

No. 7789

**UNITED STATES OF AMERICA
and
SPAIN**

**Exchange of notes constituting an agreement relating to a
commission for cultural exchange and financing of
exchange programs. Madrid, 18 March 1964**

Official texts: English and Spanish.

Registered by the United States of America on 21 May 1965.

**ÉTATS-UNIS D'AMÉRIQUE
et
ESPAGNE**

**Échange de notes constituant un accord relatif à une com-
mission des échanges culturels et au financement de
certains programmes d'échanges. Madrid, 18 mars
1964**

Textes officiels anglais et espagnol.

Enregistré par les États-Unis d'Amérique le 21 mai 1965.

No. 7789. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND SPAIN RELATING TO A COMMISSION FOR CULTURAL EXCHANGE AND FINANCING OF EXCHANGE PROGRAMS. MADRID, 18 MARCH 1964

I

The American Ambassador to the Spanish Minister of Foreign Affairs

No. 833

Madrid, March 18, 1964

Excellency :

On behalf of the Government of the United States of America, and in accordance with the first paragraph of article XI of the Agreement between the Government of the United States and the Government of Spain for financing certain educational exchange programs which states that " The present Agreement may be amended by an exchange of diplomatic notes between the Government of the United States of America and the Government of Spain, " I have the honor to propose to Your Excellency's Government, by means of this note, amendment of the Agreement.

It is proposed that the amendment constitute a complete revision of the articles of the Agreement and that it shall supersede the articles signed by the two Governments at Madrid on October 16, 1958.²

The proposed amendment is as follows :

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF SPAIN FOR FINANCING CERTAIN EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

The Government of the United States of America and the Government of Spain, desiring to promote further mutual understanding between the peoples of the United States of America and Spain by an increase in scientific, technical, professional and cultural exchanges,

Have agreed as follows :

Article 1

There shall be established a commission to be known as the Commission for Cultural Exchange between the United States of America and Spain (hereinafter designated "the Commission"), which shall be recognized by the Government of the United States of America and the Government of Spain as an organization created and established to facilitate the administration of an educational and cultural program to be financed by funds made available to the Commission under the terms of this Agreement.

¹ Came into force on 18 March 1964 by the exchange of the said notes.

² United Nations, *Treaty Series*, Vol. 336, p. 153, and Vol. 400, p. 405.

Except as provided in Article 3 hereof, the Commission shall be exempt from the domestic and local laws of the United States of America as they relate to the use and expenditure of currencies and credits for currencies for the purposes set forth in the present Agreement. Such funds, as well as property acquired for the furtherance of the Agreement, shall be regarded in Spain as property of a foreign government.

The funds made available by the Government of the United States of America under the present Agreement, within the conditions and limitations hereinafter set forth, shall be used by the Commission for the purpose of :

(1) Financing studies, research, instruction and other educational activities of or for citizens and nationals of the United States of America in Spain, and of or for citizens and nationals of Spain in United States schools and institutions of learning located in or outside the United States of America;

(2) Financing visits and interchanges between the United States of America and Spain of students, trainees, teachers, instructors and professors; and

(3) Financing such other related educational and cultural programs and activities as are provided for in budgets approved in accordance with Article 3 hereof.

Article 2

In furtherance of the aforementioned purposes, the Commission may, subject to the provisions of the present Agreement, exercise all powers necessary to the carrying out of the purposes of the present Agreement, including the following :

(1) Plan, adopt and carry out programs in accordance with the present Agreement.

(2) Recommend to the Board of Foreign Scholarships of the United States of America such qualifications for the selection of participants in the program as it may deem necessary for achieving the purpose and objectives of the present Agreement.

(3) Recommend to the aforesaid Board of Foreign Scholarships students, trainees, professors, research scholars, teachers, and instructors, resident in Spain, to participate in the programs.

(4) Authorize the Treasurer of the Commission or such other person as the Commission may designate to receive funds to be deposited in a bank or banks designated by the Commission and approved by the Secretary of State of the United States of America, in the name of the Treasurer of the Commission or such other person as may be designated. The appointment of the Treasurer or such designee shall be approved by the Secretary of State of the United States of America.

(5) Authorize the disbursement of funds and the making of grants and advances of funds for the authorized purposes of the present Agreement, including payment for transportation, tuition, maintenance, and other expenses incident thereto.

(6) Provide for periodic audits of the accounts of the Treasurer of the Commission as directed by auditors selected by the Secretary of State of the United States of America.

(7) Incur administrative expenses as may be deemed necessary out of funds made available under the present Agreement.

(8) Administer or assist in administering or otherwise facilitate educational and cultural programs and activities that further the purposes of the present Agreement but are not financed by funds made available by the Government of the United States of