

DISPOSAL OF EXCESS UNITS OF ITALIAN FLEET AND RETURN BY SOVIET UNION OF WARSHIPS ON LOAN

*Protocol signed at Paris February 10, 1947, with annex
Entered into force February 10, 1947*

61 Stat. 3846; Treaties and Other
International Acts Series 1733

PROTOCOL ON THE ESTABLISHMENT OF A FOUR POWER NAVAL COMMISSION,
THE DISPOSAL OF EXCESS UNITS OF THE ITALIAN FLEET, AND THE RE-
TURN BY THE SOVIET UNION OF WARSHIPS ON LOAN

PART I

Whereas the Treaty of Peace with Italy¹ provides that all the excess units of the Italian Fleet, as listed in Annex XII B of the said Treaty, shall be placed at the disposal of the Governments of the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, the United States of America, and of France;

And whereas it is necessary to make provision for the final disposal among certain Allied and Associated Powers of the said excess units;

The Governments of the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, the United States of America, and of France have therefore agreed as follows:

1. The excess units of the Italian Fleet as listed in Annex XII B of the Treaty of Peace with Italy, and as finally verified on 1st January 1947, shall be allocated as set out in the Annex of this Protocol. No modification of the list of ships in Annex XII B will be accepted, irrespective of the date of any damage to or loss of such ships, the Italian Government being held responsible for the security and maintenance of such excess units up to the time at which each transfer is completed.

2. Upon transfer by the Italian Government, the vessels concerned shall respectively vest in full ownership in the States hereby becoming entitled thereto, subject to the following exceptions:

(a) The Governments of the Soviet Union and of France take note: that the Governments of the United Kingdom and of the United States of America

¹ TIAS 1648; *post*, p. 311.

have undertaken to meet, at least in part, and out of the tonnage at their disposal, the claims of certain other Powers for Italian naval vessels; furthermore, that in regard to any such Italian naval vessels as the Government of the United States of America may elect to transfer to other Powers, the Government of the United States of America will accept temporary custody only, and, upon transfer of custody by the United States Government to any such Power, full ownership will pass from the Italian Government to that Power.

(b) None of the Governments concerned shall be obliged to accept any ship assigned to it under this Protocol if such Government deems the ship unsuitable for its purpose, but in that case the Four Powers shall ensure that such ship, unless it is an auxiliary naval vessel, be scrapped or sunk by the Italian Government within nine months from the coming into force of the Treaty [September 15, 1947].

3. A Commission, to be known as the Four Power Naval Commission, shall be set up, to meet for the first time immediately after the signature both of the Treaty of Peace with Italy and of this Protocol. This Commission shall make all detailed arrangements necessary to effect the transfer of the excess units of the Italian Fleet, together with their spare parts and armament stores, to the beneficiary Powers, in conformity with the naval clauses of the said Treaty.

4. By invitation of the French Government, the Commission will meet in Paris, where it will operate under the authority of the Council of Foreign Ministers, and carry out all preliminary work practicable prior to the coming into force of the Treaty.

5. Upon the coming into force of the Treaty, the Commission will move to Rome, where it will operate under the authority of the Ambassadors of the Soviet Union, the United Kingdom, the United States of America and of France.

6. All orders and instructions by the Commission shall be issued in the name of the Four Ambassadors, and shall be communicated by them to the Italian Government for execution.

7. The Commission shall have the right to co-opt the services of representatives of Greece, Yugoslavia and Albania, when matters affecting these States are under discussion, and to call for such Italian representation as may be found necessary to the execution of the work of the Commission.

8. The Annex to this Protocol will be published at a later date.

PART II

And whereas, by agreement between the Governments of the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, and the United States of America, certain warships of the Royal Navy and of the United States Navy were, in 1944, transferred on loan to the Government of the Soviet Union;

And whereas it is necessary to make provision for the return to the Governments of the United Kingdom and of the United States of America of the aforementioned warships now on loan;

The Governments of the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, and the United States of America have further agreed as follows:

9. The representatives of the abovementioned three Governments on the Commission shall coordinate the arrangements for the return to the Governments of the United States of America and of the United Kingdom of the vessels on loan to the Government of the Soviet Union, as listed in paragraph 10 below. The return of such vessels to United Kingdom and United States ports shall, as far as possible, be effected simultaneously with the transfer to the Soviet Union of the excess units of the Italian Fleet allocated to her.

10. List of Vessels on Loan from the United Kingdom

	<i>British Name</i>	<i>Temporary Russian Name</i>
<u>Battleship</u>	ROYAL SOVEREIGN	ARCHANGELSK
<u>Destroyers</u>	ST ALBANS	DOSTOINY
	BRIGHTON	ZHARKY
	RICHMOND	ZHYVUCHY
	CHELSEA	DERZKY
	LEAMINGTON	ZHGUCHY
	ROXBURGH	DOBLESTNY
	GEORGETOWN	ZHOSTKY
<u>Submarines</u>	UNBROKEN	B.2
	UNISON	B.3
	URSULA	B.4

Vessel on Loan from the United States

	<i>United States Name</i>	<i>Temporary Russian Name</i>
<u>Cruiser</u>	MILWAUKEE	MURMANSK

In faith whereof the Undersigned Plenipotentiaries have signed the present Protocol, which will take effect immediately, the English, French and Russian texts being equally authentic.

Done in Paris this 10th day of February 1947.

For the Government of the Union of
Soviet Socialist Republics:

A. BOGOMOLOV [SEAL]

For the Government of the United States
of America:

JEFFERSON CAFFERY [SEAL]

For the Government of the United King-
dom of Great Britain and North-
ern Ireland:

DUFF COOPER [SEAL]

For the Government of France:

G. BIDAULT [SEAL]

ANNEX

ALLOCATION OF UNITS OF THE ITALIAN FLEET SPECIFIED IN ANNEX XII B OF THE TREATY OF PEACE WITH ITALY

Type	Union of Soviet Socialist Republics	United Kingdom of Great Britain and Northern Ireland	United States of America	France	Greece	Yugoslavia	Albania
Battleships	GIULIO CESARE	VITTORIO VENETO	ITALIA				
Cruisers	EMANUELE FILIBERTO DUCA D'AOSTA			ATTILIO REGOLO POMPEIO MAGNO SCIPIONE AFRICANO	EUGENIO DI SAVOIA		
Sloop				ERITREA			
Destroyers	ARTIGLIERE FUCILIERE AUGUSTO RIBOTY			LEGIONARIO MITRAGLIERE ALFREDO ORIANI VELITE			
Torpedo boats	ANIMOSO ARDIMENTOSO FORTUNALE					ALISEO ARIETE INDOMITO	
Submarines	MAREA NICHELIO	ALAGI ATROPO	DANDOLO PLATINO	GIADA VORTICE			
Motor torpedo boats	MS. Nos. 52, 53, 61, 65, 75 MAS. Nos. 516, 519, 520, 521 ME. No. 40	MS. Nos. 72, 73, 74 MAS. Nos. 433, 434, 510, 514 ME. No. 41	MS. Nos. 11, 24, 31 MAS. Nos. 523, 538, 547, 562 ME. No. 38	MS. Nos. 35, 54, 55 MAS. Nos. 540, 543, 545			
Gunboat							ILLYRIA
Minesweepers						RD. Nos. 6, 16, 21, 25, 27, 28, 29	
Vedettes	VAS. Nos. 245, 246, 248			VAS. Nos. 237, 240, 241			
Landing Craft	MZ. Nos. 778, 780, 781	MZ. Nos. 784, 800, 831	MZ. Nos. 744, 758, 776	MZ. Nos. 722, 726, 728, 729, 737		MZ. Nos. 713, 717	
Tankers	STIGE		PROMETEO	TARVISIO URANO			

ANNEX

ALLOCATION OF UNITS OF THE ITALIAN FLEET SPECIFIED IN ANNEX XII B
OF THE TREATY OF PEACE WITH ITALY—Continued

Type	Union of Soviet Socialist Republics	United Kingdom of Great Britain and Northern Ireland	United States of America	France	Greece	Yugoslavia	Albania
Water Carriers	BASENTO ISTRIA LIRI POLCEVERA	METAURO TIMAVO	DALMAZIA IDRIA	ANAPO BISAGNO SPRUGOLA TIRSO	ATERNO	ISARCO	
Depot Ship		ANTEO					
Training Ship	CRISTOFORO CO- LOMBO						
Auxiliary Mine-layer		FASANA					
Transports	MONTECUCCO	GIUSEPPE MES- SINA		PANIGAGLIA			
Tugs (Large)	CAPO d'ISTRIA LAMPEDUSA PORTO ADRIANO RAPALLO SAN ANGELO TALAMONE TIFEO VIGOROSO	CARBONARA LISCANERA MESCO PROCIDA SALVORE SAN ANTIOCO	ARSACHENA CEFALU GAETA MARECHIARO PORTO TORRES TEULADA	ERCOLE LIPARI NEREO PORTO QUIETO PORTO TRICASE PROMONTORE TAORMINA VADO		BASILUZZO MOLARA PORTO CONTE SAN REMO	
Tugs (Small)	N. Nos. 35, 37, 80, 94	N. Nos. 2, 3, 24	GENERALE VALFRE NOLI VOLOSCA	LICATA N. Nos. 23, 28, 36			