

No. 31865

**NEW ZEALAND
and
SAMOA**

**Exchange of notes constituting an agreement concerning the
visit of a contingent of the New Zealand Defence Force to
Western Samoa for Exercise TROPIC DAWN 91. Apia,
13 September 1991**

Authentic text: English.

Registered by New Zealand on 1 June 1995.

**NOUVELLE-ZÉLANDE
et
SAMOA**

**Échange de notes constituant un accord relatif à la visite d'un
contingent des forces de défense néo-zélandaises au Samoa-
Occidental pour l'Opération TROPIC DAWN 91. Apia,
13 septembre 1991**

Texte authentique : anglais.

Enregistré par la Nouvelle-Zélande le 1^{er} juin 1995.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN NEW ZEALAND AND WESTERN SAMOA CONCERNING THE VISIT OF A CONTINGENT OF THE NEW ZEALAND DEFENCE FORCE TO WESTERN SAMOA FOR EXERCISE TROPIC DAWN 91

I

26/5/3

13 September 1991

Mr Mose Sua
Secretary for Foreign Affairs
Ministry of Foreign Affairs
APIA

Sir

I have the honour to refer to the talks held between officials from New Zealand and Western Samoa in May 1991 concerning the visit of a contingent of New Zealand Defence Force to Western Samoa for Exercise TROPIC DAWN 91, to be held between 12 and 29 September 1991. The purpose of the exercise is to give New Zealand service personnel practice in low level operations in a tropical environment, to train the Western Samoa police and to carry out civic aid tasks.

I now propose on behalf of the Government of New Zealand that an agreement be reached between our two governments relating to these exercises on the following terms:

1 The Government of New Zealand will send a contingent of 120 Army personnel to Western Samoa between 12 and 29 September 1991 to take part in Exercise TROPIC DAWN 91. The contingent will deploy to and from Western Samoa by RNZAF Hercules C130 and Boeing 727 aircraft. The contingent will include a six-man training team and a five-man engineer team to carry out civic aid.

¹ Came into force on 13 September 1991, the date of the note in reply, in accordance with the provisions of the said notes.

2 For the purposes of this Agreement and unless the context otherwise requires the terms set out below shall have the following meanings:

"New Zealand contingent" means that group of New Zealand servicemen who will be visiting Western Samoa for the purpose of taking part in Exercise TROPIC DAWN 91 in Western Samoa.

"New Zealand servicemen" means individual members of the contingent of New Zealand Defence Force who will be visiting Western Samoa for the purpose of taking part in Exercise TROPIC DAWN 91.

"New Zealand Service authorities" means the authorities empowered by the law of New Zealand to exercise command or jurisdiction over members of the New Zealand contingent while they are participating in Exercise TROPIC DAWN 91.

"The Western Samoa authorities" means the authorities from time to time designated by the Government of Western Samoa for the purpose of exercising the powers in relation to which the term is used.

3 The New Zealand contingent taking part in Exercise TROPIC DAWN 91 shall be permitted to:

Company Exercise

- a carry out theatre indoctrination and minor tactics training on Upolu Island prior to the field exercise;
- b carry out a field exercise in low level operations on Savai'i Island which will include the 25 police who have been trained prior to the exercise by the training team;
- c carry out live firing on Savai'i Island on a field firing range properly constituted in full cooperation with local authorities; and
- d travel between Upolu and Savai'i Islands by civilian ferry at no cost to the Western Samoa Government.

Training Team

- a provide instruction to up to 25 members of the Western Samoa Police Force in:
 - (1) basic first aid;

- (2) weapon handling;
- (3) shooting;
- (4) navigation;
- (5) patrolling and fieldcraft; and
- (6) radio telephone procedures.

Civic Aid Team

- a erect a "squatters tank" at the Apia National Hospital;
 - b carry out construction and refurbishment work on the IHC school in Alafua;
 - c paint the Loto Taumafai School for the Disabled in Apia; and
 - d carry out refurbishment work at the Teachers College Science Supply Centre, Apia.
- 4 The Western Samoa Government will:
- a provide up to 25 members of the police force to undertake training prior to the company exercise;
 - b provide the same 25 policemen to take part in the company exercise;
 - c provide 6 policemen for local security at Faleolo Airport and a police liaison officer whilst the contingent is on Savai'i Island;
 - d provide the training team a lecture room at HQ Central Police Station and the 100m rifle range at Apia;
 - e provide the use of emergency medical services at Apia National Hospital;
 - f provide Apia Stadium at no cost to New Zealand for the contingent Open Day on 27 September 1991;
 - g allow the use of the Public Works Department Workshop at Apia for repair of contingent equipment during the deployment;
 - h assist the contingent with the embarking and disembarking of the troops on deployment to and from Savai'i Island;

- i allow the New Zealand contingent to use Faleolo Airport and adjacent areas for the exercise base camp for up to 120 personnel; and
- j permit the New Zealand contingent to use electricity, water supply and refuse disposal facilities at Faleolo Airport and to dig ablution pits and swill pits at the base camp.

5 The New Zealand contingent shall supply rations and ammunition for Western Samoa Police Force personnel taking part in the field exercise. New Zealand will provide ammunition only to the police during the work-up training.

6 The Government of New Zealand will not be responsible for the movement of the police to and from Puapua, Savai'i Island.

7 The Government of Western Samoa shall not levy landing charges against the Government of New Zealand for the use of airport facilities in connection with Exercise TROPIC DAWN 91.

8 The Government of Western Samoa shall facilitate the entry of the New Zealand contingent into Western Samoa by not requiring passports of its members. The following documents shall, however, be required for entry into Western Samoa:

- a a personal identity card issued by the appropriate authority of the Government of New Zealand showing the full name, date of birth, rank and number, Service and photograph of the holder;
- b an individual or collective movement order issued by an appropriate authority and certifying the status of the individual or group as a member of a New Zealand contingent.

9 All freight and exercise stores and equipment required by the New Zealand contingent for the exercise shall be given entry free of all duties and taxes by the Government of Western Samoa provided that a detailed list of New Zealand stores and equipment is forwarded to the Government of Western Samoa. The New Zealand contingent shall provide to the Government of Western Samoa a list of weapons by type and serial number prior to the commencement of Exercise TROPIC DAWN 91.

10 The New Zealand contingent shall be permitted to take with it upon departure all equipment brought by it into Western Samoa for the purpose of Exercise TROPIC DAWN 91 free from export duties and related charges and restrictions.