

No. 3668

**UNITED STATES OF AMERICA
and
AUSTRIA**

**Agricultural Commodities Agreement under Title I of the
Agricultural Trade Development and Assistance Act.
Signed at Vienna, on 14 June 1955**

Official texts: English and German.

Registered by the United States of America on 22 January 1957.

**ÉTATS-UNIS D'AMÉRIQUE
et
AUTRICHE**

**Accord relatif aux produits agricoles, conclu dans le cadre
du titre I de la loi tendant à développer et à
favoriser le commerce agricole. Signé à Vienne, le
14 juin 1955**

Textes officiels anglais et allemand.

Enregistré par les États-Unis d'Amérique le 22 janvier 1957.

No. 3668. AGRICULTURAL COMMODITIES AGREEMENT¹
BETWEEN THE UNITED STATES OF AMERICA AND THE
REPUBLIC OF AUSTRIA UNDER TITLE I OF THE AGRICULTURAL
TRADE DEVELOPMENT AND ASSISTANCE
ACT. SIGNED AT VIENNA, ON 14 JUNE 1955

The Government of the United States of America and the Federal Government of Austria :

Recognizing the desirability of expanding trade in agricultural commodities between their two countries and with other friendly nations in a manner which would not displace usual marketings of the United States in these commodities or unduly disrupt world prices of agricultural commodities ;

Considering that the purchase for schillings of surplus agricultural commodities produced in the United States will assist in achieving such an expansion of trade ;

Considering that the schillings accruing from such purchases will be utilized in a manner beneficial to both countries ;

Desiring to set forth the understandings which will govern the sales of surplus agricultural commodities to Austria pursuant to Title I of the Agricultural Trade Development and Assistance Act of 1954, and the measures which the two Governments will take individually and collectively in furthering the expansion of trade in such commodities ;

Have agreed as follows :

Article I

SALES FOR SCHILLINGS

1. Subject to the issuance and acceptance of purchase authorizations referred to in paragraph 2 of this Article, the Government of the United States of America undertakes to finance on or before June 30, 1955, the sale for schillings of certain agricultural commodities determined to be surplus pursuant to Title I of the Agricultural Trade Development and Assistance Act of 1954 to purchasers authorized by the Federal Government of Austria.

¹ Came into force on 14 June 1955, upon signature, in accordance with article VI.

2. The United States Government will issue purchase authorizations which shall include provisions relating to the sale and delivery of commodities, the time and circumstances of deposit of the schillings accruing from such sales, and other relevant matters, and which shall be subject to acceptance by the Federal Government of Austria. Certain commodities, and amounts, with respect to which tentative agreement has been reached by the two Governments, are listed in paragraph 3 of this Article.

3. The United States Government undertakes to finance the sale to Austria of the following commodities, in the values indicated, during the United States fiscal year 1955, under the terms of Title I of the said Act and of this Agreement :

<i>Commodity</i>	<i>Value</i> <i>(Millions of Dollars)</i>
Corn	4.5
Tobacco5
Cotton5
Ocean transportation (est.)4
	TOTAL 5.9

Article II

USES OF SCHILLINGS

1. The two Governments agree that schillings accruing to the Government of the United States as a consequence of sales made pursuant to this Agreement will be used by the Government of the United States for the following purposes in the amounts shown :

- (a) To help develop new markets for United States agricultural commodities in Austria, to finance international educational exchange activities in Austria and for other United States expenditures in Austria under subsections (a), (f) and (h) of Section 104 of the Act, the schilling equivalent of \$ 3.6 million ;
- (b) To purchase or contract to purchase in Austria materials under subsection (b) of Section 104 of the Act, the schilling equivalent of \$ 800,000 ;
- (c) For loans to the Federal Government of Austria to promote the economic development of Austria under Section 104 (g) of the Act, the schilling equivalent of \$ 1.5 million, subject to supplemental agreement between the two Governments. In the event that schillings set aside for loans to the Federal Government of Austria are not advanced within three years from the date of this Agreement as a result of failure of the two Governments to reach agreement on uses of the schillings for loan purposes or for any other purpose, the Gov-

ernment of the United States may use the schillings for any other purpose authorized by Section 104 of the Act.

2. The schillings accruing under this Agreement shall be expended by the Government of the United States for the purpose stated in paragraph 1 of this Article, in such manner and order of priority as the Government of the United States shall determine.

Article III

DEPOSIT OF SCHILLINGS

1. The amount of schillings to be deposited to the account of the United States shall be the dollar sales value of the commodities reimbursed or financed by the Government of the United States converted into schillings at the official selling rate on the dates of dollar disbursements by the United States. Such dollar sales value shall include ocean freight and handling reimbursed or financed by the Government of the United States, except that it shall not include any extra cost of ocean freight resulting from a United States requirement that the commodities be transported on United States flag vessels.

2. The two Governments agree that the following procedure shall apply with respect to the schillings deposited to the account of the United States under this Agreement :

- (a) On the date of deposit of such schillings to the account of the United States, they shall, at the same rate of exchange at which they were deposited, be converted and transferred to a special dollar denominated account to the credit of the United States Government in the Austrian National Bank.
- (b) Drawings on such special account by the United States for the uses specified in subparagraphs (a) and (b) of paragraph 1 of Article II of this Agreement shall be paid by the Austrian National Bank in schillings at the buying rate for dollar exchange available to any party in Austria on the day of payment which is most favorable to the United States Government.
- (c) Drawings on such special account for the loan uses specified in subparagraph (c) of paragraph 1 of Article II of this Agreement shall be accomplished by transferring from such special account to the account of the Federal Government of Austria, the equivalent of the schillings to be loaned.

Article IV

GENERAL UNDERTAKINGS

1. The Federal Government of Austria agrees that it will take all possible measures to prevent the resale or transshipment to other countries, or use for other than domestic purposes (except where such resale, transshipment or use is specifically approved by the Government of the United States), of surplus agricultural commodities purchased pursuant to the provisions of this Agreement.

2. The two Governments agree that they will take reasonable precautions to assure that all sales or purchases of surplus agricultural commodities pursuant to this Agreement will not unduly disrupt world prices of agricultural commodities, displace usual marketings of the United States in these commodities, or materially impair trade relations among the countries of the free world.

3. In carrying out this Agreement the two Governments will seek to assure conditions of commerce permitting private traders to function effectively and will use their best endeavors to develop and expand continuous market demand for agricultural commodities.

Article V

CONSULTATION

The two Governments will, upon the request of either of them consult regarding any matter relating to the application of this Agreement or to the operation of arrangements carried out pursuant to this Agreement.

Article VI

ENTRY INTO FORCE

This Agreement shall enter into force upon signature.

IN WITNESS WHEREOF, the respective representatives, duly authorized for the purpose, have signed the present Agreement.

DONE at Vienna this 14th day of June, 1955.

For the Government
of the United States
of America :

James K. PENFIELD
[SEAL]

For the Federal Government
of Austria :

Julius RAAB
[SEAL]