

PREVENTION OF CONTROVERSIES (INTER-AMERICAN)

Treaty signed at Buenos Aires December 23, 1936

Senate advice and consent to ratification June 29, 1937

Ratified by the President of the United States July 15, 1937

Ratification of the United States deposited with the Pan American Union July 29, 1937

Entered into force July 29, 1937¹

Proclaimed by the President of the United States September 16, 1937

51 Stat. 65; Treaty Series 924

TREATY ON THE PREVENTION OF CONTROVERSIES

The Governments represented at the Inter-American Conference for the Maintenance of Peace,

In order to adopt, in the interest of the maintenance of international peace so far as may be attainable, a preventive system for the consideration of possible causes of future controversies and their settlement by pacific means; and

Convinced that whatever assures and facilitates compliance with the treaties in force constitutes an effective guarantee of international peace,

Have agreed to conclude a treaty and to this effect have named the following plenipotentiaries:

Argentina:

CARLOS SAAVEDRA LAMAS,
ROBERTO M. ORTIZ,
MIGUEL ANGEL CÁRCANO,
JOSÉ MARÍA CANTILLO,
FELIPE A. ESPIL,
LEOPOLDO MELO,
ISIDORO RUIZ MORENO,
DANIEL ANTOKOLETZ,
CARLOS BREBBIA,
CÉSAR DÍAZ CISNEROS.

Paraguay:

MIGUEL ANGEL SOLER,
J. ISIDRO RAMÍREZ.

Honduras:

ANTONIO BERMÚDEZ M.,
JULIÁN LÓPEZ PINEDA.

Costa Rica:

MANUEL F. JIMÉNEZ,
CARLOS BRENES.

¹ Date of deposit of the second instrument of ratification.

Venezuela:

CARACCILO PARRA PÉREZ,
GUSTAVO HERRERA,
ALBERTO ZÉREGA FOMBONA.

Peru:

CARLOS CONCHA,
ALBERTO ULLOA,
FELIPE BARREDA LAOS,
DIÓMEDES ARIAS SCHREIBER.

El Salvador:

MANUEL CASTRO RAMIREZ,
MAXIMILIANO PATRICIO BRANNON.

Mexico:

FRANCISCO CASTILLO NÁJERA,
ALFONSO REYES,
RAMÓN BETETA,
JUAN MANUEL ALVAREZ DEL
CASTILLO.

Brazil:

JOSÉ CARLOS DE MACEDO SOARES,
OSWALDO ARANHA,
JOSÉ DE PAUL RODRÍGUES ALVES
HELIO LOBO,
HILDEBRANDO POMPEU PINTO
ACCIOLY,
EDMUNDO DA LUZ PINTO,
ROBERTO CARNEIRO DE
MENDONÇA,
ROSALINA COELHO LISBOA DE
MILLER,
MARÍA LUIZA BITTENCOURT.

Uruguay:

JOSÉ ESPALTER,
PEDRO MANINI RÍOS,
EUGENIO MARTÍNEZ THEDY,
JUAN ANTONIO BUERO,
FELIPE FERREIRO,
ANDRÉS F. PUYOL,
ABALCÁZAR GARCÍA,
JOSÉ G. ANTUÑA,
JULIO CÉSAR CERDEIRAS ALONSO,
GERVASIO POSADAS BELGRANO.

Guatemala:

CARLOS SALAZAR,
JOSÉ A. MEDRANO,
ALFONSO CARRILLO.

Nicaragua:

LUIS MANUEL DEBAYLE,
JOSÉ MARÍA MONCADA,
MODESTO VALLE.

Dominican Republic:

MAX HENRÍQUEZ UREÑA,
TULIO M. CESTERO,
ENRIQUE JIMÉNEZ.

Colombia:

JORGE SOTO DEL CORRAL,
MIGUEL LÓPEZ PUMAREJO,
ROBERTO URDANETA ARBELÁEZ,
ALBERTO LLERAS CAMARGO,
JOSÉ IGNACIO DÍAZ GRANADOS.

Panama:

HARMODIO ARIAS M.,
JULIO J. FÁBREGA,
EDUARDO CHIARI.

United States of America:

CORDELL HULL,
SUMNER WELLES,
ALEXANDER W. WEDDELL,
ADOLF A. BERLE, JR.,
ALEXANDER F. WHITNEY,
CHARLES G. FENWICK,
MICHAEL FRANCIS DOYLE,
ELISE F. MUSSER.

Chile:

MIGUEL CRUCHAGA TOCORNAL,
LUIS BARROS BORGONO,
FÉLIX NIETO DEL RÍO,
RICARDO MONTANER BELLO.

Ecuador:

HUMBERTO ALBORNOZ,
 ANTONIO PONS,
 JOSÉ GABRIEL NAVARRO,
 FRANCISCO GUARDERAS,
 EDUARDO SALAZAR GÓMEZ.

Haiti:

H. PAULEUS SANNON,
 CAMILLE J. LEÓN,
 ELIE LESCOT,
 EDMÉ MANIGAT,
 PIERRE EUGÈNE DE LESPINASSE,
 CLÉMENT MAGLOIRE.

Bolivia:

ENRIQUE FINOT,
 DAVID ALVÉSTEGUI,
 EDUARDO DÍEZ DE MEDINA,
 ALBERTO OSTRIA GUTIÉRREZ,
 CARLOS ROMERO,
 ALBERTO CORTADELLAS,
 JAVIER PAZ CAMPERO.

Cuba:

JOSÉ MANUEL CORTINA,
 RAMÓN ZAYDIN,
 CARLOS MÁRQUEZ STERLING,
 RAFAEL SANTOS JIMÉNEZ,
 CÉSAR SALAYA,
 CALIXTO WHITMARSH,
 JOSÉ MANUEL CARBONELL.

Who, after having deposited their full powers, found to be in good and due form, have agreed as follows:

Art. 1. The High Contracting Parties bind themselves to establish permanent bilateral mixed commissions composed of representatives of the signatory governments which shall in fact be constituted, at the request of any of them, and such party shall give notice of such request to the other signatory governments.

Each Government shall appoint its own representative to the said commission, the meetings of which are to be held, alternatively, in the capital city of one and the other Governments represented in each of them. The first meeting shall be held at the seat of the Government which convokes it.

Art. 2. The duty of the aforementioned commissions shall be to study, with the primary object of eliminating them, as far as possible, the causes of future difficulties or controversies; and to propose additional or detailed lawful measures which it might be convenient to take in order to promote, as far as possible, the due and regular application of treaties in force between the respective parties, and also to promote the development of increasingly good relations in all ways between the two countries dealt with in each case.

Art. 3. After each meeting of any of the said preventive Commissions a minute shall be drawn and signed by its members setting out the considerations and decisions thereof and such minute shall be transmitted to the governments represented in the commissions.

Art. 4. The present treaty shall not affect obligations previously entered into by the High Contracting Parties by virtue of international agreements.

Art. 5. The present Treaty shall be ratified by the High Contracting Parties in conformity with their respective constitutional procedures. The original instrument shall be deposited in the Ministry of Foreign Affairs of the Argen-

tine Republic which shall transmit authentic certified copies to the Governments for the aforementioned purpose of ratification. The instruments of ratification shall be deposited in the archives of the Pan American Union in Washington, which shall notify the signatory Governments of said deposit. Such notification shall be considered as an exchange of ratifications.

Art. 6. The present Treaty will come into effect between the High Contracting Parties in the order in which they deposit their respective ratifications.

Art. 7. The present Treaty shall remain in effect indefinitely but may be denounced by means of one year's notice given to the Pan American Union, which shall transmit it to the other signatory governments. After the expiration of this period the Treaty shall cease in its effects as regards the party which denounces it but shall remain in effect for the remaining High Contracting Parties.

In witness whereof, the above mentioned Plenipotentiaries sign the present Treaty in English, Spanish, Portuguese and French and hereunto affix their respective seals, at the City of Buenos Aires, Capital of the Argentine Republic, on the twenty-third day of the month of December, 1936.

Reservation of the Delegation of Peru

Peru adheres to the above proposal with a reservation to Article 1 in the sense that it understands that recourse to the bilateral mixed commission is not mandatory but optional.

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