

AGREEMENT BETWEEN THE UNITED KINGDOM, CANADA, AUSTRALIA, NEW ZEALAND, THE UNION OF SOUTH AFRICA, INDIA AND PAKISTAN OF THE FIRST PART, THE FEDERAL REPUBLIC OF GERMANY OF THE SECOND PART, AND THE FRENCH REPUBLIC OF THE THIRD PART IN REGARD TO WAR CEMETERIES, GRAVES AND MEMORIALS

The United Kingdom of Great Britain and Northern Ireland, Canada, Australia, New Zealand, the Union of South Africa, India and Pakistan (hereinafter referred to as the "Commonwealth Countries") of the first part, the Federal Republic of Germany of the second part, and the French Republic of the third part,

Desiring to maintain with modifications the arrangements provided in the Agreement signed at Berlin on the 20th day of December, 1935,* between the Governments of the United Kingdom of Great Britain and Northern Ireland, Canada, Australia, New Zealand, the Union of South Africa and India, the German Government and the Government of the French Republic in regard to War Graves (hereinafter referred to as "the Agreement of 1935");⁽¹⁾

Desiring that arrangements may be completed concerning the Cemeteries, Graves and Memorials of members of the Armed Forces of the Commonwealth Countries fallen as a result of the Wars of 1914-18 and 1939-45 and interred in the Territory of the Federal Republic of Germany; and

Desiring to make provision in regard to questions affecting German War Graves situated in War Cemeteries in France in the permanent care on behalf of the Commonwealth Countries of the Imperial War Graves Commission (hereinafter referred to as "the Commission"),

Have agreed as follows:—

ARTICLE 1

In the present Agreement the expression "Commonwealth War Cemeteries, Graves and Memorials" shall include those relating to the War of 1914-18 and those relating to the War of 1939-45.

ARTICLE 2

Subject to the provisions of the present Agreement the future arrangements for the permanent care by the Commission, of Commonwealth War Cemeteries, Graves and Memorials in the Territory of the Federal Republic of Germany, shall be as stated in an Agreement entered into concurrently with the present Agreement between the Commonwealth Countries of the one part and the Federal Republic of Germany of the other part (hereinafter referred to as "the new Agreement").

ARTICLE 3

- (1) The new Agreement shall include provisions to the effect—
- (a) that in place of the Mixed Committee appointed by the Commission pursuant to the provisions of the Agreement of 1935 the Commission shall appoint a Joint Committee to represent the Commission in the Territory of the Federal Republic of Germany in its relations with the appropriate authorities;
- (b) that the Committee referred to in this Article of the present Agreement shall be composed of representatives of the Commonwealth Countries and of the Federal Republic of Germany, but that, to facilitate the

*Canada Treaty Series 1935, No. 22. E