

NETHERLANDS
and
FEDERAL REPUBLIC OF GERMANY

p. 16 (20) *General Treaty for the settlement of frontier questions and other problems outstanding between the two countries (Treaty of Settlement). Signed at The Hague, on 8 April 1960*

Treaty concerning the course of the common frontier, the boundary waters, real property situated near the frontier, traffic crossing the frontier on land and via inland waters, and other frontier questions (Frontier Treaty) (with annexes, Final Protocol and exchange of notes). Signed at The Hague, on 8 April 1960

Treaty concerning arrangements for co-operation in the Ems Estuary (Ems-Dollard Treaty) (with annexes, Final Protocol and exchange of notes). Signed at The Hague, on 8 April 1960¹

Supplementary Agreement to the above-mentioned Ems-Dollard Treaty (with annex, Final Protocol and exchange of notes). Signed at Bennekom, on 14 May 1962¹

Treaty concerning the settlement of financial questions and concerning payments for the benefit of Netherlands victims of National Socialist persecution (Financial Treaty) (with Final Protocol and exchange of notes). Signed at The Hague, on 8 April 1960¹

Supplementary Agreement to the above-mentioned Financial Treaty. Signed at Bennekom, on 14 May 1962¹

Agreement to accept the compulsory jurisdiction of the International Court of Justice in disputes concerning the interpretation or application of the Revised Convention on Rhine Navigation, 1868 (Convention of Mannheim). Signed at The Hague, on 8 April 1960¹

Agreement concerning Netherlands war graves in the Federal Republic of Germany (War Graves Agreement). Signed at The Hague, on 8 April 1960¹

Official texts : Dutch and German.

Registered by the Netherlands on 3 September 1964.

¹ Published in volume 509.

[TRANSLATION — TRADUCTION]

No. 7404. GENERAL TREATY¹ BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE FEDERAL REPUBLIC OF GERMANY FOR THE SETTLEMENT OF FRONTIER QUESTIONS AND OTHER PROBLEMS OUTSTANDING BETWEEN THE TWO COUNTRIES (TREATY OF SETTLEMENT). SIGNED AT THE HAGUE, ON 8 APRIL 1960

Her Majesty the Queen of the Netherlands and the President of the Federal Republic of Germany,

Desiring to further the friendly relations between the two countries and to create the most favourable conditions possible for the policy of Western co-operation and European integration pursued by both States,

Have agreed to settle by treaty, so far as their laws permit, disputes outstanding between their two countries,

And for that purpose have appointed as their plenipotentiaries :

Her Majesty the Queen of the Netherlands :

Mr. J. M. A. H. Luns, Minister for Foreign Affairs, and

Mr. H. R. van Houten, Minister of State for Foreign Affairs,

The President of the Federal Republic of Germany :

Mr. Heinrich von Brentano, Federal Minister for Foreign Affairs, and

Mr. Rolf Lahr, Ambassador Extraordinary and Plenipotentiary,

Who, having exchanged their full powers, found in good and due form, have agreed as follows :

Article 1

With a view to regulating matters relating to the course of the common frontier, the boundary waters, real property situated near the frontier, traffic crossing the

¹ The General Treaty, together with the treaties and agreements published on page 148 of this volume and pp. 64, 140, 194, 238, 246 and 258 of volume 509 of the United Nations *Treaty Series*, which form an integral part of the General Treaty (see articles 1 and 2), came into force on 1 August 1963, one month after the exchange of the instruments of ratification, which took place at Bonn on 1 July 1963, in accordance with article 4 of the General Treaty, article 15 of the Supplementary Agreement to the Ems-Dollard Treaty and article 4 of the Supplementary Agreement to the Financial Treaty.

So far as the Netherlands is concerned, the above-mentioned instruments apply to the Kingdom in Europe, Surinam and the Netherlands Antilles, except for the Financial Treaty and the Additional Agreement thereto, which apply only to the Kingdom in Europe. So far as the Federal Republic of Germany is concerned, the above-mentioned instruments apply also to *Land Berlin*.

frontier on land and via inland waters, and other frontier questions, a Frontier Treaty¹ is hereby concluded.

With a view to regulating arrangements for co-operation in the Ems Estuary, the Ems-Dollard Treaty² is hereby concluded.

With respect to the settlement of financial questions and to payments for the benefit of Netherlands victims of National Socialist persecution, a Financial Treaty³ is hereby concluded.

With a view to the settlement of disputes concerning the interpretation or application of the Revised Convention on Rhine Navigation, 1868 (Convention of Mannheim), an Agreement⁴ to accept the compulsory jurisdiction of the International Court of Justice is hereby concluded.

With respect to Netherlands war graves in the Federal Republic of Germany, a War Graves Agreement⁵ is hereby concluded.

Article 2

The Treaties and Agreements mentioned in article 1 form part of this Treaty.

Article 3

This Treaty shall also apply to *Land Berlin*, unless the Government of the Federal Republic of Germany makes a declaration to the contrary to the Government of the Kingdom of the Netherlands within three months after the entry into force of this Treaty.

Article 4

This Treaty shall be subject to ratification ; the instruments of ratification shall be exchanged as soon as possible at Bonn.

This Treaty, together with its parts mentioned in article 1, shall enter into force one month after the exchange of the instruments of ratification.

IN WITNESS WHEREOF the plenipotentiaries of the High Contracting Parties have signed this Treaty and have hereto affixed their seals.

¹ See p. 148 of this volume.

² United Nations, *Treaty Series*, Vol. 509, p. 64.

³ United Nations, *Treaty Series*, Vol. 509, p. 194.

⁴ United Nations, *Treaty Series*, Vol. 509, p. 246.

⁵ United Nations, *Treaty Series*, Vol. 509, p. 258.

DONE at The Hague, on 8 April 1960, in two original copies, each in the Dutch and German languages, both texts being equally authentic.

For the Kingdom of the Netherlands :

(Signed) J. LUNS

(Signed) H. R. VAN HOUTEN

For the Federal Republic of Germany :

(Signed) VON BRENTANO

(Signed) LAHR

[TRANSLATION — TRADUCTION]

TREATY¹ BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE FEDERAL REPUBLIC OF GERMANY CONCERNING THE COURSE OF THE COMMON FRONTIER, THE BOUNDARY WATERS, REAL PROPERTY SITUATED NEAR THE FRONTIER, TRAFFIC CROSSING THE FRONTIER ON LAND AND VIA INLAND WATERS, AND OTHER FRONTIER QUESTIONS (FRONTIER TREATY). SIGNED AT THE HAGUE, ON 8 APRIL 1960

The Kingdom of the Netherlands and the Federal Republic of Germany have agreed on the following provisions :

CHAPTER I

COURSE OF THE FRONTIER

Article 1

The course of the frontier between the Kingdom of the Netherlands and the Federal Republic of Germany shall be as specified in the Boundary Treaties between the Kingdom of Prussia and the Kingdom of the Netherlands signed at Aachen on 26 June 1816 and at Cleves on 7 October 1816, in the Frontier Treaty between the Kingdom of Hanover and the Kingdom of the Netherlands signed at Meppen on 2 July 1824, and in the Agreements concluded for the purposes of implementing, revising and supplementing those Treaties, to the extent that such Treaties and Agreements were in force between the Kingdom of the Netherlands and the German Reich on 31 December 1937², and in the provisions derogating therefrom which are set out in annex A³ to this Treaty.

¹ Came into force on 1 August 1963 ; see footnote 1, p. 20 of this volume.

² According to the information provided by the Netherlands Government, these Agreements are as follows :

(a) Agreements implementing, revising and supplementing the provisions of the Boundary Treaty of 26 June 1816 relating to the course of the frontier :

[TRANSLATION — TRADUCTION]

- (i) General Record drawn up between the Kingdom of the Netherlands and the Kingdom of Prussia concerning the frontier lines ; Emmerich, 23 September 1818.
- (ii) Treaty between the Kingdom of the Netherlands and the Kingdom of Prussia concerning the

³ See p. 212 of this volume.

(Continued on p. 150)