

No. 11761

**FRANCE, CENTRAL AFRICAN REPUBLIC,
CONGO and CHAD**

**Defence Agreement (with annexes). Signed at Brazzaville
on 15 August 1960**

Authentic text: French.

Registered by France on 19 April 1972.

**FRANCE, RÉPUBLIQUE CENTRAFRICAINE,
CONGO et TCHAD**

**Accord de défense (avec annexes). Signé à Brazzaville le
15 août 1960**

Texte authentique : français.

Enregistré par la France le 19 avril 1972.

[TRANSLATION — TRADUCTION]

DEFENCE AGREEMENT ¹ BETWEEN THE FRENCH REPUBLIC, THE CENTRAL AFRICAN REPUBLIC, THE REPUBLIC OF THE CONGO AND THE REPUBLIC OF CHAD

The Government of the French Republic,
The Government of the Central African Republic,
The Government of the Republic of the Congo, and
The Government of the Republic of Chad,

Considering that by virtue of the entry into force of the transfer agreements ² signed by the Community, the Central African Republic, the Republic of the Congo and the Republic of Chad have acceded to independence and that the French Republic has recognized their independence and sovereignty;

Recognizing their responsibilities with regard to the maintenance of peace in accordance with the principles of the Charter of the United Nations;

Considering that it is the wish of the Central African Republic, the Republic of the Congo and the Republic of Chad to co-operate with the French Republic within the Community in which they shall henceforth participate under the terms laid down in the agreements concluded for this purpose;

Desiring to determine the modalities of their co-operation in the field of defence;

Have agreed as follows:

¹ Came into force on 13 March 1961, the date of the last of the notifications by which each Contracting Party notified the others of the completion of the procedures constitutionally required, in accordance with article 8.

² United Nations, *Treaty Series*, vol. 802, No. I-11419; vol. 814, No. I-11597, and p. 167 of this volume.

Article 1

The Central African Republic, the Republic of the Congo and the Republic of Chad agree to organize with the French Republic a joint system for the purpose of preparing and ensuring their defence and that of the Community to which they belong.

Article 2

The Contracting Parties shall extend aid and assistance to each other and shall consult each other at all times concerning defence problems.

The general defence problems of the Community shall be dealt with at Conferences of Heads of State and Government.

Regional defence problems at the level of the three States of Equatorial Africa shall be dealt with by the Defence Council for Equatorial Africa.

Local defence problems at the level of each State shall be dealt with by a Defence Committee.

Article 3

The Central African Republic, the Republic of the Congo and the Republic of Chad shall be responsible for their internal and external defence.

To that end, each of these Republics shall have armed forces at its disposal.

Such armed forces shall participate, with the French armed forces, under a single command, in the joint defence system organized under the present agreement.

Article 4

The Contracting Parties shall provide each other with all the facilities and assistance necessary for their defence, and in particular for the establishment, stationing, training and use of defence forces.

On the territory of the Central African Republic, the Republic of the Congo and the Republic of Chad, the defence forces shall have military installations at their disposal and shall enjoy the rights and facilities necessary to their existence, training and security and to the fulfilment of their missions.

In particular, so as to enable the French Republic to discharge its responsibilities with respect to their joint defence and at world level, the Central African Republic, the Republic of the Congo and the Republic of Chad shall grant the French armed forces free use of the bases they require.

Article 5

The defence forces shall in the main be the armed forces of the Central African Republic, the Republic of the Congo and the Republic of Chad and the French armed forces responsible for the defence of the Community.

Article 6

The French Republic shall provide the Central African Republic, the Republic of the Congo and the Republic of Chad with the aid needed to constitute their armed forces.

Article 7

Arrangements for the application of the present Agreement shall be laid down in annexes.

Article 8

Each Contracting Party shall notify the others of the completion of the procedures constitutionally required for the entry into force of the present Agreement and its annexes, which shall take effect on the date of the last notification.

DONE at Brazzaville on 15 August 1960.

For the Government
of the French Republic:

[Signed]

J. FOYER

For the Government
of the Republic of Chad:

[Signed]

FRANÇOIS TOMBALBAYE

For the Government
of the Central African Republic:

[Signed]

DAVID DACKO

For the Government
of the Republic of the Congo:

[Signed]

Abbé FULBERT YOULOU

ANNEX I

CONCERNING MUTUAL ASSISTANCE AND FACILITIES IN THE FIELD OF DEFENCE

In order to provide the defence assistance and aid they have undertaken to extend to each other, the Contracting Parties have agreed on the following provisions:

Article 1

The military authorities of each of the Contracting Parties shall receive from the other Contracting Parties all assistance they may need to carry out their responsibilities. If necessary, special conventions shall be concluded to this end.

Article 2

The armed forces of each of the Contracting Parties shall have the right to unimpeded movement on the territory, in the air space and in the territorial waters of the other Contracting Parties, to organize exercises and manoeuvres necessary for their training, and to use port, sea and river, road, railway and air installations.

They shall also have the right to establish and use on the territory and in the territorial waters of the other Contracting Parties air and sea beacons and communications equipment required to ensure the security and accomplishment of their missions.

Article 3

Each Contracting Party shall ensure that the armed forces of the other Contracting Parties benefit from the special entry régimes and tariffs in force on 1 July 1960.

Article 4

The Contracting Parties shall furnish the contingents required for the establishment of the defence forces provided for in article 5 of the Defence Agreement.

The Central African Republic, the Republic of the Congo and the Republic of Chad shall authorize their nationals to serve in the armed forces of each of the other Contracting Parties.

Article 5

Subject to the provisions of article 4 of the bilateral agreement on technical military assistance concluded between the French Republic and each of the other

Contracting Parties,¹ the latter shall assign to joint defence the installations, barracks, buildings, aerodromes and land used for defence on the date of signature of the present Agreement.

Special conventions shall establish new bases, if necessary, in exchange for existing installations.

Article 6

Each of the Contracting Parties shall take, in so far as concerns it, the measures required by the armed forces mission for joint defence and in particular those relating to the requisitioning of persons and goods and to the protection and security of personnel, installations and equipment.

[Signed]

FRANÇOIS TOMBALBAYE

[Signed]

DAVID DACKO

[Signed]

J. FOYER

[Signed]

Abbé FULBERT YOULOU

ANNEX II

CONCERNING THE DEFENCE COUNCIL OF EQUATORIAL AFRICA

Article 1

The Defence Council of Equatorial Africa shall be composed of:

- The Heads of State or Government, each assisted by either the Minister of Defence or the Minister of the Interior;
- The Senior Commanding General exercising military command in Equatorial Africa;
- The High Representatives of the President of the French Republic, President of the Community, in each State.

In addition, any prominent person may, by virtue of his competence, be summoned for a hearing by the Council.

Article 2

The Council shall determine its own organisation and work.

¹ See pp. 121, 225 and 265 of this volume.

Article 3

For all military questions, in particular to prepare the work of the Defence Council, the Senior Commanding General shall be empowered to convene the high military authorities of the Central African Republic, the Republic of the Congo and the Republic of Chad.

Article 4

The permanent secretariat of the Defence Council shall be provided through the good offices of the Senior Commanding General.

[Signed]
FRANÇOIS TOMBALBAYE

[Signed]
DAVID DACKO

[Signed]
J. FOYER

[Signed]
Abbé FULBERT YOULOU

ANNEX III

CONCERNING RAW MATERIALS AND STRATEGIC MATERIALS

Article 1

In the interests of joint defence, the Contracting Parties have decided to follow a concerted strategic raw material policy and to adopt the following measures in this field.

Article 2

The following shall be regarded as raw materials and strategic materials:

- Liquid and gaseous hydrocarbons;
- Uranium, thorium, lithium, beryllium and helium, including their ores and compounds.

This list may be amended by an exchange of letters between the Contracting Parties.

Article 3

The French Republic, the Central African Republic, the Republic of the Congo and the Republic of Chad shall consult each other regularly, particularly at Conferences of Heads of State and Government and meetings of the Defence

Council, about the policy they are called upon to adopt in the field of raw materials and strategic materials, particularly in the light of general joint defence requirements, resource development in the States of the Community and the world market situation.

Within the framework of the concerted policy, the Central African Republic, the Republic of the Congo and the Republic of Chad shall keep the French Republic informed of any general or particular measures they intend to take with respect to the prospection, exploitation and external marketing of raw materials and strategic materials. The French Republic shall transmit to the Central African Republic, the Republic of the Congo and the Republic of Chad any background data at its disposal concerning the questions referred to in this paragraph. The Central African Republic, the Republic of the Congo and the Republic of Chad shall keep it informed of decisions taken.

Article 4

The Central African Republic, the Republic of the Congo and the Republic of Chad shall reserve enough of the raw materials and strategic materials produced in their territories to satisfy internal consumption demands. They shall give the French Republic preference as regards the purchase of the surplus and shall procure such materials from it on a priority basis. They shall facilitate their stockpiling for joint defence requirements and, when the interests of that defence so require, shall take the necessary steps to limit or prohibit their export to other countries.

[Signed]

FRANÇOIS TOMBALBAYE

[Signed]

DAVID DACKO

[Signed]

J. FOYER

[Signed]

Abbé FULBERT YOULOU