

**UNITED STATES OF AMERICA**  
**and**  
**UNITED KINGDOM OF GREAT BRITAIN AND**  
**NORTHERN IRELAND**

**Memorandum pursuant to Joint Statement of December 6, 1945, regarding settlement for lend-lease, reciprocal aid, surplus war property, and claims. Signed at Washington, on 27 March 1946, together with:**

- I. Agreement on lend-lease and reciprocal aid pipelines and offsetting arrangement (with an annex);
- II. Agreement on settlement of intergovernmental claims;
- III. Agreement relating to civilian holdings;
- IV. Agreement relating to military holdings;
- V. Agreement on lend-lease aircraft (non-combat) and spares (with an annex);
- VI. Agreement relating to petroleum (with eleven annexes);
- VII. Agreement on lend-lease and reciprocal aid installations;
- VIII. Agreement relating to United States Army and Navy surplus property and surplus installations in the United Kingdom;
- IX. Agreement relating to tort claims.

Came into force by the signature of the memorandum on 27 March 1946 with retroactive effectiveness in certain respects.

Joint statement regarding settlement for lend-lease, reciprocal aid, surplus war property, and claims, dated 6 December 1945, and initialed by the representatives, respectively, of the United States of America and the United Kingdom of Great Britain and Northern Ireland.

Came into force on 6 December 1945 by the initialing thereof.

*English official text communicated by the United States representative to the United Nations. The registration took place on 20 May 1947.*

No. 39. MEMORANDUM PURSUANT TO JOINT STATEMENT OF DECEMBER 6, 1945, REGARDING SETTLEMENT FOR LEND-LEASE, RECIPROCAL AID, SURPLUS WAR PROPERTY, AND CLAIMS. SIGNED AT WASHINGTON ON 27 MARCH 1946

1. The Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland announced in a Joint Statement of December 6, 1945<sup>1</sup> that they had reached an understanding for the settlement of lend-lease and reciprocal aid, for the acquisition of United States Army and Navy surplus property, and the United States interest in installations, located in the United Kingdom, and for the final settlement of the financial claims of each Government against the other arising out of the conduct of the war. It was therein stated that specific agreements necessary to implement that understanding, setting forth the terms in detail, and consistent with the Joint Statement, were in the course of preparation. These have now been completed.

2. These specific agreements, which are annexed hereto, are as follows:

- I. Agreement on Lend-Lease and Reciprocal Aid Pipelines and Offsetting Arrangement.
- II. Agreement on Settlement of Intergovernmental Claims.
- III. Agreement relating to Civilian Holdings.
- IV. Agreement relating to Military Holdings.
- V. Agreement on Lend-Lease Aircraft (Non-Combat) and Spares.
- VI. Agreement relating to Petroleum.
- VII. Agreement on Lend-Lease and Reciprocal Aid Installations.
- VIII. Agreement relating to United States Army and Navy Surplus Property and Surplus Installations in the United Kingdom.
- IX. Agreement relating to Tort Claims.

<sup>1</sup> *Post*, p. 92

3. With the exception of certain small craft specifically covered by these Agreements, vessels furnished under lend-lease and reciprocal aid are subject to return to the supplying Government in accordance with the terms upon which they were furnished or with detailed arrangements agreed or to be agreed between the two Governments. Consequently no separate agreement relating to such vessels is included among these Agreements.

4. Insofar as provisions of these Agreements relate to British Colonial Dependencies, they are to be regarded as relating also to Southern Rhodesia.

5. The Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland hereby signify their acceptance of the terms of the Agreements annexed hereto.

DONE in Washington in duplicate this twenty-seventh day of March, 1946.

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:

Dean ACHESON  
*Acting Secretary of State  
of the United States of America*

FOR THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT  
BRITAIN AND NORTHERN IRELAND:

HALIFAX.  
*His Majesty's Ambassador Extraordinary  
and Plenipotentiary at Washington*

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## I

### AGREEMENT ON LEND-LEASE AND RECIPROCAL AID PIPE-LINES AND OFFSETTING ARRANGEMENT

In accordance with their JOINT STATEMENT REGARDING SETTLEMENT FOR LEND-LEASE, RECIPROCAL AID, SURPLUS WAR PROPERTY AND CLAIMS, dated December 6, 1945, the Governments of the United States and of the United

Kingdom have reached agreement as set forth below regarding settlement for articles and services furnished after September 1, 1945 to either Government through lend-lease and reciprocal aid channels and regarding other matters covered by the offsetting arrangement described in paragraph 3 (a) of the Joint Statement. In general this agreement covers certain articles and services which were intended for supply through mutual aid channels but which, on September 2, 1945, had not been made available to the recipient Government.

#### A. PROVISION OF CERTAIN MILITARY AND NAVAL SUPPLIES AND SERVICES AS BETWEEN ARMED FORCES

1. Straight mutual aid between the Governments of the United States and of the United Kingdom was terminated generally on September 2, 1945, with certain exceptions (which include the provision of military and naval supplies and services referred to in paragraph 2 of this section).

2. In accordance with standing directives, the United States War and Navy Departments have had discretion, in the period after September 2, 1945, to continue to make supplies and services available to the United Kingdom Armed Forces on a straight lend-lease basis in certain specified circumstances. Similarly United Kingdom military and air commanders in the areas under the South East Asia Command and under the United States Army Forces in the Pacific Theatre, and United Kingdom naval commanders in all theatres, have had discretion to make supplies and services available to United States Armed Forces on a straight reciprocal aid basis in similar circumstances. Supplies and services furnished on the above basis are excepted from the arrangements outlined below.

3. It has been agreed that accounts will be rendered in due course for supplies and services (other than any furnished on a straight lend-lease or reciprocal aid basis) furnished by the United States and United Kingdom Armed Forces to each other during the period from September 2, 1945 to December 31, 1945, inclusive, and that such accounts will be settled under the offsetting arrangement referred to in section E of this Agreement. Any such supplies and services furnished after December 31, 1945 (other than any furnished on a straight lend-lease or reciprocal aid basis or covered under section B of this Agreement) will be for cash settlement between the two Governments. Petroleum products desig-

nated for withdrawal by either Government from its share of stocks held by the other Government under the Agreement relating to Petroleum concluded this day (No. VI) are not covered by this paragraph.

## B. LEND-LEASE

1. The lend-lease pipeline consists of such of the following articles as the Government of the United Kingdom selected for transfer to it after September 1, 1945 as evidenced by a designation duly made by representatives of the Government of the United Kingdom, together with the services specified below:

(a) Articles and services covered by United Kingdom requisitions filed with the Foreign Economic Administration or its successor (other than articles under procurement through the United States Department of Agriculture covered by subparagraph (b) hereof) which were under contract, or were completed, but had not been transferred on September 2, 1945.

(b) Foodstuffs, services and other materials under procurement through the United States Department of Agriculture to the extent of

(i) all firm allocations, emergency allocations, and tentative fourth quarter 1945 allocations in effect as of August 18, 1945 for United Kingdom programs;

(ii) the shares which, after August 18, 1945, were apportioned to the United Kingdom programs out of the quantities for which the Foreign Economic Administration had theretofore incurred procurement obligations but had not made sub-allocations to claimants; and

(iii) the quantities under United Kingdom requisitions, determined to have been active as of August 18, 1945, for commodities not controlled by United States allocation.

(c) (i) Naval supplies available in inventory or under contract which, as of September 2, 1945, were covered by formal United Kingdom requisitions or earmarked against approved requirements placed directly with the United States Navy Department.

(ii) Military supplies available in United States War Department inventories which, as of September 2, 1945, were covered by formal requisitions or earmarked against approved requirements placed directly with the War Department.