

No. 3087

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**UNION OF SOUTH AFRICA  
and  
ITALY**

**Note by which the Government of the Union of South Africa, in pursuance of article 44 of the Treaty of Peace with Italy, notified the Italian Government of those pre-war bilateral treaties between the two countries which the Union of South Africa desires to keep in force or revive. Rome, 1 May 1948**

*Official text: English.*

*Registered by the Union of South Africa on 27 December 1955.*

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**UNION SUD-AFRICAINE  
et  
ITALIE**

**Note par laquelle le Gouvernement de l'Union Sud-Africaine a notifié au Gouvernement italien, conformément à l'article 44 du Traité de paix avec l'Italie, les traités bilatéraux conclus entre les deux pays avant la guerre dont l'Union Sud-Africaine désire le maintien ou la remise en vigueur. Rome, 1<sup>er</sup> mai 1948**

*Texte officiel anglais.*

*Enregistré par l'Union Sud-Africaine le 27 décembre 1955.*

No. 3087. NOTE<sup>1</sup> BY WHICH THE GOVERNMENT OF THE UNION OF SOUTH AFRICA, IN PURSUANCE OF ARTICLE 44 OF THE TREATY OF PEACE<sup>2</sup> WITH ITALY, NOTIFIED THE ITALIAN GOVERNMENT OF THOSE PRE-WAR BILATERAL TREATIES BETWEEN THE TWO COUNTRIES WHICH THE UNION OF SOUTH AFRICA DESIRES TO KEEP IN FORCE OR REVIVE. ROME, 1 MAY 1948

1st May 1948

Ref: T/5

Your Excellency,

I have the honour to refer to Article 44 of the Treaty of Peace<sup>2</sup> with Italy and, by direction from my Government, to inform Your Excellency that the Government of the Union of South Africa desire, in terms of the above-mentioned Article, to keep in force or revive the undermentioned pre-war bilateral treaties and agreements between the Union of South Africa and Italy.

In terms of the same Article of the Treaty of Peace, any provisions of the undermentioned treaties or agreements not in conformity with the Treaty of Peace shall be regarded as being deleted from the treaties or agreements in so far as the application of the Treaty of Peace is concerned.

In terms of paragraph 2 of the Article, the Union Government will register these treaties and agreements with the Secretariat of the United Nations.

1. Treaty between Great Britain and Italy for Mutual Surrender of Fugitive Criminals, signed at Rome on February 5th, 1873.<sup>3</sup>
2. Declaration Rectifying an Error in Article XVIII of the Treaty between Great Britain and Italy of February 5th, 1873, for Mutual Surrender of Fugitive Criminals, signed at Rome on May 7th, 1873.<sup>4</sup>
3. Agreement between Great Britain and Italy for Mutual Relief of Distressed Seamen signed at London on June 8th, 1880.<sup>5</sup>

<sup>1</sup> Came into force on 1 May 1948, date of the said note.

<sup>2</sup> United Nations, *Treaty Series*, Vols. 49 and 50.

<sup>3</sup> United Nations, *Treaty Series*, Vol. 104, p. 48.

<sup>4</sup> United Nations, *Treaty Series*, Vol. 104, p. 60.

<sup>5</sup> United Nations, *Treaty Series*, Vol. 104, p. 76.

4. Treaty of Commerce and Navigation between Great Britain and Italy signed at Rome on June 15th, 1883.<sup>1</sup>
5. Agreement between the British and Italian Governments respecting the Graves of British Soldiers in Italy signed at Rome on May 11th, 1922.<sup>2</sup>
6. Commercial Agreement between the Governments of the Union of South Africa and Italy signed at Cape Town on May 21st, 1935.<sup>3</sup>
7. Exchange of Notes between the Governments of the Union of South Africa and Italy supplementary to the Commercial Agreement of May 21st, 1935, effected at Rome on January 23rd, 1936.<sup>4</sup>
8. Exchange of Notes Amending Article VII of the Anglo-Italian War Graves Agreement of May 11th 1922, effected at Rome on August 6th 1936.<sup>5</sup>

In terms of Paragraph 3 of the Article, all other pre-war treaties and agreements between the Union of South Africa and Italy will be regarded as abrogated.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest esteem and regard.

(Signed) F. H. THERON  
Envoy Extraordinary and Minister Plenipotentiary  
of the Union of South Africa

His Excellency Count Carlo Sforza  
Minister of Foreign Affairs  
Rome

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<sup>1</sup> De Martens : *Nouveau Recueil général de Traités*, deuxième série, tome 10, p. 550.

<sup>2</sup> League of Nations, *Treaty Series*, Vol. XI, p. 23, and Vol. CLXXII, p. 391.

<sup>3</sup> League of Nations, *Treaty Series*, Vol. CLXXXIX, p. 31.

<sup>4</sup> League of Nations, *Treaty Series*, Vol. CLXXXIX, p. 34.

<sup>5</sup> League of Nations, *Treaty Series*, Vol. CLXXII, p. 391.