

No. 11301

**NETHERLANDS, BELGIUM and LUXEMBOURG,
and
TOGO**

**Exchange of notes constituting an agreement concerning the
abolition of the visa requirement. Abidjan, 1 September 1970,
and Lomé, 12 September 1970**

Authentic text: French.

Registered by the Netherlands on 26 August 1971.

**PAYS-BAS, BELGIQUE et LUXEMBOURG,
et
TOGO**

**Échange de notes constituant un accord relatif à la suppression du
visa. Abidjan, 1^{er} septembre 1970, et Lomé, 12 septembre 1970**

Texte authentique: français.

Enregistré par les Pays-Bas le 26 août 1971.

[TRANSLATION — TRADUCTION]

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT ¹
BETWEEN THE GOVERNMENTS OF THE KINGDOM
OF THE NETHERLANDS, THE KINGDOM OF BELGIUM
AND THE GRAND DUCHY OF LUXEMBOURG,
ON THE ONE HAND, AND THE GOVERNMENT
OF THE TOGOLESE REPUBLIC, ON THE OTHER
HAND, CONCERNING THE ABOLITION OF THE VISA
REQUIREMENT

I

EMBASSY OF BELGIUM
ROYAL NETHERLANDS EMBASSY

File: 3.17
No.: 1.786

Sir,

We have the honour to inform you that the Governments of the Benelux countries, acting jointly by virtue of the Convention between the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands on the transfer of control of persons to the external frontiers of Benelux territory, signed at Brussels on 11 April 1960 ², are prepared to conclude with the Government of the Togolese Republic an Agreement relating to the abolition of the visa requirement, in the following terms:

To this end, and having regard to the regulations resulting from the transfer of control of persons to the external frontiers of Benelux territory, we have the honour to propose the following:

1. Under the terms of this Agreement " the Benelux countries " means the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands; " Benelux territory " means the whole of the European territories of the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

2. Nationals of the Benelux countries may, irrespective of their point of departure and for a stay not exceeding three months, enter the Togolese Republic without a visa, the sole requirement being a valid national passport and without any deposit of security being required. Possession of such a passport shall also be the sole requirement for their departure from that country.

¹ Came into force on 1 October 1970, in accordance with item 10 of the said notes.

² United Nations, *Treaty Series*, vol. 374, p. 3.

3. Nationals of the Togolese Republic may, irrespective of their point of departure and for a stay not exceeding three months, enter Benelux territory without a visa, the sole requirement being a valid national passport and without any deposit of security being required. Possession of such a passport shall also be the sole requirement for their departure from that territory.

4. For a stay of more than three months, persons covered by this Agreement must, before their departure, obtain authorization through the diplomatic or consular representative of the country to which they wish to proceed.

5. Nationals of the Benelux countries normally resident in the Togolese Republic and nationals of the Togolese Republic normally resident in one of the Benelux countries may leave and return to their country of residence without a visa, the sole requirement being a valid national passport and without any deposit of security being required.

6. Each Government reserves the right to refuse admission to its country to persons who do not possess the necessary entry documents or do not have adequate means of subsistence or the possibility of acquiring such means by legally authorized work or who are designated as undesirable or deemed likely to endanger public law and order or national security.

7. Save as regards the foregoing provisions, the laws and regulations in force in the Benelux countries and in the Togolese Republic concerning the entry, temporary or permanent residence and deportation of aliens and the carrying on by them of any other gainful occupation, whether as wage-earners or not, shall continue to apply.

8. Each Government undertakes to admit to its territory, at any time and without formalities, persons possessing a valid national passport issued by that Government and persons who have been proved to be nationals of the country represented by that Government.

It shall also admit persons no longer in possession of a passport if it is established that they have entered the territory of the other Contracting Party under the passport referred to in the preceding paragraph.

9. In so far as relates to the Kingdom of the Netherlands, the application of this agreement may be extended to Surinam and the Netherlands Antilles by notification from the Government of the Kingdom of the Netherlands to the Government of the Togolese Republic.

10. This Agreement shall enter into force on 1 October 1970 for a period of one year. If it has not been denounced 30 days before the expiry of that period, the Agreement shall be deemed to have been extended for an indefinite period. After the initial period of one year, any of the Contracting Governments may denounce it on 30 days' notice to the Belgian Government.

Denunciation by a single one of the Contracting Governments shall entail the abrogation of the Agreement.

The Belgian Government shall advise the other Contracting Governments of the receipt of the notice mentioned above.

11. Any one of the Contracting Governments may suspend the application of this Agreement by notification through the diplomatic channel addressed to the Belgian Government.

Suspension by a single one of the Contracting Governments shall also entail suspension in respect of the other Contracting Governments.

Suspension shall not, however, affect the provisions of items 8 and 10 of this Agreement.

The Belgian Government shall advise the other Contracting Governments of the receipt of the notification mentioned in this item. The same procedure shall be followed when the measure in question is revoked.

If your Government is prepared to conclude with the Governments of the Benelux countries an agreement on the above terms, we have the honour to propose that this letter and your letters of reply addressed to each of us should constitute an agreement between the Government of the Togolese Republic and the Governments of the Benelux countries.

We take this opportunity to renew to you, Sir, the assurances of our highest consideration.

Abidjan, 1 September 1970.

For the Government of the Kingdom of Belgium:

G. WALRAVENS

For the Government of the Grand Duchy of Luxembourg:

A. J. M. VAN DER MAADE

For the Government of the Kingdom of the Netherlands:

A. J. M. VAN DER MAADE

His Excellency Joachim Hunlede
Minister for Foreign Affairs
Lomé

II ¹

Sir,

I have the honour to acknowledge receipt of the letter of 1 September 1970 addressed to me by the Ambassadors of the Benelux countries, which reads as follows:

[See note I]

I have the honour to inform you that the Government of the Togolese Republic agrees to the contents of the said letter.

Accept, Sir, etc.

Lomé, 12 September 1970.

For the Minister for Foreign Affairs *in absentia*:

B. MALOU
Minister of Education
responsible for the conduct of current affairs

His Excellency Mr. van der Maade
Ambassador of the Netherlands
Abidjan

¹ Identical letters dated 12 September 1970 and 16 September 1970, respectively, were addressed by the Government of Togo to the Governments of Belgium and Luxembourg. (*Information supplied by the Government of the Netherlands.*)