



Treaty Series No. 44 (1946)

SUPPLEMENTARY PROTOCOLS
CONCERNING THE INTERNATIONAL AGREEMENT
FOR THE REGULATION OF WHALING
OF 8TH JUNE, 1937, AS AMENDED BY
THE PROTOCOLS OF 24TH JUNE, 1938
AND 7TH FEBRUARY, 1944

LONDON, 5th OCTOBER, 1945 ✓
LONDON, 15th MARCH, 1946 ✓

*Presented by the Secretary of State for Foreign Affairs
to Parliament by Command of His Majesty*

LONDON
HIS MAJESTY'S STATIONERY OFFICE
ONE PENNY NET

SUPPLEMENTARY PROTOCOL

London, 5th October, 1945

THE Governments of the United States of America, the United Kingdom of Great Britain and Northern Ireland, Canada, Mexico, New Zealand and Norway:

Having ratified or acceded to the Protocol signed in London on the 7th February, 1944,⁽¹⁾ amending the International Agreement for the Regulation of Whaling, signed in London on the 8th June, 1937,⁽²⁾ as amended by the Protocol of the 24th June, 1938⁽³⁾;

Considering that it is provided under Article 7 that the said Protocol of the 7th February, 1944, shall come into force as soon as ratification or accessions have been deposited on behalf of all the Governments referred to in paragraph (i) of that Article;

Considering further that ratifications or accessions have been deposited on behalf of all the said Governments with the exception of the Government of Eire; and

Desiring that the said Protocol shall be brought into force without awaiting the accession of the Government of Eire:

Have decided to conclude a Supplementary Protocol for this purpose and have agreed as follows:—

ARTICLE 1

Notwithstanding the provisions of paragraphs (i) and (ii) of Article 7 of the Protocol on the Regulation of Whaling, signed in London on the 7th February, 1944, the said Protocol shall, on the signature of the present Supplementary Protocol, be deemed to come into force with respect to States signing the present Protocol, except that the said Protocol shall come into force with respect to any State signing the present Protocol subject to ratification upon receipt of notice of ratification by the Government of the United Kingdom.

In witness whereof, the Undersigned, duly authorised by their respective Governments have signed the present Supplementary Protocol.

Done in London this 5th day of October, 1945, in a single copy which shall be deposited in the archives of the Government of the United Kingdom and of which certified copies shall be transmitted to all the signatory Governments.

For the Government of the United States of America:

JOHN G. WINANT.

(Subject to ratification.)

For the Government of Canada:

FREDERIC HUDD.

⁽¹⁾ "Miscellaneous No. 1 (1944)" Cmd. 6510.

⁽²⁾ "Treaty Series No. 37 (1938)" Cmd. 5757.

⁽³⁾ "Treaty Series No. 18 (1939)" Cmd. 5993.

For the Government of the United Kingdom of Great Britain
and Northern Ireland:

O. G. SARGENT.

For the Government of the Republic of Mexico:

ALFONSO DE ROSENZWEIG DÍAZ.

For the Government of New Zealand:

R. M. CAMPBELL.

For the Government of Norway:

ERIK COLBAN.

SUPPLEMENTARY PROTOCOL

London, 15th March, 1946

THE Governments of Canada, Chile, Denmark, Mexico, the Netherlands, New Zealand, Norway, the United Kingdom of Great Britain and Northern Ireland, the United States of America and the Union of South Africa—

Desiring, in view of the serious effect which the war conditions and those arising in the immediately post-war period have had on the world supply of whale oil, which is principally obtained from pelagic whaling operations regulated by the International Agreement for the Regulation of Whaling signed at London on the 8th June, 1937 (hereinafter referred to as the Principal Agreement), as amended by the Protocols signed at London on the 24th June, 1938, and the 7th February, 1944, to put into force by agreement certain supplementary provisions in regard to pelagic whaling for the season 1945-46;

Have agreed as follows:—

ARTICLE 1

(1) Notwithstanding the provisions of Article 7 of the Principal Agreement as amended by Article 1 of the Protocol of the 7th February, 1944, but subject to the provisions of Article 3 of that Protocol, any factory ship which, through unforeseen circumstances, has been unable to reach the whaling grounds until after the 24th November, 1945, shall be permitted to continue whaling operations after the 24th March, 1946, for a period not exceeding two calendar months from that date, provided that in no case shall it operate for a total period in excess of four months, such period to be continuous.

(2) For this purpose a full complement of not more than ten whale catchers may be employed by each factory ship, regardless of the period which such catchers may have already spent on the whaling grounds.

ARTICLE 2

The present Protocol shall come into force with respect to the Governments referred to in the preamble thereto on its signature on behalf of *all* the said Governments, except that the said Protocol shall come into force with respect to any Government signing subject to ratification upon receipt by the Government of the United Kingdom of notice of ratification.

In witness whereof the undersigned, being duly authorised thereto by their respective Governments, have signed the present Protocol.

Done in London, the 15th day of March, 1946, in a single copy which shall be deposited in the archives of the Government of the United Kingdom of Great Britain and Northern Ireland and of which certified copies shall be transmitted to all the signatory Governments.

✓ For the Government of Canada:

FREDERIC HUDD.

For the Government of Chile:

MANUEL BIANCHI.

For the Government of Denmark:

E. REVENTLOW.

✓ For the Government of the Republic of Mexico:

ED. LUQUIN.

✓ For the Government of the Netherlands:

A. BENTINCK.

For the Government of New Zealand:

R. M. SUNLEY.

For the Government of Norway:

ERIK COLBAN.

✓ For the Government of the United Kingdom of Great Britain and Northern Ireland:

O. G. SARGENT.

For the Government of the United States of America:

W. J. GALLMAN.

(Subject to ratification.)

For the Government of the Union of South Africa:

A. P. VAN DER POST.