



Treaty Series No. 14 (1958)

Exchange of Notes

between the Government of the
United Kingdom of Great Britain and Northern Ireland
and the Government of the United States of America
concerning the Supply
to the United Kingdom Government
of Intermediate Range Ballistic Missiles
(together with Memorandum)

Washington, February 22, 1958

*Presented to Parliament by the Secretary of State for Foreign Affairs
by Command of Her Majesty
April 1958*

LONDON
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EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING THE SUPPLY TO THE UNITED KINGDOM GOVERNMENT OF INTERMEDIATE RANGE BALLISTIC MISSILES

Washington, February 22, 1958

No. 1

The United States Under-Secretary of State to Her Majesty's Ambassador at Washington

Department of State,

Washington, February 22, 1958.

Excellency:

I have the honor to refer to discussions which have taken place between representatives of the Government of the United Kingdom of Great Britain and Northern Ireland and of the Government of the United States of America on the subject of the supply by the United States Government to the United Kingdom Government of intermediate range ballistic missiles.

I also have the honor to record that, pursuant to the agreement in principle reached between the Prime Minister of the United Kingdom and the President of the United States at Bermuda on March 22, 1957, and in support of the purposes of the North Atlantic Treaty and of the obligations of the parties thereto, the representatives of the two Governments have agreed to the terms set out in the memorandum annexed hereto regarding the proposed supply of intermediate range ballistic missiles.

Accordingly, I have the honor to propose that this Note and Your Excellency's reply to that effect shall be regarded as constituting an Agreement between the two Governments in the terms set out in the annexed memorandum and that such Agreement shall have effect from the date of Your Excellency's reply.

Accept, &c.

(For the Secretary of State)

CHRISTIAN A. HERTER.

MEMORANDUM

1. The Government of the United States shall supply to the Government of the United Kingdom an agreed number of intermediate range ballistic missiles and their related specialized equipment and make available training assistance in order to facilitate the deployment by the Government of the United Kingdom of the said missiles. The missiles shall be located only in the United Kingdom at such sites and under such conditions as may be agreed upon between the two Governments.

2. The United Kingdom Government shall provide the sites and supporting facilities required for the deployment of the missiles.

3. Ownership of the missiles and related equipment shall pass to the United Kingdom Government under established United States Mutual Assistance Program procedures as soon as the United Kingdom Government is in a position to man and operate the missiles.

4. The missiles will be manned and operated by United Kingdom personnel, who will be trained by the United States Government for the purposes of this project at the earliest feasible date.

5. For the purposes of this Agreement, training and test-firing of missiles will normally take place on United States instrumented ranges but by agreement with the United States Government the United Kingdom Government may arrange with the Government of the Commonwealth of Australia for missiles to be test-fired on the Woomera Range in Australia.

6. Material, equipment, and training provided by the United States Government to the United Kingdom Government pursuant to the arrangements recorded herein will be furnished pursuant to the United States Mutual Security Act of 1954, as amended, acts amendatory or supplementary thereto, appropriations acts thereunder or any other applicable United States legislative provisions.

7. The decision to launch these missiles will be a matter for joint decision by the two Governments. Any such joint decision will be made in the light of the circumstances at the time and having regard to the undertaking the two Governments have assumed in Article 5 of the North Atlantic Treaty.

8. References to intermediate range ballistic missiles in this Agreement do not include the nuclear warheads for such missiles. The United States Government shall provide nuclear warheads for the missiles transferred to the United Kingdom Government pursuant to this Agreement. All nuclear warheads so provided shall remain in full United States ownership, custody and control in accordance with United States law.

9. The arrangements recorded herein are made in consonance with the North Atlantic Treaty and in pursuance of the Mutual Defense Assistance Agreement between the United Kingdom Government and the United States Government, signed January 27, 1950, as supplemented, and related agreements, and are subject to the applicable provisions thereof.

10. This Agreement shall be subject to revision by agreement between the two Governments and shall remain in force for not less than five years from the date of the Agreement but may thereafter be terminated by either Government upon six months' notice.

Washington, February 22, 1958.

No. 2

*Her Majesty's Ambassador at Washington to the United States
Under-Secretary of State*

Sir, *British Embassy,
Washington, February 22, 1958.*

I have the honour to acknowledge receipt of your Note of to-day's date with reference to discussions which have taken place between representatives of the Government of the United States of America and of the Government of the United Kingdom of Great Britain and Northern Ireland on the subject of the supply to the United Kingdom of intermediate range ballistic missiles, which Note reads as follows:—

[As in No. 1.]

I have the honour to inform you that the proposal made in your Note is acceptable to the Government of the United Kingdom and to confirm that your Note, together with this reply, shall constitute an Agreement between the two Governments in the terms set out in the memorandum annexed to your Note, a copy of which memorandum is enclosed, such Agreement to have effect from the date of this Note.

I avail, &c.

HAROLD CACCIA.

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