

No. 9234

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**BELGIUM, LUXEMBOURG AND NETHERLANDS  
and  
HONDURAS**

**Trade Agreement. Signed at Tegucigalpa, on 30 January 1959**

*Official texts: French and Spanish.*

*Registered by the Netherlands on 18 September 1968.*

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**BELGIQUE, LUXEMBOURG ET PAYS-BAS  
et  
HONDURAS**

**Accord de commerce. Signé à Tegucigalpa, le 30 janvier 1959**

*Textes officiels français et espagnol.*

*Enregistré par les Pays-Bas le 18 septembre 1968.*

[TRANSLATION — TRADUCTION]

No. 9234. TRADE AGREEMENT<sup>1</sup> BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE BELGO-LUXEMBOURG ECONOMIC UNION, OF THE ONE PART, AND THE REPUBLIC OF HONDURAS, OF THE OTHER PART. SIGNED AT TEGUCIGALPA, ON 30 JANUARY 1959

The Government of the Kingdom of the Netherlands and the Government of the Kingdom of Belgium, acting, by virtue of existing agreements, both on its own behalf and on behalf of the Government of the Grand Duchy of Luxembourg, these Governments acting jointly by virtue of the Protocol concerning trade policy concluded between them on 9 December 1953,<sup>2</sup> of the one part, and

The Government of the Republic of Honduras, of the other part,

Inspired by the wish to strengthen their traditional bonds of friendship by according each other unconditional most-favoured-nation treatment as the basis for their trade relations,

Have for this purpose appointed their Plenipotentiaries as follows :

For the Government of the Kingdom of the Netherlands :

His Excellency Jonkheer Dr. Eugene Victor Edward Teixeira de Mattos,  
Ambassador,

For the Belgo-Luxembourg Economic Union :

His Excellency Mr. Jean Cuvelier, Minister; and

For the Government of the Republic of Honduras :

Dr. Jorge Bueso Arias, Minister for Economy and Finance,

Who, having exchanged their full powers, found in good and due form,

Have agreed as follows :

<sup>1</sup> Came into force on 28 May 1960, the date of the deposit of the third instrument of ratification at Tegucigalpa, in accordance with article XIV. The instruments of ratification were deposited with the Government of Honduras as follows :

Kingdom of the Netherlands (for the Kingdom in Europe, Surinam and the Netherlands Antilles) . . . . .	25 February	1960
Belgium (for Belgium and Luxembourg) . . . . .	25 May	1960
Honduras . . . . .	28 May	1960

<sup>2</sup> United Nations, *Treaty Series*, Vol. 249, p. 197.

*Article I*

The High Contracting Parties agree to accord each other, in their trade relations, unconditional and unlimited most-favoured-nation treatment with respect to customs regulations applicable to imports and exports and the application of customs requirements and formalities.

*Article II*

Produce or manufactures of one of the High Contracting Parties imported into the territory of the other Party shall not be liable, in the territory of the second Party, to higher import duties or other charges or to stricter customs requirements and formalities than those to which similar products originating in or entering from any third country are liable.

*Article III*

Produce or manufactures of one of the High Contracting Parties exported to the territory of the other Party shall not be liable to higher export duties or other charges or to customs requirements or formalities stricter than those applicable to similar products destined for any third country.

*Article IV*

Advantages, privileges, immunities or exemptions which one of the High Contracting Parties may grant to products originating in or entering from any country or destined for any country shall be accorded automatically and without compensatory advantage to similar products originating in the other Party or destined for that Party.

*Article V*

Produce or manufactures of one of the High Contracting Parties imported into the territory of the other Party shall not be liable to higher taxes or internal charges or to stricter formalities than those applicable to similar products originating in or entering from any third country.

*Article VI*

The most-favoured-nation treatment mentioned in articles I to V of this Agreement shall not extend to :

- (a) Advantages, privileges, immunities or exemptions which the Belgo-Luxembourg Economic Union has granted or may grant for the importation of products originating in the Belgian Congo or in the Trust Territories of Ruanda-Urundi;

- (b) Advantages, privileges, immunities or exemptions which the Netherlands and the overseas territories forming an integral part of the Kingdom of the Netherlands have granted or may grant each other for the importation of products originating in those countries; or the total or partial exemption from customs duties which the Netherlands has granted or may grant for products originating in the Republic of Indonesia;
- (c) Advantages, privileges, immunities or exemptions which the Kingdom of the Netherlands and the Belgo-Luxembourg Economic Union have granted or may grant to third countries under the Treaty establishing an Organization for European Economic Co-operation, the Treaty<sup>1</sup> establishing the European Coal and Steel Community or any other Treaty relating to a regional economic organization to which the Kingdom of the Netherlands, Belgium and the Grand Duchy of Luxembourg are or may be party;
- (d) Advantages, privileges, immunities or exemptions which the Republic of Honduras has granted or may grant under treaties or conventions, or unilaterally, to products originating in other countries of the Isthmus of Central America;
- (e) Advantages, privileges, immunities or exemptions which one of the High Contracting Parties has granted or may grant to adjoining countries, in connexion with frontier traffic;
- (f) Measures taken by the High Contracting Parties in accordance with the obligations and rights deriving from their participation in international commodity agreements.

#### *Article VII*

Nothing in this Agreement shall be construed as affecting any measures which may be taken by either of the Parties on moral or humanitarian grounds or for purposes of public security, traffic in arms, ammunition and implements of war, the protection of animal and plant life against diseases and epidemics or the protection of national treasures of artistic, historical or archaeological value or for reasons relating to the exportation of gold and silver in specie or bullion.

#### *Article VIII*

Each of the High Contracting Parties may require that imported products originating in the territory of the other Party be accompanied by certificates of origin or by commercial or consular invoices, or by documents of both kinds, duly stamped by the consular authorities of the importing country, without prejudice to any other documents required by the internal laws of each Party.

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<sup>1</sup> United Nations, *Treaty Series*, Vol. 261, p. 141.

*Article IX*

Each of the High Contracting Parties shall accord most-favoured-nation treatment in every respect to ships flying the flag of the other Party.

This rule shall not apply to coastal shipping in the overseas territories forming an integral part of the Kingdom of the Netherlands, to which shipping the laws of those countries shall alone be applicable, or to vessels plying between the countries of Central America.

*Article X*

When deciding on requests for licences to institute regular civilian air services, the High Contracting Parties shall bear in mind the desirability of having the greatest possible freedom of air traffic.

In granting such licences, the High Contracting Parties shall accord each other most-favoured-nation treatment.

*Article XI*

Payment for goods traded between the High Contracting Parties shall be made in United States dollars or in any other freely convertible currency agreed on by the Parties.

Importation by one of the Parties of products entering from the territory of the other Party, and payable in United States dollars or in any other freely convertible currency, shall with respect to currency allowances and the issue of licences be subject to treatment at least as favourable as that accorded to the importation from any third country of products payable in United States dollars or in any other freely convertible currency.

In the event that one of the High Contracting Parties should subsequently enact measures restricting the international transfer of currency, special arrangements shall be concluded to ensure the greatest possible freedom of trade between the Parties.

*Article XII*

Any dispute between the Governments concerning the interpretation or application of this Agreement, not satisfactorily solved by diplomacy, shall be submitted to the judgement of the International Court of Justice at The Hague, unless the Governments concerned agree to solve the dispute by any other peaceful means.

*Article XIII*

For the purposes of this Agreement, the Kingdom of the Netherlands shall comprise the territory of the Netherlands in Europe, Surinam, the Netherlands Antilles and Netherlands New Guinea.

The application of this Agreement to Surinam and the Netherlands Antilles shall be contingent on its approval by the respective Governments of those countries, and such approval shall tacitly be deemed to have been obtained unless the Government of the Kingdom of the Netherlands otherwise informs the Government of the Republic of Honduras in writing within ninety days following the signature of this Agreement.

For the purposes of this Agreement, the Belgo-Luxembourg Economic Union shall comprise the metropolitan territories of the Kingdom of Belgium and the Grand Duchy of Luxembourg excluding the Belgian Congo and Ruanda-Urundi.

#### *Article XIV*

This Agreement shall be valid for one year from the date of its entry into force and shall be tacitly renewed from year to year unless one of the High Contracting Parties denounces it in writing not less than ninety days before the expiry of the current period.

This Agreement shall also be renewed with respect to Surinam and the Netherlands Antilles unless the Government of the Kingdom of the Netherlands notifies the Government of the Republic of Honduras in writing not less than ninety days in advance, as specified in the preceding paragraph, that the Governments of those countries desire to denounce this Agreement.

This Agreement shall come into force on the date on which the third instrument of ratification has been deposited at Tegucigalpa.

IN WITNESS WHEREOF the plenipotentiaries have signed this Agreement.

DONE at Tegucigalpa, D.C., this thirtieth day of January, one thousand nine hundred and fifty-nine, in triplicate, in the French and Spanish languages, both texts being equally authentic.

E. V. E. TEIXEIRA DE MATTOS

J. BUESO ARIAS

J. CUVELIER