

No. 5128

**UNITED STATES OF AMERICA
and
UNITED ARAB REPUBLIC**

**Agreement for financing certain educational exchange
programs. Signed at Cairo, on 28 September 1959**

Official texts: English and Arabic.

Registered by the United States of America on 9 May 1960.

**ÉTATS-UNIS D'AMÉRIQUE
et
RÉPUBLIQUE ARABE UNIE**

**Accord relatif au financement de certains programmes
d'échanges dans le domaine de l'enseignement. Signé
au Caire, le 28 septembre 1959**

Textes officiels anglais et arabe.

Enregistré par les États-Unis d'Amérique le 9 mai 1960.

No. 5128. AGREEMENT¹ BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND THE UNITED ARAB REPUBLIC FOR FINANCING CERTAIN EDUCATIONAL EXCHANGE PROGRAMS. SIGNED AT CAIRO, ON 28 SEPTEMBER 1959

The Governments of the United States of America and the United Arab Republic;

Desiring to promote further mutual understanding between the peoples of the United States of America and the United Arab Republic by a wider exchange of knowledge and professional talents through educational activities;

Considering that the Secretary of State of the United States of America under authority contained in 50 U.S.C. App. Sec. 1641 (b) (2) may enter into an agreement for financing certain educational exchange programs from the currency of the United Arab Republic held or available for expenditure by the United States of America for such purposes; and

Considering that the Governments of the United States of America and the United Arab Republic deem it in the interest of the development of better mutual understanding between the peoples of the two nations to make available a certain portion of his currency for this purpose;

Have agreed as follows :

Article I

There shall be established a Commission to be known as the " Commission for Exchange of Students and Professors Between the United States of America and the United Arab Republic " (hereinafter referred to as " The Commission ") which shall be recognized by the Governments of the United States of America and the United Arab Republic as an organization created and established to facilitate the administration of a program for the exchange of students and professors to be financed by the funds made available in accordance with the terms of this agreement.

Except as provided in Article V hereof the Commission shall be exempt from the domestic and local laws of the United States of America as they relate to the use and expenditure of currencies and credits for currencies for the purposes

¹ Came into force on 28 September 1959, upon the date of signature, in accordance with article XII.

set forth in the present agreement. The funds and property which may be acquired with the funds in furtherance of the purposes of the agreement shall be regarded by the Government of the United Arab Republic as property of a foreign government.

The funds made available under the present agreement, within the conditions and limitations hereinafter set forth, shall be used by the Commission for the purpose of:

- 1) financing studies, research, instruction, and other educational activities of or for citizens of the United States of America in schools and institutions of higher learning located in the United Arab Republic or of the citizens of the United Arab Republic in the United States schools and institutions of higher learning located outside the United States, Puerto Rico, and the Virgin Islands, including payment of transportation, tuition, maintenance, and other expenses incident to scholastic activities; or
- 2) furnishing transportation for citizens of the United Arab Republic who desire to attend United States schools and institutions of higher learning in the United States, Puerto Rico, and the Virgin Islands and whose attendance will not deprive citizens of the United States of America of an opportunity to attend such schools and institutions.

Article II

The Commission shall consist of eight members, four of whom shall be citizens of the United States of America and four of whom shall be citizens of the United Arab Republic. In addition, the Chief of the Diplomatic Mission of the United States of America to the United Arab Republic and the Minister of Education of the United Arab Republic shall be jointly Honorary Chairmen of the Commission.

The Chief of the Diplomatic Mission of the United States of America to the United Arab Republic shall have the power of appointment and removal of the United States citizens on the Commission, at least two of whom shall be officers of the United States Foreign Service establishment in the United Arab Republic. The Minister of Education of the United Arab Republic shall have the power of appointment and removal of the United Arab Republic citizens on the Commission. A Chairman with voting power shall be selected by the Commission from among its members.

The members shall serve from the time of their appointment until the following December 31 and shall be eligible for reappointment. Vacancies by reason of resignation, transfer of residence outside the United Arab Republic, expiration of service, or otherwise, shall be filled in accordance with the appointment procedure set forth in this article. The members shall serve without compensation but the Commission may authorize the payment of the necessary

expenses of the members in attending the meetings of the Commission and performing other official duties assigned by the Commission.

Article III

The Commission shall adopt such by-laws and appoint such committees as it shall deem necessary.

Article IV

In furtherance of the purposes of the present agreement, and subject to the provisions thereof, the Commission may exercise all powers necessary to the carrying out of such purposes, including the following :

- 1) plan, adopt and carry out programs in accordance with the present agreement, including instruction by American professors in educational institutions in the United Arab Republic;
- 2) recommend to the Board of Foreign Scholarships provided for in 50 U.S.C. App. Sec. 1641 (b) (2), students, professors, research scholars, teachers and specialists, citizens of the United Arab Republic, and institutions of the United Arab Republic, qualified to participate in the program;
- 3) recommend to the aforesaid Board of Foreign Scholarships such qualifications for the selection of participants in the program as it may deem necessary for achieving the purpose and objectives of the present agreement;
- 4) authorize the Treasurer of the Commission, or such other person as the Commission may designate, to receive funds to be deposited in bank accounts in the name of the Treasurer of the Commission, or such other person as may be designated. The appointment of the Treasurer or such designee shall be approved by the Secretary of State of the United States of America. The Treasurer shall deposit funds received in a depository or depositories designated by the Secretary of State of the United States of America;
- 5) subject to the conditions and limitations as set forth herein, authorize the disbursement of funds and the making of grants and advances of funds for the authorized purposes of the present agreement;
- 6) provide for periodic audits of the accounts of the Treasurer of the Commission as directed by auditors selected by the Secretary of State of the United States of America;
- 7) engage an Executive Officer, administrative and clerical staff and fix the salaries and wages thereof out of funds made available.

Article V

All commitments, obligations, and expenditures authorized by the Commission shall be made in accordance with an approved annual budget.

Article VI

Reports shall be made annually on the activities of the Commission to the Secretary of State of the United States of America and the Government of the United Arab Republic.

Article VII

The principal office of the Commission shall be in the capital city of the United Arab Republic, but meetings of the Commission and any of its committees may be held in such other places within the United Arab Republic as the Commission may from time to time determine, and the activities of the Commission's officers or staff may be carried on at such places as may be approved by the Commission.

Article VIII

The Government of the United States of America and the Government of the United Arab Republic agree that currency of the United Arab Republic acquired by the United States of America in the amount of 404,798 Egyptian pounds may be used for the purpose of this Agreement. Of this amount, 261,182 Egyptian pounds are pursuant to paragraph 1 (a) of Article II of the Surplus Agricultural Commodities Agreement dated December 14, 1955, as amended,¹ and the balance of 143,616 Egyptian pounds are pursuant to paragraph 1 (A) of Article II of the Surplus Agricultural Commodities Agreement of December 24, 1958, as amended.²

The Secretary of State of the United States of America will make available for expenditure currency of the United Arab Republic in such amounts as may be required for the purposes of this agreement, but in no event may amounts in excess of the budgetary limitations established pursuant to Article V of the present agreement be expended by the Commission.

The performance of this agreement shall be subject to the availability of appropriations to the Secretary of State of the United States of America, when required by the laws of the United States of America.

Article IX

The Government of the United States of America and the Government of the United Arab Republic shall make every effort to facilitate the exchange of

¹ United Nations, *Treaty Series*, Vol. 240, p. 37; Vol. 241, p. 542, and Vol. 272, p. 306.

² United Nations, *Treaty Series*, Vol. 338, p. 221; Vol. 344, p. 360, and p. 372 of this volume.

persons program authorized in this agreement and to resolve problems which may arise in the operations thereof.

Article X

Wherever, in the present agreement, the term "the Government of the United States of America" is used, it shall be understood to mean the Government of the United States of America represented by the Secretary of State or any other duly authorized officer or employee of the Government of the United States of America designated by him to act in his behalf.

Article XI

The present agreement may be amended by the exchange of diplomatic notes between the Government of the United States of America and the Government of the United Arab Republic.

Article XII

The Agreement between the Government of the United States of America and the Government of Egypt for Financing Certain Educational Exchange Programs, dated November 3, 1949,¹ is terminated.

The present agreement shall come into force upon the date of signature.

IN WITNESS WHEREOF, the undersigned, being duly authorized hereto by their respective Governments, have signed the present agreement.

DONE at Cairo, in duplicate, in the English and Arabic languages, both of which shall be of equal authenticity, this twenty-eighth day of September 1959.

For the Government of the United States of America :
Raymond A. HARE

For the Government of the United Arab Republic :
Kamal El Din HUSSEIN

¹ United Nations, *Treaty Series*, Vol. 71, p. 31.