

No. 3287

**UNITED STATES OF AMERICA
and
PAKISTAN**

Exchange of notes constituting an agreement relating to emergency flood assistance. Washington, 23 August 1954

Exchange of notes constituting an agreement amending the above-mentioned Agreement. Washington, 29 November and 16 December 1954

Official text: English.

Registered by the United States of America on 23 and 25 April 1956 respectively.

**ÉTATS-UNIS D'AMÉRIQUE
et
PAKISTAN**

Échange de notes constituant un accord relatif à une aide exceptionnelle à la suite des inondations. Washington, 23 août 1954

Échange de notes constituant un accord modifiant l'Accord susmentionné. Washington, 29 novembre et 16 décembre 1954

Texte officiel anglais.

Enregistré par les États-Unis d'Amérique les 23 et 25 avril 1956 respectivement.

No. 3287. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND PAKISTAN RELATING TO EMERGENCY FLOOD ASSISTANCE. WASHINGTON, 23 AUGUST 1954

I

The Secretary of State to the Pakistani Ambassador

DEPARTMENT OF STATE
WASHINGTON

August 23, 1954

Excellency :

I have the honor to refer to your Government's request for emergency assistance in connection with the present flood disaster in East Pakistan. I am pleased to inform your Excellency that my Government is prepared to make available for this purpose certain personnel, medical equipment and supplies and agricultural and other supplies, subject to the understandings set out below, and to defray the costs of overseas transportation of such supplies to Pakistan.

1. Such supplies as may be furnished directly to the Government of Pakistan under this agreement will be used exclusively to meet famine or other urgent relief requirements of the people of East Pakistan affected by the present floods. The Government of Pakistan will distribute such supplies among such people of East Pakistan without discrimination, and will provide such supplies free of cost to persons who, by virtue of circumstances beyond their control, are unable to pay for them. Supplies not required for such free distribution may be sold to eligible persons or organizations in such manner and at such prices as may be agreed between the two Governments.

2. The Government of Pakistan will establish in its own name a Special Account (referred to below as the "Special Account") in the State Bank of Pakistan, and will promptly deposit in this account amounts of local currency equivalent to any sums accruing to the Government of Pakistan and to the States or Provinces of Pakistan from the sale of any supplies supplied under this Agreement, or otherwise accruing to the Government of Pakistan and the States or Provinces of Pakistan as a result of the

¹ Came into force on 23 August 1954 by the exchange of the said notes.

import of such supplies. The Government of Pakistan may at any time make advance deposits in the Special Account, and shall ensure that the deposits required under this paragraph are made in such amounts and at such times as may be necessary, and, in any event, not later than thirty days after the accrual of any sums referred to in the preceding sentence.

3. The Government of Pakistan will upon request allocate to the use of the Government of the United States such amounts in the Special Account as the latter Government may require for its expenses in Pakistan, including its administrative expenses in connection with any assistance supplied by the Government of the United States to the Government of Pakistan under this or any other Agreement.

4. Any remaining balances in the Special Account will, as may be agreed upon by the Government of Pakistan and the Government of the United States, be drawn on for expenditures for the benefit of the people of East Pakistan affected by the recent floods. Any sums remaining in the Special Account after the satisfaction of these requirements and those set out in paragraph 3 above will be used as may be agreed between the two Governments for the economic development of Pakistan or as may otherwise be agreed.

5. The Government of Pakistan will provide such information as may be necessary to carry out the provisions of this Agreement, including statements on the use of assistance received hereunder and other relevant information which the Government of the United States of America may need to determine the nature and scope of its operations under this Agreement and to evaluate the effectiveness of assistance furnished or contemplated.

6. The Government of Pakistan will receive persons designated by the Government of the United States of America to discharge the responsibilities of the Government of the United States of America under this Agreement and will permit such persons to observe without restriction the distribution in Pakistan of supplies made available hereunder, and will provide facilities necessary for observation and review of the carrying out of this Agreement and the use of assistance furnished under it. Upon appropriate notification from the Government of the United States of America, the Government of Pakistan will accord such persons and accompanying members of their families, except as may otherwise be mutually agreed, the privileges and immunities specified in paragraphs 4 and 5 of the 1954 Supplementary Program Agreement for Technical Cooperation and Economic Assistance between our two Governments, signed at Karachi on December 28, 1953.¹

7. The Government of Pakistan will give full and continuous publicity in Pakistan to the objectives and progress of the operations under this Agreement, including information to the people of Pakistan that this assistance is evidence of the friendship of the people of the United States of America for them, and will make public full statements of operations hereunder, including information as to the use of assistance received.

8. It is understood that the furnishing of any assistance under this Agreement will necessarily be subject to the terms and conditions of any applicable United States legislation. Such assistance, including the delivery of any commodities scheduled and not yet delivered, may be terminated in whole or in part if either Government determines that because of changed conditions continuation of assistance is unnecessary or undesirable.

¹ United Nations, *Treaty Series*, Vol. 222, p. 410, and Vol. 233, p. 302.

9. The two Governments will, upon request of either of them, consult regarding any matter relating to the application of this Agreement, and will conclude such additional arrangements as may be necessary to carry out the purposes of this Agreement.

I have the honor to propose that, if these understandings are acceptable to the Government of Pakistan, this note and your Excellency's note in reply concurring therewith constitute an Agreement between our two Governments, the said Agreement to enter into force on the date of your Excellency's reply and to remain in force until the two Governments agree to terminate it.

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

For the Secretary of State :
Henry A. BYROADE

The Honorable Syed Amjad Ali
Ambassador of Pakistan

II

The Pakistani Ambassador to the Secretary of State

EMBASSY OF PAKISTAN
WASHINGTON, D.C.
AMBASSADOR OF PAKISTAN

Sir,

I have the honour to acknowledge your Note of August 23, 1954, setting out the understandings between the Government of the United States of America and the Government of Pakistan with respect to emergency flood relief assistance for East Pakistan by the Government of the United States of America in response to the Government of Pakistan's request.

The Government of Pakistan wishes to extend its sincere appreciation to the American people for their help in alleviating the present flood disaster conditions in East Pakistan, and confirms the understandings as outlined in the above-mentioned Note in regard to certain personnel, medical equipment and supplies, and agricultural and other supplies which may be made available by the Government of the United States of America.

It is the understanding of the Government of Pakistan that this Note in reply to the Note of The Honourable The Secretary of State, dated August 23, 1954, shall constitute an agreement between the two Governments on this subject, the agreement to come into force on the date of this Note.

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

[SEAL] S. AMJAD ALI

23rd August, 1954
The Honourable John Foster Dulles
The Secretary of State
Washington, D.C.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹
BETWEEN THE UNITED STATES OF AMERICA AND
PAKISTAN AMENDING THE AGREEMENT OF 23 AUGUST
1954² RELATING TO EMERGENCY FLOOD ASSISTANCE.
WASHINGTON, 29 NOVEMBER AND 16 DECEMBER 1954

I

The Acting Secretary of State to the Pakistani Ambassador

DEPARTMENT OF STATE
WASHINGTON

November 29, 1954

Excellency :

I have the honour to refer to our exchange of notes of August 1954,² which constitutes an Agreement between our two Governments regarding emergency assistance in connection with the flood disaster in East Pakistan.

In view of the flood disaster that has now befallen West Pakistan as well, my Government is prepared to amend the Agreement by extending its applicability to the people throughout Pakistan affected by the present floods.

I have the honor to propose that, if this understanding is acceptable to the Government of Pakistan, this note and Your Excellency's note in reply concurring therewith constitute an Amendment of the aforesaid Agreement between our two Governments, the said Amendment to enter into force on the date of Your Excellency's reply.

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

For the Acting Secretary of State :

Henry A. BYROADE

His Excellency Syed Amjad Ali
Ambassador of Pakistan

¹ Came into force on 16 December 1954 by the exchange of the said notes.

² See p. 244 of this volume.

II

The Pakistani Ambassador to the Secretary of State

EMBASSY OF PAKISTAN
WASHINGTON, D.C.
AMBASSADOR OF PAKISTAN

F.299/54/9

16th December, 1954

Sir,

I have the honour to refer to your Note of 29th November, 1954, which runs as follows :

[See note I]

The Government of Pakistan deeply appreciates this spontaneous offer of the extension of assistance to people throughout Pakistan affected by the floods and feels that this is one more manifestation of the feelings of friendship existing between the people of Pakistan and the people of the United States of America.

My Government agrees that this Note in reply to your above Note shall constitute an Amendment to the Agreement constituted by our exchange of Notes of August, 1954, the said Amendment to enter into force on the date of this Note.

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

S. AMJAD ALI

The Honourable Mr. John Foster Dulles
Secretary of State
Washington, D.C.