

BRITISH EMBASSY,
VIENNA.

9 March, 1967.

Your Excellency,

I have the honour to inform Your Excellency that the Government of the United Kingdom of Great Britain and Northern Ireland, and the Government of New Zealand are desirous of concluding an Agreement with the Austrian Federal Government on the status of the Commonwealth War Cemetery at Klagenfurt, Carinthia.

2. Accordingly, I now have the honour to propose an Agreement between the Government of the United Kingdom, acting on their own behalf and on behalf of the Government of New Zealand, and the Austrian Federal Government, in the following terms:-

(i) The Government of the United Kingdom of Great Britain and Northern Ireland and the Government of New Zealand inform the Austrian Federal Government that the Commonwealth War Graves Commission is the sole organisation authorised by the said Governments to care for the Commonwealth War Cemetery at Klagenfurt, Carinthia.

(ii) The Austrian Federal Government recognises the Commonwealth War Graves Commission as being authorised to discharge the task delegated to it under sub-paragraph (i) of the present Agreement, in accordance with paragraph 2 of Article 19 of the State Treaty for the Re-establishment of an Independent and Democratic Austria concluded on the 15th of May, 1955, between the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, the United States of America and France, of the one part, and Austria, of the other part.

(iii) The Austrian Federal Government grants to the Commonwealth War Graves Commission free of cost the permanent use of the state-owned land described as No.207/3, land register No.1472, cadastral community Waidmannsdorf, judicial district Klagenfurt, Carinthia, on which the Commonwealth War Graves Cemetery is situated, for the purpose of a cemetery and for as long as the said Cemetery exists. A scale map showing the boundaries of the land is annexed to this Note.

(iv) The Austrian authorities shall inform the Commonwealth War Graves Commission without delay through the diplomatic channel in the event of any application being made by the relatives of the dead in respect of any exhumation from the graves in that cemetery.

3. If the foregoing provisions are acceptable to the Austrian Federal Government, I have the honour to suggest that the present Note and Your Excellency's reply to that effect shall be regarded as constituting an Agreement between the Government of the United Kingdom and the Government of New Zealand, of the one part, and the Austrian Federal Government, of the other part, which shall take effect forthwith.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

His Excellency
Dr. Lujó Tončić-Sorinj,
Minister for Foreign Affairs,
Vienna.

John Pilcher.

Lageplan

Notenwechsel zwischen der Bundesregierung der Republik Österreich und den Regierungen des Vereinigten Königreiches Großbritannien und Nordirland und Neuseelands über den Commonwealth-Kriegsfriedhof in Klagenfurt, Kärnten.

Scale map

mentioned in the Exchange of Notes between the Austrian Federal Government and the Governments of the United Kingdom of Great Britain and Northern Ireland and of New Zealand on the Commonwealth War Graves Cemetery at Klagenfurt, Carinthia.

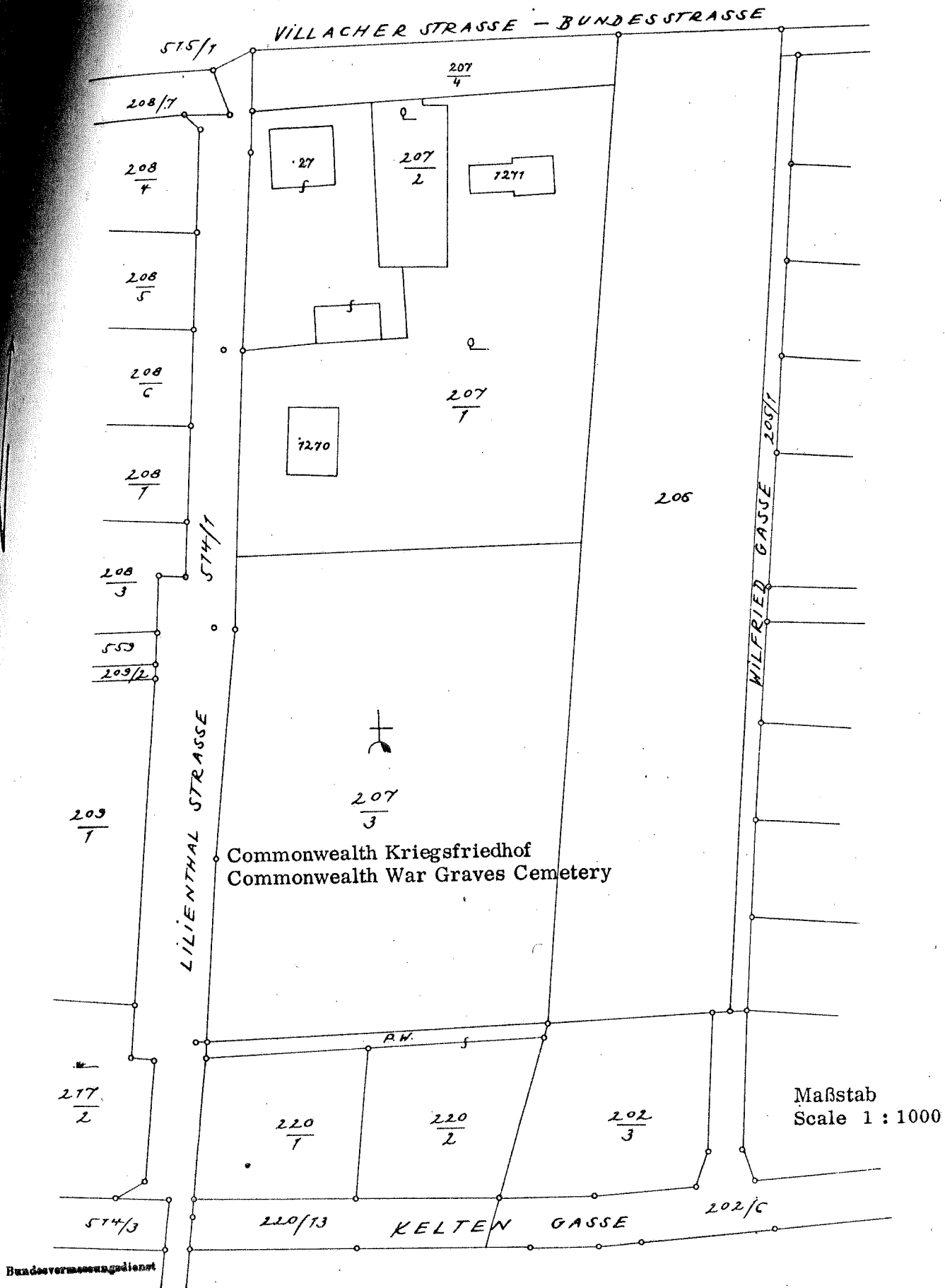
LAGEPLAN
SCALE MAP

betreffend das Grundstück Nr.
showing plot of Land No.
in der Katastralgemeinde
registered in the cadastral community
im Gerichtsbezirk
in the judicial district of

207/3

Waldmannsdorf

Klagenfurt



TRANSLATION

The Federal Minister
for Foreign Affairs

Vienna, 9 March 1967.

Your Excellency,

I have the honour to acknowledge receipt of Your Note of March 9, 1967 which in the German translation reads as follows:-

"I have the honour to inform Your Excellency that the Government of the United Kingdom of Great Britain and Northern Ireland, and the Government of New Zealand are desirous of concluding an Agreement with the Austrian Federal Government on the status of the Commonwealth War Cemetery at Klagenfurt, Carinthia.

2. Accordingly, I now have the honour to propose an Agreement between the Government of the United Kingdom, acting on their own behalf and on behalf of the Government of New Zealand, and the Austrian Federal Government, in the following terms:-

(i) The Government of the United Kingdom of Great Britain and Northern Ireland and the Government of New Zealand inform the Austrian Federal Government that the Commonwealth War Graves Commission is the sole organisation authorised by the said Governments to care for the Commonwealth War Cemetery at Klagenfurt, Carinthia.

(ii) The Austrian Federal Government recognises the Commonwealth War Graves Commission as being authorised to discharge the task delegated to it under sub-paragraph (i) of the present Agreement, in accordance with paragraph 2 of Article 19 of the State Treaty for the Re-establishment of an Independent and Democratic Austria concluded on the 15th of May, 1955, between the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, the United States of America and France, of the one part, and Austria, of the other part.

(iii) The Austrian Federal Government grants to the Commonwealth War Graves Commission free of cost the permanent use of the state-owned land described as No.207/3, land register No.1472, cadastral community Waidmannsdorf, judicial district Klagenfurt, Carinthia, on which the Commonwealth War Graves Cemetery is situated, for the purpose of a cemetery and for as long as the said Cemetery exists. A scale map showing the boundaries of the land is annexed to this Note.

(iv) The Austrian authorities shall inform the Commonwealth War Graves Commission without delay through the diplomatic channel in the event of any application being made by the relatives of the dead in respect of any exhumation from the graves in that cemetery.

3. If the foregoing provisions are acceptable to the Austrian Federal Government, I have the honour to suggest that the present Note and Your Excellency's reply to that effect shall be regarded as constituting an Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of New Zealand, of the one part, and the Austrian Federal Government, of the other part, which shall take effect forthwith."

/In

In reply, I have the honour to inform Your Excellency that the Federal Government of the Republic of Austria is in agreement with the proposals of the Government of the United Kingdom of Great Britain and Northern Ireland and of the Government of New Zealand that Your Note and this reply shall constitute an Agreement between the Federal Government of the Republic of Austria of the one part, and the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of New Zealand of the other part, concerning the status of the Commonwealth War Graves Cemetery at Klagenfurt, Carinthia.

Accept, Your Excellency, the expression of my highest esteem.

Dr. Lujo Tončić