

UNITED STATES
OF AMERICA



Treaty Series No. 21 (1961)

Exchange of Notes

between the Government of the
United Kingdom of Great Britain and Northern Ireland
and the Government of the United States of America
concerning Space Vehicle Tracking
Stations in the United Kingdom

London, January 20, 1961

*Presented to Parliament by the Secretary of State for Foreign Affairs
by Command of Her Majesty
April 1961*

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EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING SPACE VEHICLE TRACKING STATIONS IN THE UNITED KINGDOM

No. 1

The United States Chargé d'Affaires ad interim at London to the Secretary of State for Foreign Affairs

Embassy of the United States of America.

Sir: *London, January 20, 1961.*

I have the honor to refer to discussions on the establishment of space vehicle tracking stations which have recently taken place between representatives of the Government of the United States of America and of the Government of the United Kingdom of Great Britain and Northern Ireland and to propose that the two Governments should now conclude an Agreement to join together in a program to establish and operate within the United Kingdom, for scientific purposes, stations for the tracking of, and communication with, space vehicles. The objects of such a joint program would be to facilitate space operations contributing to the advancement of scientific knowledge of man's spatial environment and its effects; the application of this knowledge to the direct benefit of man; and the development of space vehicles of advance capabilities, including manned space vehicles. The program would be carried out in accordance with the following provisions:

(1) Each Government shall designate an agency or agencies which shall be responsible for carrying out the program. For the Government of the United States, this shall be the National Aeronautics and Space Administration and for the Government of the United Kingdom this shall be such agencies as that Government may from time to time designate through the normal diplomatic channels. The agency designated by the Government of the United States and the agency or agencies designated by the Government of the United Kingdom are hereinafter respectively referred to as a "Cooperating Agency".

(2) (a) The program shall include the establishment of a Tracking Station at an agreed site at Winkfield, Windsor, Berkshire, England and such other stations at other locations as may from time to time be agreed upon by the two Governments.

(b) The Government of the United Kingdom shall provide the site for the station at Winkfield at no cost to the Government of the United States.

(3) The Government of the United Kingdom shall upon request of a Cooperating Agency investigate any interference to radio reception at the station or stations which may be due to electrical apparatus, and shall take all reasonable steps to secure the removal of the interference.

(4) (a) All radio operations by the station or stations shall be conducted so as not to interfere with the services provided by installations in the United

Kingdom or in neighboring territories, and shall comply at all times with the provisions of the International Telecommunication Convention.

(b) All frequencies to be used at the station or stations shall be subject to approval in advance by the appropriate United Kingdom authorities. So far as is possible, these frequencies shall be in such frequency bands as may be allocated for use in space research in the International Radio Regulations annexed to the International Telecommunication Convention.

(c) The Government of the United Kingdom shall be responsible for notifying the International Telecommunication Union of the frequencies used at the station or stations. The Government of the United States shall at all times convey promptly to the Government of the United Kingdom, through the Cooperating Agencies, all the information needed to enable that Government to fulfill this obligation.

(5) In connection with each station to be established and operated under the program, the Cooperating Agencies shall agree, subject to the grant of any wireless telegraphy license required under the law in force in the United Kingdom, upon arrangements with respect to the duration of use of the station, the responsibility for and financing of the construction, installation, equipping, maintenance, and operation of the station, and other details relating to the establishment and operation of the station.

(6) Each Cooperating Agency shall provide to the other, from the data acquired through the operation of each station, such reduced scientific data as the other Agency may request for scientific studies it may wish to carry out. The results of all such studies shall be made available promptly and in their entirety to both Cooperating Agencies.

(7) Each station established may be used for independent scientific activities of the Government of the United Kingdom or of a United Kingdom Cooperating Agency, it being understood that such activities shall be conducted so as not to conflict with schedules of operations agreed between the two Governments or between the Cooperating Agencies and that any additional operating costs resulting from such independent activities shall be borne by the Government of the United Kingdom or by the United Kingdom Cooperating Agency concerned unless otherwise agreed.

(8) (a) The Government of the United Kingdom shall, upon request, take the necessary steps to facilitate the admission into the United Kingdom of materials, equipment, supplies, goods and other items of property owned by the Government of the United States and brought into the United Kingdom for the purpose of this Agreement.

(b) No customs duties shall be charged on the importation into the United Kingdom of materials, equipment, supplies, goods and other items of property in connection with this Agreement provided that such materials, equipment, supplies, goods and other items of property are and continue to be the property of, and are imported by, the Government of the United States.

(9) (a) Title to any property provided by the Government of the United States for use in connection with each station shall remain in the Government of the United States until that Government sells or otherwise disposes of such property, notwithstanding that it is affixed to the land or to any structure on it. Such property of the Government of the United States at each station

may be removed from the United Kingdom by the Government of the United States at any time, free of taxes and other charges. The Government of the United States shall arrange for the removal of such property from the site of the station when that site is no longer required for the purposes of this Agreement.

(b) If the Government of the United States should desire to dispose of all or part of the property to which it holds title within the United Kingdom for the purposes of this Agreement, the two Governments shall consult beforehand on arrangements therefor.

(10) (a) The Government of the United Kingdom shall take the necessary steps to facilitate, subject to the normal laws and regulations governing the admission of foreign nationals to the United Kingdom, the admission into the United Kingdom of such United States personnel as may be assigned by the Cooperating Agency of the Government of the United States to visit or participate in the cooperative activities provided for under this Agreement, due regard being paid to the principle that United States personnel shall only be employed where no suitably qualified British subjects are available.

(b) Subject to such conditions as the Government of the United Kingdom may deem necessary, personal and household effects of United States personnel assigned to a station under the program by the Cooperating Agency of the Government of the United States may be brought into the United Kingdom at the time of the owner's first arrival and removed from the United Kingdom on the termination of his assignment free of all taxes and duties. Such effects shall not be sold or otherwise disposed of within the United Kingdom except under conditions approved by the Government of the United Kingdom.

(c) For the purposes of this paragraph, the expression "United States personnel" means persons not normally resident in the United Kingdom who are employees of or under contract with the Government of the United States, or with a United States contractor engaged by that Government, in connection with the establishment and operation of the station, except that sub-paragraph (b) of this paragraph shall apply only to employees of the Government of the United States.

(11) The program of cooperation set forth in this Agreement shall, subject to the availability of funds, remain in effect for a period of five years and may thereafter be extended for such additional period and on such terms as may be agreed in writing between the two Governments. Nevertheless, either Government may terminate this Agreement by giving ninety days' notice in writing to the other Government.

If the foregoing provisions are acceptable to the Government of the United Kingdom of Great Britain and Northern Ireland, I have the honor to propose that this note and your reply to that effect, shall constitute an Agreement between the two Governments in this matter, which shall enter into force on the date of your note in reply.

Accept, etc.,

WALWORTH BARBOUR,

Chargé d'Affaires *ad interim*.

No. 2

*The Secretary of State for Foreign Affairs to the United States Chargé d' Affaires
ad interim at London*

Foreign Office, S.W. 1.

January 20, 1961.

Sir,

I have the honour to acknowledge receipt of your Note of to-day's date about the establishment and operation within the United Kingdom, for scientific purposes, of stations for the tracking of, and communication with, space vehicles, which Note reads as follows:—

[As in No. 1]

2. I have the honour to inform you that the foregoing proposals are acceptable to the Government of the United Kingdom of Great Britain and Northern Ireland who therefore agree that your note, together with the present reply, shall constitute an Agreement between the two Governments which shall enter into force on to-day's date.

I have, etc.,

(For the Secretary of State)

H. C. HAINWORTH.

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