

No. 9198

NETHERLANDS
and
KENYA

Exchange of notes constituting an agreement relating to the application of the Treaty between the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland concerning the mutual assistance in the conduct of proceedings in civil and commercial matters, signed at London on 31 May 1932. Nairobi, 30 September and 19 November 1966

Official text: English.

Registered by the Netherlands on 21 August 1968.

PAYS-BAS
et
KENYA

Echange de notes constituant un accord relatif à l'application du Traité d'assistance mutuelle en matière de procédures civile et commerciale entre le Royaume des Pays-Bas et le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord, signé à Londres le 31 mai 1932. Nairobi, 30 septembre et 19 novembre 1966

Texte officiel anglais.

Enregistré par les Pays-Bas le 21 août 1968.

No. 9198. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS AND THE GOVERNMENT OF KENYA RELATING TO THE APPLICATION OF THE TREATY BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND CONCERNING THE MUTUAL ASSISTANCE IN THE CONDUCT OF PROCEEDINGS IN CIVIL AND COMMERCIAL MATTERS, SIGNED AT LONDON ON 31 MAY 1932.² NAIROBI, 30 SEPTEMBER AND 19 NOVEMBER 1966

I

ROYAL NETHERLANDS EMBASSY

No. 4207

The Royal Netherlands Embassy presents its compliments to the Ministry of Foreign Affairs of the Republic of Kenya and has the honour to refer to the Treaty between the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland concerning the mutual assistance in the conduct of proceedings in civil and commercial matters, signed in London on 31st May 1932,² which Treaty was extended, in accordance with the Articles 13 and 15 thereof, to the territory of Kenya before the attainment of its independence.

The Embassy has been instructed by the Government of the Kingdom of the Netherlands to propose to the Government of the Republic of Kenya that the relations between the two States shall be governed by the provisions of the said Treaty of 31st May 1932, pending the conclusion between them of a new treaty concerning the mutual assistance in the conduct of proceedings in civil and commercial matters.

If this proposal is acceptable to the Government of the Republic of Kenya, the Embassy has the honour further to propose that this Note and the Ministry's reply, if it is in the affirmative, shall constitute an agreement between the two

¹ Came into force on 25 January 1968, the date on which the Government of the Kingdom of the Netherlands notified the Government of the Republic of Kenya that the formalities constitutionally required in the Kingdom of the Netherlands had been complied with, in accordance with the provision of the said notes.

² League of Nations, *Treaty Series*, Vol. CXCVII, p. 341.

Governments on this subject, which agreement shall apply, as regards the Kingdom of the Netherlands, to the territory of the Kingdom in Europe and to Surinam and shall enter into force on the date on which the Government of the Kingdom of the Netherlands notifies the Government of the Republic of Kenya that the formalities constitutionally required in the Kingdom of the Netherlands have been complied with.

The Royal Netherlands Embassy avails itself of this opportunity to renew to the Ministry of Foreign Affairs of the Republic of Kenya the assurances of its highest consideration.

Nairobi, the 30th of September, 1966.

The Ministry of Foreign Affairs
Nairobi

II

MINISTRY OF FOREIGN AFFAIRS

Ref. MFA. 273/0020/101

The Ministry of Foreign Affairs of the Republic of Kenya presents its compliments to the Royal Netherlands Embassy and has the honour to acknowledge, with thanks, the receipt of the Embassy's Note No. 4207 dated 30th September, 1966 concerning the Treaty between the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland regarding the Mutual Assistance in the conduct of Proceedings in Civil and Commercial matters, signed in London on 31st May, 1932, which treaty was extended, in accordance with Articles 13 and 15 thereof, to the territory of Kenya before the attainment of its independence.

The Ministry notes the proposal of the Netherlands Government that the relations between Kenya and Netherlands should be governed by the provisions of the said Treaty of 31st May, 1932, pending the conclusion between them of a new treaty on this subject.

The aforesaid proposal as set out in the Embassy's Note under reply is acceptable to the Government of the Republic of Kenya. Accordingly, the present affirmative reply to the Netherlands Government's proposal may be regarded as constituting an agreement between the two Governments, subject to the understanding that the agreement shall enter into force on the date on which the Government of Netherlands notifies the Government of Kenya that constitutional formalities required under the applicable laws of Netherlands have been complied with.

The Ministry of Foreign Affairs of the Republic of Kenya avails itself of this opportunity to renew to the Royal Netherlands Embassy the assurances of its highest consideration.

Nairobi, 19th November, 1966

Royal Netherlands Embassy

Nairobi
