 1952 No. 182 which reads in substance as follows :

[See note I]

In this connection I have the pleasure to state that the foregoing provisions are acceptable to the Government of Indonesia.

Further, my Government agree to the proposal of the Government of the United States of America that Your Excellency's note partly quoted above and my reply thereto will constitute an agreement between the two Governments on this subject which shall enter into force on the date of this note.

Please accept, Excellency, the renewed assurances of my highest consideration.

Ahmad SUBARDJO  
Minister for Foreign Affairs

His Excellency H. Merle Cochran  
Ambassador of the United States of America  
to the Republic of Indonesia

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup>  
BETWEEN THE UNITED STATES OF AMERICA AND  
INDONESIA TERMINATING AND REPLACING THE  
AGREEMENT OF 4 AND 5 JANUARY 1952<sup>2</sup> RELATING  
TO ECONOMIC AND TECHNICAL COOPERATION. WASH-  
INGTON AND DJAKARTA, 5 AND 12 JANUARY 1953

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I

*The Indonesian Ambassador to the Secretary of State*

KEDUTAAN BESAR INDONESIA

EMBASSY OF INDONESIA

WASHINGTON, D. C.

The Ambassador of the Republic of Indonesia presents his compliments to The Honorable the Secretary of State and has the honor to refer to the conversations which have recently taken place between the governments of the United States and the Republic of Indonesia on the question of the economic and technical cooperation within the framework of the Special Technical and Economic Mission Agreement of October 16, 1950.

The Indonesian Ambassador also refers to his note of September 9, 1952<sup>3</sup> addressed to The Honorable the Secretary of State and to the notes from the Embassy of the United States in Djakarta to the Ministry of Foreign Affairs of the Republic of Indonesia, Nos. 49 and 50, dated September 16, 1952.<sup>3</sup>

The Ambassador of Indonesia has the honor to confirm the understanding reached as a result of these conversations and notifies the Honorable the Secretary of State as follows :

The Republic of Indonesia affirms that it will act in conformity with its obligations under the United Nations Charter in promoting international understanding and goodwill, in maintaining world peace, and in eliminating causes of international tension. In recognition of the mutual interest of the two governments in promoting the objectives of the Economic and Technical Assistance Agreement of October 16, 1950, the Government of the Republic of Indonesia will safeguard any funds allocated to or derived from programs of assistance carried out under that agreement from seizure, attachment or other legal process, unless both governments agree that such process would not interfere with the attainment of these objectives.

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<sup>1</sup> Came into force on 12 January 1953 by the exchange of the said notes.

<sup>2</sup> See p. 121 of this volume.

<sup>3</sup> Not printed by the Department of State of United States of America.

The Ambassador of the Republic of Indonesia has the honor to propose that if this understanding meets with the approval of the Government of the United States, this present note and the note of The Honorable the Secretary of State concurring therein will be considered as confirming this understanding, effective on the date of the note of The Honorable the Secretary of State.

The Ambassador of Indonesia further proposes that the Indonesian-United States Agreement of January 5, 1952<sup>1</sup> be considered as terminated on the date of the concurring note from The Honorable the Secretary of State referred to in the preceding paragraph.

Embassy of Indonesia

Washington, D. C., January 5, 1953

## II

### *The American Ambassador to the Indonesian Minister for Foreign Affairs*

#### THE FOREIGN SERVICE OF THE UNITED STATES OF AMERICA

#### AMERICAN EMBASSY

No. 117

Djakarta, Indonesia, January 12, 1953

Excellency :

I have the honor to refer to the note of January 5, 1953 addressed by His Excellency the Indonesian Ambassador at Washington to the Secretary of State in regard to continuation of economic and technical cooperation between the Republic of Indonesia and the United States of America under the Economic and Technical Assistance Agreement of October 16, 1950.

On behalf of the Secretary of State I am instructed to inform you that the Government of the United States of America confirms the understanding and accepts the proposal of the Republic of Indonesia as stated in the Indonesian Ambassador's note of January 5, 1953 and agrees that the latter note and this note of acceptance constitute a new agreement which terminates and replaces the Indonesian-United States agreement of January 5, 1952 effective on the date of this note.

Please accept, Excellency, the renewed assurances of my highest consideration.

H. Merle COCHRAN  
American Ambassador

His Excellency Mukarto Notowidigdo  
Minister for Foreign Affairs of the Republic of Indonesia