

No. 7377

**UNITED STATES OF AMERICA
and
FEDERAL REPUBLIC OF GERMANY**

**Agreement for conducting certain educational exchange
programs. Signed at Bonn, on 20 November 1962**

Official texts : English and German.

Registered by the United States of America on 11 August 1964.

**ÉTATS-UNIS D'AMÉRIQUE
et
RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE**

**Accord relatif à l'exécution de certains programmes
d'échanges dans le domaine de l'enseignement. Signé
à Bonn, le 20 novembre 1962**

Textes officiels anglais et allemand.

Enregistré par les États-Unis d'Amérique le 11 août 1964.

No. 7377. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY FOR CONDUCTING CERTAIN EDUCATIONAL EXCHANGE PROGRAMS. SIGNED AT BONN, ON 20 NOVEMBER 1962

The Government of the United States of America and the Government of the Federal Republic of Germany ;

Desiring to continue and expand programs to promote further mutual understanding between the peoples of the United States of America and the Federal Republic of Germany by a wider exchange of knowledge and professional talents through educational means ;

Considering that such programs have been carried out in accordance with the Agreement between the Government of the United States of America and the Government of the Federal Republic of Germany, signed at Bonn on July 18, 1952,² and amended by Exchange of Notes dated May 14, 1958,³ with funds made available by the United States of America, including currencies received from the Federal Republic of Germany in settlement of surplus property obligations ;

Considering the mutual benefits derived from such programs and the desire of the two Governments to further cooperate and assist in the financing and operating of such programs for the further strengthening of international cooperative relations ;

Have agreed as follows :

Article 1

There shall be established a commission to be known as the Commission for Educational Exchange between the United States of America and the Federal Republic of Germany (hereinafter designated "the Commission"), to replace the United States Educational Commission in the Federal Republic of Germany. The Commission shall be recognized by the Government of the United States of America and

¹ Came into force on 24 January 1964, the date the Government of the United States of America was notified by the Government of the Federal Republic of Germany that its domestic prerequisites for the entry into force of the Agreement had been met, in accordance with article 13.

² United Nations, *Treaty Series*, Vol. 165, p. 167.

³ United Nations, *Treaty Series*, Vol. 316, p. 342.

the Government of the Federal Republic of Germany as a binational organization created and established to facilitate the administration of an educational program to be financed with funds made available to the Commission for such purpose and, at the request or with the approval of the two Governments, to administer or assist in administering or otherwise facilitate other programs in furtherance of the purposes of the present agreement.

The Commission shall be exempt from the domestic and local laws of the United States of America as such laws relate to the use and expenditure of currencies and credits for currencies and the acquisition and use of property for the purposes set forth in the present agreement. The Commission shall be recognized by the Federal Republic of Germany as an international organization and shall enjoy in the Federal Republic of Germany all privileges, exemptions and immunities set forth in Sections 3, 4, 7 and 9 of the Convention on Privileges and Immunities of the Specialized Agencies¹ adopted by the General Assembly of the United Nations on November 21, 1947.

The funds made available under the present agreement (including any accruals arising from investments or other use thereof as interest or otherwise), subject to the conditions and limitations hereinafter set forth, shall be used by the Commission or such other instrumentality as may be agreed upon by the Government of the United States of America and the Government of the Federal Republic of Germany for the purpose of :

- (a) financing studies, research, instruction and other educational activities of or for American citizens and nationals in the Federal Republic of Germany, and of or for German citizens (within the meaning of Article 116 (1) of the Basic Law of the Federal Republic of Germany) in American colleges and institutions of learning located in or outside the United States of America ;
- (b) financing visits and interchanges between the United States of America and the Federal Republic of Germany of students, academic trainees, teachers, instructors and professors.

Article 2

The Commission shall consist of ten members, five of whom shall be American citizens and five of whom shall be German citizens having permanent residence in the Federal Republic of Germany including *Land* Berlin. In addition the Chief of the Diplomatic Mission of the United States of America to the Federal Republic of

¹ United Nations, *Treaty Series*, Vol. 33, p. 261. For the final and revised texts of annexes published subsequently, see Vol. 71, p. 318 ; Vol. 79, p. 326 ; Vol. 117, p. 386 ; Vol. 275, p. 298 ; Vol. 314, p. 308 ; Vol. 323, p. 364 ; Vol. 327, p. 326 ; Vol. 371, p. 266, and Vol. 423, p. 284.