

No. 7212

**NETHERLANDS
and
FEDERATION OF MALAYA**

**Exchange of notes constituting an agreement regarding the
mutual abolition of passport visas. Kuala Lumpur,
20 January 1959**

Official text: English.

Registered by the Netherlands on 14 April 1964.

**PAYS-BAS
et
FÉDÉRATION DE MALAISIE**

**Échange de notes constituant un accord relatif à l'abolition
des formalités de visa. Kuala Lumpur, 20 janvier 1959**

Texte officiel anglais.

Enregistré par les Pays-Bas le 14 avril 1964.

No. 7212. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE NETHERLANDS AND THE FEDERATION OF MALAYA REGARDING THE MUTUAL ABOLITION OF PASSPORT VISAS. KUALA LUMPUR, 20 JANUARY 1959

I

KEMENTRIAN LUAR NEGRI
PERSEKUTUAN TANAH MELAYU
MINISTRY OF EXTERNAL AFFAIRS
FEDERATION OF MALAYA

Kuala Lumpur, 20th January, 1959

Monsieur le Chargé d'Affaires,

I have the honour to inform you that in order to arrange for the continuation of the present freedom of travel between the Kingdom of the Netherlands in Europe and the Federation of Malaya, the Government of the Federation of Malaya are prepared to conclude with the Government of the Kingdom of the Netherlands an agreement in the following terms :

(1) Netherlands subjects shall be free to travel from any place whatever to the Federation of Malaya without the necessity of obtaining a visa in advance provided that they are furnished with valid Netherlands passports.

(2) Holders of valid Federation of Malaya passports shall be free to travel from any place whatever to the Kingdom of the Netherlands in Europe without the necessity of obtaining a visa in advance.²

(3) It is understood that the waiver of the visa requirement does not exempt Netherlands subjects and citizens of the Federation of Malaya from the necessity of complying

¹ Applied provisionally as from 20 January 1959; came into force definitively on 5 March 1960, the date of receipt by the Government of the Federation of Malaya of a note in which the Netherlands Government informed that the approval constitutionally required in the Netherlands had been obtained, in accordance with the provisions of article 4.

According to the information provided by the Government of the Netherlands the two Contracting Parties regard this agreement as applying as from 15 September 1963 to persons travelling between the European part of the Kingdom of the Netherlands and Malaysia.

² The following information was provided by the Government of the Netherlands :

“ On 3 November 1959 the Netherlands Government sent an Aide-Mémoire to the Government of the Federation of Malaya to the effect that Article 2 of the notes exchanged would be taken to mean that holders of valid Federation of Malaya passports showing that they were subjects of the Federation would be permitted to enter the Netherlands without a visa.

“ The Government of the Federation of Malaya stated that it agreed to that interpretation and added that no passports or other travel documents would be furnished to persons who were not subjects of the Federation of Malaya. ”

with the laws and regulations concerning the entry, residence (temporary or permanent) and employment or occupation of foreigners in the two countries, and that travellers who are unable to satisfy the immigration authorities that they comply with these laws and regulations are liable to be refused leave to enter or land.

(4) The provisions of this agreement will be provisionally applied as from the date of receipt of the Netherlands Government's reply.

The agreement shall come into force on the day of receipt by the Government of the Federation of Malaya of a note in which the Netherlands Government inform the Government of the Federation of Malaya that the approval constitutionally required in the Netherlands has been obtained.

(5) Either Party may temporarily suspend the present agreement for reasons of public order; the suspension shall immediately be notified to the other Party through the diplomatic channel.

Either Party may denounce the present agreement at six months' notice.

If the Netherlands Government are prepared to accept the foregoing proposals I have the honour to suggest that the present Note and your confirmatory reply shall be regarded as placing on record the agreement reached between our two Governments on this matter.

I have the honour to be, Monsieur le Chargé d'Affaires,

Your obedient servant

(Signed) Tunku ABDUL RAHMAN
Minister of External Affairs
Federation of Malaya

Mr. M. J. Rosenberg Polak
Netherlands Chargé d'Affaires a.i.
at Kuala Lumpur

II

ROYAL NETHERLANDS LEGATION

Kuala Lumpur, 20th January, 1959

Your Excellency,

I have the honour to acknowledge receipt of Your Excellency's note of the 20th of January 1959 in the following terms:

[See note I]

I have the honour to inform Your Excellency in reply that the Netherlands Government accept the proposals contained in Your Excellency's note and

agree that the said note and this reply shall be regarded as constituting an agreement between our two Governments on this matter.

I have the honour to be, with the highest consideration,
Your Excellency's obedient servant

(Signed) M. J. ROSENBERG POLAK
Chargé d'Affaires a.i.

Yang Teramat Mulia Tunku Abdul Rahman Putra Al-Haj, K.O.M.
Prime Minister and Minister of External Affairs
Kuala Lumpur