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No. 5912

**UNITED STATES OF AMERICA
and
ARGENTINA**

**Agreement relating to the guaranty of private investments.
Signed at Buenos Aires, on 22 December 1959**

Official texts : English and Spanish.

Registered by the United States of America on 25 October 1961.

**ÉTATS-UNIS D'AMÉRIQUE
et
ARGENTINE**

**Accord relatif à la garantie des investissements privés.
Signé à Buenos Aires, le 22 décembre 1959**

Textes officiels anglais et espagnol.

Enregistré par les États-Unis d'Amérique le 25 octobre 1961.

No. 5912. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE ARGENTINE REPUBLIC RELATING TO THE GUARANTY OF PRIVATE INVESTMENTS. SIGNED AT BUENOS AIRES, ON 22 DECEMBER 1959

The Governments of the Argentine Republic and the United States of America ;
In the desire to strengthen the friendly relations which unite the two countries ;

Recognizing that the investment in Argentina of private capital originating in the United States of America can stimulate the economy of Argentina, thereby effecting a rise in its production and a greater exchange in trade between the Argentine Republic and the United States of America ;

For these purposes have concluded the following :

AGREEMENT

Article 1

The Governments of the Argentine Republic and the United States of America agree to consult at the request of either of them, and to exchange information respecting projects for investments in the Argentine Republic, proposed by nationals of the United States of America, of substantially United States capital, which specifically contain a request for governmental guaranties authorized by Section 413 (b) (4) of the United States Mutual Security Act of 1954, as amended to date, to insure against losses resulting from inconvertibility.

Article 2

The Government of the United States of America or any official agency that may be designated responsible for this matter, shall not authorize the aforementioned guaranty for any project that does not have the written approval of the Government of Argentina.

¹ In accordance with article 5, the Agreement came into force provisionally on 22 December 1959, upon signature, and definitively on 5 May 1961, the date of receipt by the Government of the United States of America of a note from the Government of Argentina stating that the said Agreement had been approved by the Government of Argentina in accordance with its constitutional procedures.

Article 3

If the Government of the United States of America makes payment in dollars to any person by reason of the aforementioned guaranty, the Government of Argentina shall recognize the transfer to the Government of the United States of America of any currency or credits on account of which such payment is made, and the subrogation of the Government of the United States of America to any right, title, claim or cause of action existing in connection therewith.

Article 4

Any amount in Argentine currency acquired by the Government of the United States of America, pursuant to the transfers and subrogations mentioned in the foregoing article, shall enjoy treatment no less favorable than that accorded in the Argentine Republic to private funds from transactions of nationals of the United States of America that are comparable to transactions covered by such guaranty. These sums shall be freely available to the Government of the United States of America for administrative expenses in Argentina.

Article 5

This agreement shall enter into force provisionally on the date of signature by representatives of the Governments of the Argentine Republic and the United States of America. It shall enter into force definitively on the date of receipt by the Government of the United States of America of a note from the Government of Argentina stating that the agreement has been approved by the Government of Argentina in accordance with its constitutional procedures.

All obligations, rights or actions arising from this agreement shall remain in force beyond the date of its termination until all obligations in connection with any guaranties issued by the Government of the United States of America in accordance with this agreement shall have been concluded.

IN WITNESS WHEREOF, this agreement is signed, in four copies of the same tenor in the Spanish and English languages, in the city of Buenos Aires, capital of the Argentine Republic on the twenty-second day of the month of December of nineteen hundred and fifty-nine.

For the United States
of America :

Maurice M. BERNBAUM
Chargé d'Affaires ad interim
of the United States of America

[SEAL]

For Argentina :

Diogenes TABOADA
Minister of Foreign Affairs and Worship
of the Argentine Republic

[SEAL]