

GREECE



Treaty Series No. 16 (1960)

Exchange of Notes

between the Government of the United Kingdom of
Great Britain and Northern Ireland and the
Government of Greece

on the Final Settlement of the Diverted Cargoes Claims

Athens, May 14, 1959

*Presented to Parliament by the Secretary of State for Foreign Affairs
by Command of Her Majesty
April 1960*

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**EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN
IRELAND AND THE GOVERNMENT OF GREECE ON THE
FINAL SETTLEMENT OF THE DIVERTED CARGOES CLAIMS**

No. 1

*Her Majesty's Ambassador at Athens to the Greek Minister for
Foreign Affairs*

British Embassy,

Your Excellency,

Athens, May 14, 1959.

I have the honour to state, on the instructions of Her Majesty's Principal Secretary of State for Foreign Affairs, that Her Majesty's Government in the United Kingdom agree to the payment of the sum of £691,187 to the Royal Greek Government in final settlement of the outstanding claims between the two Governments known as the Diverted Cargoes Claims and summarised in this Embassy's Note No: 216 of the 12th of July, 1957. I annex a copy for ease of reference.

Her Majesty's Government in the United Kingdom acknowledge that, in settlement of a claim originally made by the Anglo-Saxon Petroleum Company, acting as agents for Her Majesty's Government in the United Kingdom, in respect of certain advance payments, which were made to the Greek firm of Messrs. Vayanis and Cairactidis in connexion with the hire of the vessels "Prodrornos" and "Chrysorroee" but which were not subsequently earned, the sum of £15,000 has been paid over by the Greek Government to Her Majesty's Government in the United Kingdom by agreement through the offsetting of accounts, and that Her Majesty's Government in the United Kingdom consequently assign to the Greek Government their claim on the debtors.

If the foregoing proposals are acceptable to the Greek Government, I have further to propose that this Note, together with Your Excellency's reply to that effect, should be regarded as constituting an agreement between the two Governments.

I have the honour to be,

with the highest consideration,

Your Excellency's obedient Servant,

ROGER ALLEN.

No. 1A

*Her Britannic Majesty's Embassy to the Royal Hellenic Ministry for
Foreign Affairs*

The British Embassy,

Athens, July 12, 1957.

Her Britannic Majesty's Embassy presents its compliments to the Royal Hellenic Ministry for Foreign Affairs and has the honour to refer to its Note Verbale No. 71 of March 22 and to previous correspondence regarding the Diverted Cargoes settlement.

Subject to what follows, Her Majesty's Government are now prepared to pay, in final settlement, the sum of £691,187 17s. 6d. in accordance with the enclosed schedule. This figure, as the Ministry will observe, includes the item of £10,659, 12s. 4d., to which the Ministry had drawn the attention of Her Majesty's Embassy on April 30 last, in respect of coal supplied to the British Forces in Greece in 1946.

Her Majesty's Government are not prepared to modify their attitude, as described in the Embassy's Note Verbale No. 71 of March 22, over the claim of the Anglo-Saxon Petroleum Company. Her Majesty's Government therefore wish to reaffirm that they are not willing to reduce their claim in respect of shipping from the figure of £124,548 which was accepted by the Ministry for Foreign Affairs in April 1953 and is reproduced in the enclosed schedule.

As regards the question of British Underwriters' claim, which has also been mentioned during recent discussions, Her Majesty's Government are prepared to accept the offer made to Her Majesty's Embassy on April 30 last that the Ministry of Finance would support the introduction of the necessary special legislation to enable the Underwriters to have further recourse to the Greek courts. This acceptance is subject to Her Majesty's Embassy receiving a written undertaking to this effect and also to it being clearly understood that the acceptance of this offer is without prejudice to Her Majesty's Government and the British Underwriters having the right, should they wish, to pursue the matter by any other means after the latter have had further recourse to the Greek courts.

Subject to the foregoing, Her Majesty's Government are ready to pay the Royal Hellenic Government the sum of £691,187 17s. 6d. in respect of the Diverted Cargoes settlement simultaneously with the repayment by the Royal Hellenic Government of the £2 million which is now due in respect of the Currency Stabilisation Loan and which constitutes, as the Royal Ministry for Foreign Affairs will be aware, a binding treaty obligation of the Royal Hellenic Government.

Her Britannic Majesty's Embassy avails itself of this opportunity to renew to the Royal Hellenic Ministry for Foreign Affairs the assurance of its highest consideration.

SUMMARY *RE* GREEK DIVERTED CARGOES

DUE TO GREEK GOVERNMENT

	£	s.	d.
1. Cargoes to Greek Service Ministries	734,891	0	0
2. Dollar element in cargoes converted @ 2·80	1,446,928	0	0
3. Balance from 2	1,458,648	0	0
4. Inception voyages: £390,621 12s. 4d. plus £24,596 9s. 5d., <i>i.e.</i> , excluding any sum (£14,473 14s. 6d.) arising solely from the application of the 2·80 rate	415,218	1	9
5. From the Air Ministry	9,040	9	11
6. From the War Office for coal supplied to British Forces, January-March, 1946	10,659	12	4
	4,075,385	4	0

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DUE TO UNITED KINGDOM GOVERNMENT

	£	s.	d.
1. Claim in respect of shipping	124,548	0	0
2. Due to U.K.C.C., i.e., £1,659,457 plus £7,251 for barley	1,666,708	0	0
3. Due to the War Office for fixed assets	52,622	0	0
4. Due to various Government Departments	20,696	3	11
5. Repairs to ex-German ships			
(a) to Ministry of Transport	84,493	14	9
(b) to Foreign Office	10,104	6	0
6. Due to Air Ministry, Admiralty and H.M.S.O.	1,212	1	10
	1,960,384	6	6

SUMMARY

	£	s.	d.
Due to Greek Government	4,075,385	4	0
Less amount due to Her Majesty's Government	1,960,384	6	6
	2,115,000	17	6
Due to Greek Government	2,115,000	17	6
Less amount already paid	1,423,813	0	0
	691,187	17	6
Amount now outstanding	691,187	17	6

No. 2

The Greek Permanent Under-Secretary for Foreign Affairs to Her Britannic Majesty's Ambassador at Athens

Ministère Royal des Affaires Etrangères,

Excellency,

Athens, May 14, 1959.

I have the honour to acknowledge the receipt of your Note of the day of which the text reads as follows:

[As in No. 1.]

I have the honour to confirm that the provisions set out in your Note are acceptable to the Government of Greece who therefore agree that your Excellency's Note and the present reply shall be regarded as constituting an agreement between the two Governments.

Please accept, Excellency the assurance of my highest consideration.

The Permanent Under-Secretary
for Foreign Affairs.

P. SKEFERIS

Printed in England and published by
HER MAJESTY'S STATIONERY OFFICE

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