

No. 4897. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND GHANA RELATING TO DUTY-FREE ENTRY AND EXEMPTION FROM INTERNAL TAXATION OF RELIEF SUPPLIES AND PACKAGES. ACCRA, 9 APRIL 1959¹

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT² AMENDING THE ABOVE-MENTIONED AGREEMENT. ACCRA, 8 APRIL AND 3 MAY 1971

Authentic text: English.

Registered by the United States of America on 4 August 1971.

I

The American Ambassador to the Ghanaian Minister of Foreign Affairs

EMBASSY OF THE UNITED STATES OF AMERICA

Accra, April 8, 1971

Note No. 38

Excellency:

I have the honor to refer to the Agreement of April 9, 1959,¹ between our two Governments, effected by an exchange of notes on that day, concerning Relief Supplies and Packages: Duty Free Entry and Exemption from Internal Taxation. I also have the honor to refer to recent conversations between representatives of our two Governments and to confirm understandings reached as a result of those conversations as follows:

1. The first sentence of the April 9, 1959, note of the American Ambassador originally read:

“I have the honor to refer to conversations between representatives of our two Governments concerning measures to facilitate private manifestations of friendship between the peoples of our two countries through voluntary gifts of food and other basic supplies by individuals and organizations in the United States to individuals and organizations in Ghana.”

¹ United Nations, *Treaty Series*, vol. 342, p. 21.

² Came into force on 3 May 1971, the date of the note in reply, in accordance with the provisions of the said notes.

The phrase “including Food for Peace commodities” is now inserted after the word “food” so that the sentence now reads:

“I have the honor to refer to conversations between representatives of our two Governments concerning measures to facilitate private manifestations of friendship between the peoples of our two countries through voluntary gifts of food including Food for Peace commodities and other basic supplies by individuals and organizations in the United States to individuals and organizations in Ghana.”

2. Numbered paragraph 4 of the April 9, 1959, note of the American Ambassador originally read:

“4. The cost of transporting such supplies and equipment (including port handling, storage, and similar charges, as well as transportation) within Ghana to the ultimate beneficiary will be borne by the Government of Ghana.”

This text is removed and now reads:

“4. The cost associated with moving supplies from the end of ship’s tackle at the port of discharge to points of distribution within the country and the cost of any storage and handling charges incurred as a function of the distributing activity will be borne by the Government of Ghana.”

I have the honor to propose that, if these understandings meet with the approval of the Government of Ghana, this note and your Excellency’s note in reply constitute an amendment to the Agreement of April 9, 1959, between our two Governments effective on the date of your Excellency’s reply.

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

THOMAS W. McELHINEY

His Excellency William Ofori-Atta
Minister of Foreign Affairs
Accra

II

The Ghanaian Minister of Foreign Affairs to the American Ambassador

MINISTER OF FOREIGN AFFAIRS
ACCRA

3rd May, 1971

Ref. EC/CUS/ Vol. 10

Your Excellency,

I have the honour to refer to your Note No. 38 of 8th April, 1971 containing proposals to amend the Agreement of April 9, 1959 between our two Governments concerning Relief Supplies and Packages: Duty free Entry and Exemption from Internal Taxation and to inform you that my Government concurs in these proposals.

My Government further agrees that your Note under reference and this reply shall constitute an amendment to the aforementioned Agreement between our two Governments effective as from the date of this letter.

Accept, Your Excellency, the assurances of my highest consideration.

[Signed]
WLLIAM OFORI-ATTA
Minister of Foreign Affairs

His Excellency Mr. Thomas W. McElhiney
Ambassador of the United States of America
American Embassy
Accra
