



Treaty Series No. 41 (1968)

# Agreement

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

regarding the Provision of Facilities  
for a Detection Station

Port Louis, 12 March 1968

[The Agreement entered into force on signature]

*Presented to Parliament by the Secretary of State for Commonwealth Affairs  
by Command of Her Majesty  
May 1968*

LONDON  
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**AGREEMENT**  
**BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF**  
**GREAT BRITAIN AND NORTHERN IRELAND AND THE**  
**GOVERNMENT OF MAURITIUS REGARDING THE PROVISION OF**  
**FACILITIES FOR A DETECTION STATION**

WHEREAS the Government of the United Kingdom has a requirement for the use of certain lands in Mauritius being lands now occupied or leased by the Authority hereinafter mentioned and to be described in a schedule and plan agreed by representatives of the Governments of the United Kingdom and Mauritius (in this Agreement referred to as "the Sites") as a detection station to monitor compliance with the Partial Test Ban Treaty signed in Moscow on 5 August, 1963<sup>(1)</sup>;

AND WHEREAS the Government of Mauritius has agreed to grant to the Government of the United Kingdom the rights and facilities set out in this Memorandum ;

NOW THEREFORE the Government of Mauritius and the Government of the United Kingdom have agreed as follows :

**ARTICLE 1**

In this Agreement—

"the Authority" means the United Kingdom Atomic Energy Authority or any other department or agency nominated by the Government of the United Kingdom for the purpose of this Agreement or any undertaking or person who performs services or executes work under contract in or relating to the Sites with the Government of the United Kingdom or the United Kingdom Atomic Energy Authority or other department or agency but does not include an undertaking whose permanent place of business is in Mauritius or persons who ordinarily reside in or are citizens of Mauritius ;

"Personnel" includes any person in the service of the Authority and the spouse of such person or any person wholly or mainly maintained or in the custody or charge of or who forms part of the family of such person.

**ARTICLE 2**

The Government of Mauritius shall grant to the Authority a lease of the lands now vested in the Government of Mauritius and occupied by the Authority for a term of ninety-nine years under which the sole obligation of the Authority shall be the payment of a nominal rent.

The Authority may continue to carry on within the Sites all activities necessary for the efficient running of a detection station. The Authority shall have the right to free and uninterrupted access to the Sites for the personnel of the Authority and all persons authorised by the Authority.

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(1) "Treaty Series No. 3 (1964)", Cmnd. 2245.

If at any time the Authority should no longer require the Sites for the purposes of this Agreement, the Authority shall surrender the lease granted pursuant to this Article over the Sites to the Government of Mauritius without receiving any payment for the Sites from the Government of Mauritius. The surrender of the Sites shall be subject to such terms and conditions with respect to any improvements made by the Authority to the Sites (whether before or after this Agreement comes into force) as may be agreed between the Government of Mauritius and the Authority at that time.

### ARTICLE 3

The Government of the United Kingdom itself or through the agency of the Authority may import and subsequently re-export free of duty and without licence or permit all equipment, apparatus, vehicles, provisions, supplies and other goods required for the construction or operation of the detection station. Official documents and consignments of equipment, apparatus, vehicles, provisions, supplies and other goods shall not be subject to customs inspection but will be accompanied by a certificate from the United Kingdom Government or the Authority to the effect that only official imports or exports are comprised in the consignment.

### ARTICLE 4

(1) (a) No restriction shall be placed on the movement of any Personnel of the Authority.

(b) Personnel of the Authority will not be subject to any legislation in Mauritius relating to liability for compulsory service of any kind.

(c) Personnel of the Authority shall have the right to import duty free personal and household effects and furniture and a private motor vehicle for personal use at the time of or within a reasonable period after entry into Mauritius ; items which have been imported duty free under this paragraph may be re-exported freely and without payment of duty or may without payment of duty be sold or otherwise disposed of in Mauritius to other persons entitled to like rights of importation or to other persons but if but for the exemptions conferred by this paragraph they would be chargeable to duty on importation they may only be sold or otherwise disposed of in Mauritius to other persons on payment of duty on their current value if the authorities of Mauritius so require.

(d) Remittances between the territory of Mauritius and the territory of the United Kingdom shall be freely permitted in respect of official funds of the Government of the United Kingdom and the Authority and funds derived from salaries and emoluments of personnel of the Authority.

(e) Save as otherwise provided in this paragraph Personnel of the Authority shall be subject in all respects to the laws of Mauritius.

(f) In sub-paragraphs (a), (b) and (c) of this paragraph "Personnel of the Authority" shall not include any person who is ordinarily resident in or a citizen of Mauritius.

## ARTICLE 5

The Government of the United Kingdom and the Authority may use telecommunications facilities in Mauritius of the departments and authorities of the Government of the United Kingdom having functions relating to the British Forces or to defence matters for the purpose of transmitting through such facilities all messages necessary for the operation of the detection station.

## ARTICLE 6

The Government of the United Kingdom and the Authority may within the Sites take such measures as they think necessary to ensure the security of the Sites and of persons, property and information within them and may exclude from the Sites all persons not authorised by the Authority. Civilian and military police maintained by the authorities of the Government of the United Kingdom pursuant to the Agreement on Mutual Defence and Assistance signed at Port Louis on 12 March 1968<sup>(2)</sup> shall have the right to police the Sites including the right to arrest and search therein any person suspected of having committed an offence within the Sites and persons arrested in accordance with this provision shall be dealt with pursuant to paragraph 17 of the Annex to the said Agreement. The authorities of Mauritius shall, outside the Sites, take such measures as are necessary to ensure the security of Personnel of the Authority and their property and the property and information of the Authority within the Sites and installations thereon and in the event of a threat to such security the Government of the United Kingdom or the Authority may take such precautionary measures as are reasonable in the circumstances until the authorities of Mauritius are able to ensure such security.

## ARTICLE 7

The Authorities of Mauritius and persons in their service shall have no right of entry to the Sites save by previous arrangement with the Authority.

## ARTICLE 8

The Government of the United Kingdom and the Authority shall be exempt from laws of Mauritius which would control, restrict or prevent the building or operation of any building erection, structure or apparatus necessary for the efficient running of the detection station.

## ARTICLE 9

The Government of Mauritius will inform the Authority of any proposals for the installation or erection of any apparatus or buildings which would adversely affect the operation of detection equipment in the Sites and use its best endeavours in consultation with the Authority to ensure that electrical interference is kept to a minimum and that in particular no source of such interference is established within one mile of such equipment.

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(2) "Treaty Series No. 43 (1968)", Cmnd. 3629.

## ARTICLE 10

The Government of Mauritius will provide the Government of the United Kingdom and the Authority with such assistance as may be agreed, including assistance to secure the co-operation of departments and local authorities of the Government of Mauritius and private organisations necessary for the efficient running of the detection station and separate detailed arrangements concerning the provision of such assistance shall be made.

## ARTICLE 11

(1) This Agreement shall come into force on the date of signature and shall remain in force for a period of ten years thereafter.

(2) If the Government of the United Kingdom shall require the rights and facilities afforded by the Agreement for a further period after the date upon which this Agreement would otherwise come to an end, the Government of the United Kingdom may give to the Government of Mauritius, notice to that effect at any time before that date and in that event this Agreement shall continue in force for such a period not exceeding 5 years and shall be specified in the notice.

IN WITNESS WHEREOF the undersigned, being duly authorised thereto by their respective Governments have signed the present Agreement.

DONE at Port Louis on the 12th day of March 1968.

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

A. WOOLLER

For the Government of Mauritius:

S. RAMGOOLAM

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