

No. 5120

**UNITED STATES OF AMERICA
and
GREECE**

Exchange of notes (with annex) constituting an agreement relating to the loan of vessels to Greece. Athens, 15 December 1958 and 15 January 1959

Exchange of notes constituting an agreement relating to the loan of a vessel to Greece. Athens, 20 August 1959

Official text: English.

Registered by the United States of America on 4 May 1960.

**ÉTATS-UNIS D'AMÉRIQUE
et
GRÈCE**

Échange de notes (avec annexe) constituant un accord relatif au prêt de navires à la Grèce. Athènes, 15 décembre 1958 et 15 janvier 1959

Échange de notes constituant un accord relatif au prêt d'un navire à la Grèce. Athènes, 20 août 1959

Texte officiel anglais.

Enregistrés par les États-Unis d'Amérique le 4 mai 1960.

No. 5120. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND GREECE RELATING TO THE LOAN OF VESSELS TO GREECE. ATHENS, 15 DECEMBER 1958 AND 15 JANUARY 1959

I

The American Ambassador to the Greek Minister of Foreign Affairs

EMBASSY OF THE UNITED STATES OF AMERICA

No. 247

Athens, December 15, 1958/

Excellency :

I have the honor to refer to conversations between representatives of our two Governments concerning the loan of vessels by the Government of the United States to the Government of Greece, and to confirm the following understandings reached between our Governments on this subject :

1. The Government of the United States will lend to the Government of Greece, for the period set out below, the vessels identified in the annex² to this note.

2. The Government of Greece will retain possession of, and will use, the vessels subject to the terms and conditions contained in this note and the Agreement on Aid to Greece between our two Governments signed June 20, 1947,³ as supplemented by the notes exchanged between our Governments on December 21, 1951 and January 7, 1952.⁴

3. The period of loan for each vessel shall be five (5) years from the date of its delivery to the Government of Greece. Subject to legislative authorization by the Congress of the United States and at the discretion of the Government of the United States, this period may be extended for an additional period of not more than five years. The Government of the United States may, however, request the return of the vessels at an earlier date if such action is necessitated by its own defense requirements. In this event, the Government of Greece will promptly return the vessels to the Government of the United States.

4. Each vessel, together with its available on-board spares and allowances, including consumable stores and fuel, will be delivered to the Government of Greece at such place and time as may be mutually agreed upon. The delivery shall be evidenced by a delivery certificate. The Government of Greece shall have the use of all outfitting equipment, appliances, fuel, consumable stores, spares, and replacement parts on board the vessels at the time of their delivery.

¹ Came into force on 15 January 1959 by the exchange of the said notes.

² See p. 284 of this volume.

³ United Nations, *Treaty Series*, Vol. 7, p. 267.

⁴ United Nations, *Treaty Series*, Vol. 177, p. 249.

5. Title to the vessels and to the items and appurtenances referred to in paragraph 4 of this note, except fuel, consumable stores, spares, and replacement parts, shall remain in the Government of the United States. The Government of Greece may, however, place the vessels under its flag. The Government of Greece shall not, without the consent of the Government of the United States, relinquish physical possession of the vessels or any such appurtenances.

6. The Government of Greece renounces all claims against the Government of the United States arising from the transfer, use, or operation of the vessels and will save the Government of the United States harmless from any such claims asserted by third parties.

7. Upon the expiration or termination of the loan as provided in paragraph 3 of this note, each vessel, together with its outfitting equipment, appliances, and its available on-board spares and allowances, including consumable stores, replacement parts and fuel, will be returned to the United States at a place and a time specified by the Government of the United States in substantially the same condition, reasonable wear and tear excepted, as when transferred. Any items and appurtenances on board the vessels at the time of return shall, if they are not already the property of the United States, become the property of the Government of the United States without compensation.

8. The Government of Greece will pay the Government of the United States just and reasonable compensation for damages to or loss of the vessels. The Government of Greece shall not, however, be liable for damage or loss of the vessels arising out of enemy action sustained while in use in accordance with the provisions of paragraph 2 of this note. Should the vessels sustain damages from any cause, such as in the opinion of the Government of Greece renders them a total loss, the Government of Greece shall consult with the Government of the United States before declaring said vessels a total loss.

If these understandings are acceptable to Your Excellency's Government, I have the honor to propose that this note and Your Excellency's reply concurring therein shall constitute an Agreement between our two Governments effective on the date of Your Excellency's reply.

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

James W. RIDDLEBERGER

Enclosure :
Annex.

His Excellency Evangelos Averoff-Tossizza
Minister of Foreign Affairs
Athens

A N N E X

USS Charrette (DD 581)
USS Conner (DD 582)
USS Hall (DD 583)

II

The Greek Minister of Foreign Affairs to the American Chargé d'Affaires ad interim

No. 995

Athens, January 15, 1959

Monsieur le Chargé d'Affaires,

I have the honor to refer to conversations between representatives of our two Governments concerning the loan of vessels by the Government of the United States to the Government of Greece, and to confirm the following understandings reached between our Governments on this subject :

[See note I]

I confirm that the terms of the loan, as outlined in the Embassy's Note No 247, dated December 15, 1958, are acceptable to my Government. In accordance with the request expressed in paragraph 8 (in fine) of the above mentioned Note this Agreement may be considered effective as from today.

Accept, Monsieur le Chargé d'Affaires, the renewed assurances of my high consideration.

E. AVEROFF-TOSSIZZA

Enclosure :

Annex.

Monsieur Samuel D. Berger
Chargé d'Affaires a.i.
Embassy of the United States of America
Athens

A N N E X

USS Charrette (DD 581)
USS Conner (DD 582)
USS Hall (DD 583)

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹
BETWEEN THE UNITED STATES OF AMERICA AND
GREECE RELATING TO THE LOAN OF A VESSEL TO
GREECE. ATHENS, 20 AUGUST 1959

I

The American Ambassador to the Greek Acting Foreign Minister

AMERICAN EMBASSY

No. 3

Athens, Greece, August 20, 1959

Excellency :

I have the honor to refer to the Agreement effected by an exchange of notes signed on December 15, 1958, and January 15, 1959,² which provides for the loan of Naval Vessels by the Government of the United States to the Royal Hellenic Government.

I have been authorized to inform you that the Government of the United States is now prepared to lend the following additional vessel to the Royal Hellenic Government : *USS Aulick* (DD 569).

I have the honor to propose that the present note and Your Excellency's note in reply concurring therein shall constitute an Agreement between our two Governments that the vessel listed above is loaned to the Royal Hellenic Government under the terms of the Agreement effected by the exchange of notes signed on December 15, 1958, and January 15, 1959, which shall enter into force on the date of Your Excellency's note.

Accept, Excellency, the assurance of my highest consideration.

Ellis O. BRIGGS

His Excellency Constantin Tsatsos
Acting Foreign Minister
Athens

¹ Came into force on 20 August 1959 by the exchange of the said notes.

² See p. 282 of this volume.

II

*The Greek Acting Foreign Minister to the American Ambassador*MINISTÈRE ROYAL DES AFFAIRES ÉTRANGÈRES¹

Athens, August 20, 1959

Excellency :

I have the honour to acknowledge the receipt of your letter of August 20, 1959, the text of which reads as follows :

[See note I]

I have the honour to confirm that the provisions set out in your letter are acceptable to the Government of Greece and therefore agree that Your Excellency's letter and the present reply shall be regarded as constituting an agreement between our two Governments.

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

C. TSATSOS

His Excellency the Honorable Ellis Ormshe Briggs
Ambassador of the United States of America
Athens

¹ Royal Ministry of Foreign Affairs.