

No. 4916

**UNITED STATES OF AMERICA
and
FEDERATION OF MALAYA**

**Exchange of notes constituting an agreement relating to
the guaranty of private investments. Kuala Lumpur,
21 April 1959**

Official text: English

Registered by the United States of America on 9 October 1959.

**ÉTATS-UNIS D'AMÉRIQUE
et
FÉDÉRATION DE MALAISIE**

**Échange de notes constituant un accord relatif à la garantie
des investissements privés. Kuala Lumpur, 21 avril
1959**

Texte officiel anglais.

Enregistré par les États-Unis d'Amérique le 9 octobre 1959.

No. 4916. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND THE FEDERATION OF MALAYA RELATING TO THE GUARANTY OF PRIVATE INVESTMENTS. KUALA LUMPUR, 21 APRIL 1959

I

The American Ambassador to the Malayan Minister of External Affairs

No. 243

Kuala Lumpur, April 21, 1959

Excellency :

I have the honor to refer to conversations which have recently taken place between representatives of our two Governments, relating to guaranties authorized by Section 413 (b) (4) of the Mutual Security Act of 1954, as amended. I also have the honor to confirm the following understandings reached as a result of these conversations :

1. The Governments of the Federation of Malaya and of the United States of America will, upon the request of either of them, consult respecting projects in the Federation of Malaya proposed by nationals of the United States of America with regard to which guaranties under Section 413 (b) (4) of the Mutual Security Act of 1954, as amended, have been made or are under consideration.

2. The Government of the United States of America agrees that it will issue no guaranty with regard to any project unless it is approved by the Government of the Federation of Malaya.

3. With respect to such guaranties extending to projects which are approved by the Government of the Federation of Malaya in accordance with the provisions of the aforesaid Section 413 (b) (4), the Government of the Federation of Malaya agrees :

a. That if the Government of the United States of America makes payment in United States dollars to any person under any such guaranty, the Government of the Federation of Malaya will recognize the transfer by such person to the United States of America of any right, title or interest of such person in assets expropriated or assets rendered useless to such person by reason of the expropriation of any other assets forming part of the business or project of such person in the Federation, or any currency or credit in any currency, with respect to which such payment under

¹ Came into force on 21 April 1959 by the exchange of the said notes.