

AIRGRAM

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UNCLASSIFIED

A-1024

HANDLING INDICATOR

NO.

TO : Department of State

INFO: Amembassy Buenos Aires

FROM : Amembassy London

DATE: JULY 7, 1971

SUBJECT : Falkland/Malvinas Island Dispute

REF : London 6184

DDI/H

We enclose a copy of the agreement initialed 1 July 1971 by British and Argentine officials in Buenos Aires concerning the above dispute.

ANNENBERG

mgb

Enclosure:

As noted

POST ROUTING			
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In Out

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Clearances:

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JUL 9 1971 5 06

Following are texts of documents initialled at 12.00 hours local time, (15.00 hours GMT) in Buenos Aires yesterday by Mr D A Scott MC (Foreign and Commonwealth Office) and Sr. J C Beltramino (Minister, Argentinian Embassy, London).

Your Excellency

I have the honour to refer to the Resolution of the General Assembly of the United Nations no. 2065 (XX) of 16 December 1965 and the letters dated 21 November 1969 and 11 December 1970 from the permanent representatives to the United Nations of the United Kingdom of Great Britain and Northern Ireland and the Argentine Republic addressed to the Secretary-General of the Organisation on the question of the Falkland Islands, and also to the joint statement on communications and movement between the Argentine mainland and the Falkland Islands initialled in Buenos Aires by the representatives of the two Governments on 1 July 1971, and to inform Your Excellency that the Government of the United Kingdom are prepared to conclude an agreement with the Government of the Argentine Republic in the following terms:-

1. (a) Since divergence remains between the two Governments regarding the circumstances that should exist for a definitive solution to the dispute concerning sovereignty over the Falkland Islands, nothing contained in the joint statement referred to above and approved by our two Governments on today's date shall be interpreted as:-

- (i) A renunciation by either Government of any right of territorial sovereignty over the Falkland Islands or
- (ii) A recognition of or support for the other Government's position with regard to territorial sovereignty over the Falkland Islands.

(b) No acts or activities taking place as a consequence of the joint statement referred to above having been put into operation and while it is in operation shall constitute a basis for asserting, supporting, or denying the position of either Government with regard to territorial sovereignty over the Falkland Islands.

2. Either Government may denounce this agreement subject to six months' prior notice in writing.

If the foregoing is acceptable to the Government of the Argentine Republic, I have the honour to propose that this note

together with Your Excellency's reply in that sense shall constitute an agreement between the two Governments which shall enter into force on the date of your reply.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

JOINT STATEMENT

Special conversations were continued in Buenos Aires from 21 until 30 June 1971 about communications and movement between the Argentine mainland and the Falkland Islands by delegations of the Government of the United Kingdom of Great Britain and Northern Ireland and of the Argentine Republic, the former including participants from the Islands. The conversations were within the general framework of the negotiations recommended by Resolution no. 2065 (XX) of the General Assembly of the United Nations and in accordance with letters addressed to the Secretary-General of the Organisation by the permanent representatives of both countries on 21 November 1969 and 11 December 1970.

The delegates concluded that, subject to the approval of their Governments, the following measures should be adopted on the understanding that they may contribute to the process of a definitive solution to the dispute between the two Governments over the Islands which is referred to in Resolution no. 2065 (XX) mentioned above.

- A 1024
1. In order to deal with questions which might arise over the setting up and promotion of communications between the Argentine mainland and the Falkland Islands in both directions, including questions relating to the movement of persons, those which might arise for residents of the Islands while they were on the mainland and those concerning residents of the mainland while they were in the Islands. A special consultative committee should be set up, consisting of representatives of the Argentine Ministry of Foreign Affairs and the British Embassy, with its headquarters in Buenos Aires. The committee should have its representatives in Port Stanley who would keep it informed.
 2. The Argentine Government should issue a document, in the form annexed, to residents of the Falkland Islands irrespective of their nationality who wished to travel to the Argentine mainland, which would allow them free movement within it. A document in the same form issued by the Argentine Government should be the only document needed by residents of the Argentine mainland for journeys to the Falkland Islands.
 3. Residents in the Falkland Islands should be exempted by the Argentine Government from all duties, taxes, and any other obligations arising as a result of activities in the Falkland Islands. In addition, residents of the Falkland Islands who go to the Argentine mainland in order to provide services connected with communications should be exempt from taxes on their salaries and other emoluments which they receive from their British employers. The British Government should make no claim on residents of the Argentine mainland who provide services in the Falkland Islands for activities related to communications for taxes on their salaries and other emoluments which they receive from their Argentine employers.

4. The Argentine Government should take the necessary practical measures so that the normal luggage of residents of the Falkland Islands who travel between the Falkland Islands and the Argentine mainland in either direction should be free from the payment of all duties and taxes. Residents of the Falkland Islands should be exempted from the payment of all Argentine duties and taxes in respect of their luggage, household effects and motor cars passing directly through the Argentine mainland towards the Falkland Islands or going abroad through the Argentine mainland. The British Government should take the necessary measures so that the normal luggage of residents of the Argentine mainland who travel between the Argentine mainland and the Falkland Islands in either direction will be exempted from the payment of all duties and taxes.

5. The Argentine Government should take the necessary measures so that each resident of the Islands who establishes a permanent residence on the Argentine mainland may bring in once only free of all duties and taxes all personal effects, household effects and a motor car. Equally, the British Government should take the necessary measures so that each resident on the Argentine mainland who establishes a permanent residence in the Falkland Islands, may bring in once only free of all duties and taxes all personal effects, household effects and a motor car.

6. The British and Argentina

The British and Argentine Governments should facilitate in the Falkland Islands and on the Argentine mainland respectively, the transit, residence and work of persons directly concerned with practical measures adopted in order to implement and promote communications and movement.

7. The British Government should take the necessary measures to arrange for a regular shipping service for passengers, cargo and mail between the Falkland Islands and the Argentine mainland.

8. The Argentine Government should take the necessary measures to arrange for a regular service of weekly frequency by air for passengers, cargo and mail between the Argentine mainland and the Falkland Islands.

9. Pending the completion of the airfield at Port Stanley, the Argentine Government should provide a temporary service by amphibian aircraft between the Argentine mainland and the Falkland Islands for passengers, cargo and mail. This service should be reviewed from time to time in the light of progress in the construction of the airfield mentioned above.
10. Both Governments should co-operate over the simplifications of administrative practices, regulations and documentation for sea and air transport bearing in mind the need to promote and speed up communications.
11. In order to facilitate the movement of persons born in the Falkland Islands, the Argentine Government should take the necessary measures to exempt them from all obligations related to enlistment and military service. The British Government should declare that in the Falkland Islands no obligations for enlistment for military service exist.
12. Both Governments should study and exchange views on measures to facilitate trade and to permit a greater ease of commercial transactions.
13. The British and Argentine Governments should take the necessary measures so that postal, telegraphic and telephone communications in both directions between the Argentine mainland and the Falkland Islands are as effective and expeditious as possible.
14. The tariff for postal, telegraphic and telephone communications in both directions between the Argentine mainland and the Falkland Islands should be at a rate equivalent to the international rate at the place of origin of the communications.
15. Postage stamps on mail travelling between the Argentine mainland and the Falkland Islands in either direction should be cancelled with a mark referring to this joint statement. Mail bags should be similarly marked.
16. The Argentine Government should be prepared to co-operate in the health, educational, agricultural and technical fields if so requested. The Argentine Government should arrange for places to be available in schools on the Argentine mainland for the children of residents of the Falkland Islands and should offer

scholarships which should be published from time to time, the number of which should be decided upon in the light of local requirements. Both Governments should continue to exchange views on the matters referred to in this paragraph.

17. Conversations should be continued through the customary diplomatic channels and the next meeting should be held in Port Stanley in 1972.

18. If either Government should decide to terminate the measures referred to above, it should give six months' notice of its decision to the other Government.

Initialled in Buenos Aires on the 1st day of July 1971
by the Heads of the respective delegations.

NEWS DEPARTMENT,
FOREIGN AND COMMONWEALTH OFFICE,
2 JULY, 1971.