

No. 4104

**UNITED STATES OF AMERICA
and
AUSTRIA**

**Exchange of notes constituting an agreement relating to
emergency relief for Hungarians in Austria. Vienna,
10 May 1957**

Official texts: English and German.

Registered by the United States of America on 18 December 1957.

**ÉTATS-UNIS D'AMÉRIQUE
et
AUTRICHE**

**Échange de notes constituant un accord relatif à des secours
d'urgence pour les Hongrois en Autriche. Vienne,
10 mai 1957**

Textes officiels anglais et allemand.

Enregistré par les États-Unis d'Amérique le 18 décembre 1957.

No. 4104. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND AUSTRIA RELATING TO EMERGENCY RELIEF FOR HUNGARIANS IN AUSTRIA. VIENNA, 10 MAY 1957

I

The American Ambassador to the Federal Chancellor of Austria

THE FOREIGN SERVICE OF THE UNITED STATES OF AMERICA

Vienna, May 10, 1957

Excellency :

I have the honor to refer to the understandings, as expressed in the Austrian Foreign Ministers' conversations in Washington on November 21, 1956, with representatives of the Department of State, that the United States Government will assist your Government in connection with its endeavors for the relief of Hungarians in Austria. The Government of the United States is well aware of the burden of care, maintenance, emergency housing and integration and other costs imposed upon the Austrian Government in this situation.

The particular purpose of this letter is to make note of the arrangements under which the Government of the United States will provide to your Government a quantity of feed grains, estimated at up to 130,000 tons and also provide ocean freight costs for the shipment of the feed grain.

This assistance is on a grant basis, under Title II of the Agricultural Trade Development and Assistance Act of 1954 (U.S. Public Law 480, 83rd Congress), as amended, subject to the understanding that in respect of each shipment your Government, within 30 days after receipt of notification of dollar expenditure for such shipment will deposit in a special account of the Austrian Government to be called the Agricultural Commodity Account, the schilling equivalent, at the rate of twenty-six Austrian schillings to one United States dollar, of the average U.S. commercial export price of the shipment, as determined by the United States Government after consultation with representatives of your Government, at the date of issuance of the transfer authorization pursuant to which such shipment has been made, plus the ocean freight costs provided by the United States in connection with such shipments with such adjustment for differences in freight rates between U.S. and non-U.S. vessels as may be appropriate under International Cooperation Administration regulations; and that all funds in the account will be used to reimburse your Government for costs incurred by it since November 21, 1956, for such Hungarian relief purposes, in furtherance of the United States programs for emergency relief for the Hungarian people, as may from time to time be approved by the International

¹ Came into force on 10 May 1957 by the exchange of the said notes.

Cooperation Administration, at Washington, D.C. or by the United States Embassy at Vienna, acting on its behalf. It is presently estimated that on the foregoing basis the total amount of schillings required to be deposited in the above mentioned account will be the equivalent of about \$10,000,000 (at the rate stated above). It is understood that your Government expects to sell the feed grains in question on the Austrian market for domestic consumption.

In the following numbered paragraphs are set forth certain further provisions which, among other matters, express requirements of United States laws, regulations or policies, or are in the nature of procedural details, all of which are to be regarded as applicable to this matter :

1. In accordance with our customary procedures, shipments for the United States are authorized pursuant to our transfer authorizations which state the commodity, delivery period, specifications, shipping instructions, name of consignee, and any applicable special conditions. Such authorizations are to be countersigned by an authorized representative of your Government. The provisions set forth in such authorizations are to be regarded as constituting terms of the arrangements with your Government to which this letter is applicable.

2. In respect of the shipments, your Government will be named as consignee in bills of lading calling for delivery F.O.B. vessel at U.S. port of loading, with ocean freight prepaid. Your Government will be responsible for all costs involved in discharge and demurrage in excess of dispatch earned and for general average.

3. It is understood that your Government will make all necessary arrangements for the free entry of all shipments from the United States.

4. The United States Government is to be kept currently informed by your Government of the receipt of such supplies and of the condition in which such supplies are received and of their disposition. Further, it is understood that your Government will permit continuous observation and review, if desired, by the United States representatives of the carrying out of this Agreement, including the utilization of the assistance furnished under it.

If the terms set forth above are in accordance with your Excellency's understanding, I would appreciate receiving from your Excellency a reply to that effect. My Government will consider this note and your Government's reply concurring therein as constituting an agreement which shall be effective as of the date of your reply.

Please accept, Excellency, the renewed assurance of my highest esteem.

Llewellyn E. THOMPSON

His Excellency Dipl. Ing. Julius Raab
Federal Chancellor
Vienna

Falls die vorstehend angeführten Bedingungen das Einverständnis Eurer Exzellenz finden, wäre ich für eine Antwort Eurer Exzellenz in diesem Sinne dankbar. Meine Regierung wird diese Note zusammen mit der zustimmenden Antwort Ihrer Regierung als ein Abkommen, das mit dem Datum Ihrer Antwort in Kraft tritt, betrachten.“

Ich beehre mich Ihnen mitzuteilen, dass der Inhalt der oben angeführten Note die Zustimmung der österreichischen Bundesregierung gefunden hat.

Empfangen Sie, sehr geehrter Herr Botschafter, die erneute Versicherung meiner besonderen Wertschätzung

Julius RAAB

Seine Exzellenz Herrn Llewellyn E. Thompson
Ausserordentlicher und bevollmächtigter Botschafter
Wien

[TRANSLATION¹ — TRADUCTION²]

REPUBLIC OF AUSTRIA
THE FEDERAL CHANCELLOR

Z1.58.829-11a/57

Vienna, May 10, 1957

Dear Mr. Ambassador :

I have the honor to confirm the receipt of your note of May 10, 1957 on the following content :

[See note I]

I have the honor to inform you that the content of the above-mentioned note has been approved by the Federal Austrian Government.

Please accept, Mr. Ambassador, the renewed assurance of my highest esteem.

Julius RAAB

His Excellency Mr. Llewellyn E. Thompson
Ambassador Extraordinary and Plenipotentiary
Vienna

¹ Translation by the Government of the United States of America.

² Traduction du Gouvernement des États-Unis d'Amérique.