

ECONOMIC COOPERATION

Agreement Between the
UNITED STATES OF AMERICA
and the UNION OF BURMA

Signed at Rangoon March 21, 1957



ECONOMIC COOPERATION AGREEMENT BETWEEN THE
GOVERNMENT OF THE UNITED STATES OF AMERICA
AND THE GOVERNMENT OF THE UNION OF BURMA

The Government of the United States of America and the Government of the Union of Burma:

Recognizing that individual liberty, free institutions, and independence depend largely upon sound economic conditions and stable international economic relationships;

Considering that the Congress of the United States of America has enacted legislation enabling the United States to furnish assistance to the Government of the Union of Burma in order that the Government of the Union of Burma through its own individual efforts and through concerted effort with other countries and with the United Nations may achieve such objectives;

Desiring to set forth the understandings which govern the furnishing of assistance by the Government of the United States of America, the receipt of such assistance by the Government of the Union of Burma and the measures which the two Governments will take individually and together in furtherance of the above objectives;

Have agreed as follows:

ARTICLE I

The Government of the United States of America will, subject to the terms and conditions prescribed by law and to the arrangements provided for in this agreement, furnish the Government of the Union of Burma such loan assistance for economic development purposes as may be requested by it and agreed to by the Government of the United States of America. The two Governments agree to co-operate to assure that procurement will be at reasonable prices and on reasonable terms. The purposes and manner of utilization of the loan assistance will be defined in appropriate arrangements which will be concluded between representatives of the two Governments or of the competent agencies thereof.

ARTICLE II

In order to assure maximum benefits to the people of the Union of Burma from the assistance to be furnished hereunder by the Government of the United States of America, the Government of the Union of Burma will use its best endeavors:

- (a) to assure the efficient and practical use of all resources available under this Agreement for purposes consistent therewith;
- (b) to promote the economic development of the Union of Burma on a sound basis and to achieve such objectives as may be agreed upon by the two Governments;
- (c) to assure the stability of its currency and the validity of its rate of exchange, and generally to assure confidence in its internal financial stability;
- (d) to co-operate with other countries to reduce barriers to international trade, and to take appropriate measures singly and in cooperation with other countries to eliminate restrictive practices of public or privately owned business enterprises hindering domestic or international trade.

ARTICLE III

The Governments will, upon request of either of them, consult regarding any matter relating to the application of the Agreement or operations thereunder. The Government of the Union of Burma will prepare for the use of both Governments such information as may be necessary to carry out the provisions of this agreement including a quarterly statement on the use of resources received hereunder and other relevant information which may be needed by either Government to determine the nature and scope of operations under this agreement and evaluate the effectiveness of assistance furnished or contemplated.

ARTICLE IV

The Government of the Union of Burma will give full cooperation to the Government of the United States of America, including the provision of necessary facilities, for observation and survey of the carrying out of this agreement including the use of assistance furnished under it.

ARTICLE V

The Government of the Union of Burma will co-operate by facilitating acquisition by the United States of America on reason-

able commercial terms, no less favorable than those provided to nationals of other countries, of materials in which the United States of America is actually or potentially deficient, giving due regard to the reasonable requirements of the Union of Burma for the domestic use and commercial export of such materials.

ARTICLE VI

The Government of the Union of Burma will permit and give full publicity to the objectives and progress of the programme under this Agreement and will make public each quarter full statements of operations hereunder including information as to the use of the resources received.

ARTICLE VII

1. This Agreement shall take effect [] upon notification by the Government of the Union of Burma to the Government of the United States of America that all necessary legal requirements in connection with the conclusion of this Agreement by the Government of the Union of Burma have been fulfilled.

This Agreement shall continue in force until three months after the receipt by either party of written notice of the intention of the other party to terminate it.

2. This Agreement may be amended at any time by agreement between the two Governments.

3. This Agreement shall be registered with the Secretariat of the United Nations.

IN WITNESS WHEREOF, the undersigned, duly authorized for the purpose, have affixed their respective signatures to the Agreement.

DONE at Rangoon this 21st day of March 1957 in duplicate in the English and Burmese languages, both texts to be authentic, except that in the case of divergencies, the English text shall govern.

For the Government of the United States of America:

JOSEPH C. SATTERTHWAIT

For the Government of the Union of Burma:

SAO HKUN HKIO

[SEAL]

[SEAL]

¹ Oct. 9, 1957.

TIAS-3931

ECONOMIC COOPERATION

Agreement Between the
UNITED STATES OF AMERICA
and BURMA

Amending Agreement of March 21, 1957

Effected by Exchange of Notes
Signed at Rangoon September 12, 1959



BURMA

Economic Cooperation

Agreement amending the agreement of March 21, 1957.

Effected by exchange of notes

Signed at Rangoon September 12, 1959;

Entered into force September 12, 1959.

*The American Ambassador to the Permanent Secretary, Burmese
Ministry of Foreign Affairs*

AMERICAN EMBASSY,

RANGOON, BURMA,

September 12, 1959.

No. 370

Sir:

I have the honor to refer to the recent conversations between representatives of The Government of the United States and The Government of the Union of Burma concerning the amendment of the Economic Cooperation Agreement signed at Rangoon on March 21, 1957, [1] and in response to the request of the Burmese Government, to propose that this agreement be amended by deletion of the word "loan" in sentences 1 and 3 of article I.

I further have the honor to propose that if this amendment is acceptable to the Government of the Union of Burma this note and your note in reply concurring therein shall be considered as constituting an agreement between our two Governments which shall enter into force on the date of your note.

Please accept, Sir, the renewed assurances of my highest consideration.

WALTER P. McCONAUGHY

The Honorable Maha Thray Sithu, Mr. JAMES BARRINGTON,

Permanent Secretary,

Ministry of Foreign Affairs,

Foreign Office,

Rangoon.

*The Permanent Secretary, Burmese Ministry of Foreign Affairs, to
the American Ambassador*

FOREIGN OFFICE
RANGOON

September 12, 1959.

No. A 251/Nya.

EXCELLENCY,

I have the honour to acknowledge the receipt of your Note of today's date which reads as follows:

"I have the honor to refer to the recent conversations between representatives of The Government of the United States and The Government of the Union of Burma concerning the amendment of the Economic Cooperation Agreement signed at Rangoon on March 21, 1957, and in response to the request of the Burmese Government, to propose that this agreement be amended by deletion of the word "loan" in sentences 1 and 3 of article I.

I further have the honor to propose that if this amendment is acceptable to the Government of the Union of Burma this note and your note in reply concurring therein shall be considered as constituting an agreement between our two Governments which shall enter into force on the date of your note."

I have the honour to inform you that the proposal is acceptable to my Government. Accordingly, your note and the present reply will constitute an agreement between our two Governments effective from today's date.

Please accept, Excellency, the renewed assurances of my highest consideration:

J BARRINGTON

(J. Barrington)

Permanent Secretary.

His Excellency Mr. WALTER P. MCCONARDIE,
*Ambassador Extraordinary and Plenipotentiary
of the United States of America.*

ECONOMIC COOPERATION

Agreement Between the
UNITED STATES OF AMERICA
and BURMA

Supplementing the Agreement of
March 21, 1957, as Amended

Effectuated by Exchange of Notes
Signed at Rangoon June 29, 1960



BURMA

Economic Cooperation

*Agreement supplementing the agreement of March 21, 1957, as amended.
Effected by exchange of notes
Signed at Rangoon June 29, 1960;
Entered into force June 29, 1960.*

*The American Ambassador to the Burmese Minister for Foreign
Affairs*

AMERICAN EMBASSY
RANGOON, BURMA
June 29, 1960

No. 1963

SIR:

I have the honor to refer to the recent conversations between representatives of the Government of the United States of America and the Government of the Union of Burma with respect to the Economic Cooperation Agreement signed at Rangoon on March 21, 1957,^[1] as amended by an exchange of notes on September 12, 1959,^[2] and to propose that this agreement, as amended, be supplemented as follows:

1. The Government of the Union of Burma will receive personnel of the Government of the United States who will discharge the responsibilities of the Government of the United States under the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented; will consider such personnel as part of the Diplomatic Mission of the Government of the United States in the Union of Burma for the purposes of enjoying the privileges and immunities accorded to that Mission and its personnel of comparable rank or grade; and will give full cooperation to such personnel, including the furnishing of facilities necessary for the purposes of carrying out the provisions of the Economic Cooperation Agreement, as amended, and as hereby supplemented.

¹ TIAS 2931; S LST 1802.

² TIAS 4323; 10 EST 1733.

2. All personnel, except citizens and permanent residents of the Union of Burma, whether employees of the Government of the United States or its Agencies or individuals under contract with, or employees of public or private organizations under contract with, the Government of the United States, the Government of the Union of Burma or any Agencies of either Government, who are present in the Union of Burma to perform work in connection with the provisions of the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented, and whose entrance into the country has been approved by the Government of the Union of Burma, shall be exempt from income and social security taxes levied under the laws of the Union of Burma, and shall also enjoy the same exemption from taxes on purchase, ownership or use of personal movable property intended for their own use as is accorded by the Government of the Union of Burma to diplomatic personnel of the American Embassy in Rangoon. Such personnel and members of their families shall receive the same treatment with respect to the payment of customs and import and export duties on personal effects, equipment, supplies or other commodities imported into the Union of Burma for their own use, as is accorded by the Government of the Union of Burma to diplomatic personnel of the American Embassy in Rangoon.

3. Any supplies, materials, equipment or other commodities or any funds introduced into or acquired in the Union of Burma by the Government of the United States, or any contractor financed by that Government, for purposes of any program or project conducted pursuant to the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented, shall, while such supplies, materials, equipment, commodities or funds are used in connection with such a program or project, be exempt from any taxes on ownership or use of property and any other taxes, investment or deposit requirements in the Union of Burma, and the import, export, purchase, use or disposition of any such supplies, material, equipment, commodities or funds in connection with such a program or project shall be exempt from any tariffs, customs duties, import and export taxes, taxes on purchase or disposition of property and any other taxes or similar charges in the Union of Burma.

4. Funds introduced into the Union of Burma for purposes of furnishing assistance under the provisions of the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented, shall be convertible, only in the Union of Burma, into currency of the Union of Burma at the effective rate at which United States dollars are sold in exchange for the currency of Burma to residents of Burma for the meeting of payments obligations abroad, provided effective rates for the currency of Burma differing by more than one per cent (1%) from the par value agreed upon with the International Monetary Fund for that currency are not permitted

by Burma, and provided that our two Governments do not agree that another rate would be just and reasonable; otherwise, at a rate to be mutually agreed from time to time.

I have the honor to propose that if the foregoing proposal is acceptable to the Government of the Union of Burma, this note and your note in reply concurring therein shall constitute an agreement between our two Governments which shall enter into force on the date of your note.

Accept, Sir, the renewed assurances of my highest consideration.

WILLIAM P. SNOW

The Honorable
U SAO HKEUN HICHO
*Minister for Foreign Affairs of the
Union of Burma, Rangoon*

*The Burmese Minister for Foreign Affairs to the American
Ambassador*

FOREIGN OFFICE

No. USAE 216/Nya.

29 JUNE 1960.

EXCELLENCY,

I have the honour to acknowledge the receipt of your note of to-day's date which reads as follows:

"I have the honor to refer to the recent conversations between representatives of the Government of the United States of America and the Government of the Union of Burma with respect to the Economic Cooperation Agreement signed at Rangoon on March 21, 1957, as amended by an exchange of notes on September 12, 1959, and to propose that this agreement, as amended, be supplemented as follows:

1. The Government of the Union of Burma will receive personnel of the Government of the United States who will discharge the responsibilities of the Government of the United States under the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented; will consider such personnel as part of the Diplomatic Mission of the Government of the United States in the Union of Burma for the purposes of enjoying the privileges and immunities accorded to that Mission and its personnel of comparable rank or grade; and will give full cooperation to such personnel, including the furnishing of facilities necessary for the purposes of carrying out the provisions of the Economic Cooperation Agreement, as amended, and as hereby supplemented.

2. All personnel, except citizens and permanent residents of the Union of Burma, whether employees of the Government of the United States or its Agencies or individuals under contract with, or employees of public or private organizations under contract with, the Government of the United States, the Government of the Union of Burma or any Agencies of either Government, who are present in the Union of Burma to perform work in connection with the provisions of the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented, and whose entrance into the country has been approved by the Government of the Union of Burma, shall be exempt from income and social security taxes levied under the laws of the Union of Burma, and shall also enjoy the same exemption from taxes on purchase, ownership or use of personal movable property intended for their own use as is accorded by the Government of the Union of Burma to diplomatic personnel of the American Embassy in Rangoon. Such personnel and members of their families shall receive the same treatment with respect to the payment of customs and import and export duties on personal effects, equipment, supplies or other commodities imported into the Union of Burma for their own use, as is accorded by the Government of the Union of Burma to diplomatic personnel of the American Embassy in Rangoon.

3. Any supplies, materials, equipment or other commodities or any funds introduced into or acquired in the Union of Burma by the Government of the United States, or any contractor financed by that Government, for purposes of any program or project conducted pursuant to the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented, shall, while such supplies, materials, equipment, commodities or funds are used in connection with such a program or project, be exempt from any taxes on ownership or use of property and any other taxes, investment or deposit requirements in the Union of Burma, and the import, export, purchase, use or disposition of any such supplies, material, equipment, commodities or funds in connection with such a program or project shall be exempt from any tariffs, customs duties, import and export taxes, taxes on purchase or disposition of property and any other taxes or similar charges in the Union of Burma.

4. Funds introduced into the Union of Burma for purposes of furnishing assistance under the provisions of the Economic Cooperation Agreement of March 21, 1957, as amended, and as hereby supplemented, shall be convertible, only in the Union of Burma, into currency of the Union of Burma at the effective rate at which United States dollars are sold in exchange for the currency of Burma to residents of Burma for the meeting of payments obligations abroad, provided effective rates for the currency of Burma differing by more than one per cent (1%) from the par value agreed upon with the International Monetary Fund for that currency are not permitted by

Burma, and provided that our two Governments do not agree that another rate would be just and reasonable; otherwise, at a rate to be mutually agreed from time to time.

I have the honor to propose that if the foregoing proposal is acceptable to the Government of the Union of Burma, this note and your note in reply concurring therein shall constitute an agreement between our two Governments which shall enter into force on the date of your note."

I have the honour to inform you that the proposal is acceptable to my Government. Accordingly, your note and the present reply will constitute an agreement between our two Governments effective from to-day's date.

Please accept, Excellency, the renewed assurances of my highest consideration.

S. H. Hkio.

(Sao Hkun Hkio)

Minister for Foreign Affairs.

His Excellency Mr. WILLIAM P. SNOW,
*Ambassador Extraordinary and Plenipotentiary
of the United States of America.*