

No. 308

**BELGIUM, LUXEMBOURG
and
UNITED STATES OF AMERICA**

Agreement for the use of funds made available in accordance with paragraph 2 A (2) of the memorandum of understanding of 24 September 1946 regarding settlement for lend-lease, reciprocal aid, plan A, surplus property, and claims. Signed at Brussels, on 8 October 1948

French and English official texts communicated by the Officer in charge of the Permanent Belgian Delegation to the United Nations. The registration took place on 16 November 1948.

**BELGIQUE, LUXEMBOURG
et
ETATS-UNIS D'AMERIQUE**

Accord pour l'utilisation des fonds rendus disponibles aux termes du paragraphe 2 A (2) de la Convention du 24 septembre 1946 sur le règlement de prêt-bail, aide réciproque, plan A, stocks excédentaires et réclamations. Signé à Bruxelles, le 8 octobre 1948

Textes officiels français et anglais communiqués par le Chargé de la gestion de la délégation permanente de Belgique auprès de l'Organisation des Nations Unies. L'enregistrement a eu lieu le 16 novembre 1948.

No. 308. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA ON THE ONE HAND AND THE GOVERNMENTS OF BELGIUM AND LUXEMBOURG ON THE OTHER HAND FOR THE USE OF FUNDS MADE AVAILABLE IN ACCORDANCE WITH PARAGRAPH 2 A (2) OF THE MEMORANDUM OF UNDERSTANDING OF 24 SEPTEMBER 1946 REGARDING SETTLEMENT FOR LEND-LEASE, RECIPROCAL AID, PLAN A, SURPLUS PROPERTY, AND CLAIMS. SIGNED AT BRUSSELS, ON 8 OCTOBER 1948

The Government of the United States of America, on the one hand, and the Governments of Belgium and Luxembourg, on the other hand:

Desiring to promote further mutual understanding between the peoples of the United States of America and Belgium, the Belgian Congo, and Luxembourg by a wider exchange of knowledge and professional talents in the field of education;

Considering that Section 32 (b) of the United States Surplus Property Act of 1944, as amended by Public Law No. 584, 79th Congress, provides that the Secretary of State of the United States of America may enter into an agreement with any foreign government for the use of currencies, or credits for currencies, of such foreign government, acquired as a result of surplus property disposals, for certain educational activities; and

Considering that under the provisions of the Memorandum of Understanding between the Government of the United States of America and the Government of Belgium regarding settlement for Lend-Lease, Reciprocal Aid, Plan A, Surplus Property, and Claims, signed at Washington on September 24, 1946, it is provided that as and when requested by the United States Government, the Belgian Government will provide Belgian francs up to an aggregate value of \$3,000,000, which will be used exclusively to carry out cultural and educational programs,

Have agreed as follows:

Article I

There shall be established a foundation to be known as the United States Educational Foundation in Belgium (hereinafter designated "the Foundation")

¹ Came into force on 8 October 1948, as from the date of signature, in accordance with article 14.

which shall be recognized by the Government of the United States of America and the Governments of Belgium and Luxembourg as an organization created and established to facilitate the administration of the educational program to be financed by funds made available by the Government of Belgium under the terms of the present agreement. Except as provided in Article 3 hereof the Foundation shall be exempt from the domestic and local laws of the United States of America and the Governments of Belgium and Luxembourg as they relate to the use and expenditures of currencies, and credits for currencies, for the purposes set forth in the present agreement. All of the funds made available by the Government of Belgium, within the conditions and limitations hereinafter set forth, shall be used by the Foundation or such other instrumentality as may be agreed upon by the Government of the United States of America and the Government of Belgium for the purpose, as set forth in Section 32 (b) of the United States Surplus Property Act of 1944, as amended, of

- (1) financing studies, research, instruction, and other educational activities of or for citizens of the United States of America in schools and institutions of higher learning located in Belgium, the Belgian Congo, and Luxembourg or of the nationals of Belgium, the Belgian Congo, and Luxembourg in United States schools and institutions of higher learning located outside the continental United States, Hawaii, Alaska (including the Aleutian Islands), Puerto Rico, and the Virgin Islands, including payment for transportation, tuition, maintenance, and other expenses incident to scholastic activities; or
- (2) furnishing transportation for national of Belgium, the Belgian Congo, and Luxembourg who desire to attend United States schools and institutions of higher learning in the continental United States, Hawaii, Alaska (including the Aleutian Islands), Puerto Rico, and the Virgin Islands and whose attendance will not deprive citizens of the United States of America of an opportunity to attend such schools and institutions.

Article 2

In furtherance of the aforementioned purpose, the Foundation may, subject to the provision of Article 10 of the present agreement, exercise all powers necessary to the carrying out of the purposes of the present agreement including the following:

- (1) receive funds;
- (2) open and operate bank accounts in the name of the Foundation in a depository or depositories to be designated by the Secretary of State of the United States of America;