

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 4040

2. COW Alliance # (if applicable):
N/A

3. Signature date(s) (may vary for members in multilateral alliances):
July 4, 1991

4. Members of alliance (use COW country codes):
230 Spain
600 Morocco

5. Was the alliance signed during war? If so, which war, and which member(s) was at war? (check COW data)
No

6. Means by which alliance was established (e.g., treaty, executive agreement, diplomatic notes, etc.): (Only select "treaty" if the agreement requires ratification.)
Executive Agreement

7. Was the treaty public, public but with secret articles, or secret? If secret articles, describe the content of secret articles.
Public

8. Are there provisions for adding additional members mentioned in the treaty? (Yes, No) If Yes, describe these provisions.
No

9. Are specific state(s) mentioned as possible future members of the alliance? (Yes, No) If Yes, which state(s)?
No

10. Are there specific provisions in the treaty concerning the length of time the treaty is to last? (Yes, No) If Yes, describe.
Yes. Indefinite

11. Are there conditions under which members may renounce the treaty? If Yes, describe these conditions.
Yes. Six months written notice.

12. Are there specific provisions in the treaty concerning renewal of the treaty? (Yes, No) If Yes, describe these provisions.
No

13. Number of times alliance renewed, dates of renewal, and means by which alliance was renewed (Do not include automatic renewals):

14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):
Still in effect – Spanish Ministry of Foreign Affairs – website visited 4/04
Version 4.0: In effect as of January 11, 2018 according to Ministry of Foreign Affairs, Morocco
(<https://www.diplomatie.ma/Politique%C3%A9trang%C3%A8re/Europe/Relationsbilat%C3%A9ralesEuropem%C3%A9ridionale/tabid/179/vw/1/ItemID/572/language/en-US/Default.aspx>)

15. Describe what caused the alliance to terminate.
N/A

SECTION II: OBLIGATIONS

16. Type of alliance (defense pact, neutrality pact, nonaggression pact, consultation pact, offense pact): (List all that apply to any member of the alliance.)
Nonaggression Pact

17. Type of alliance as coded in COW data (if applicable):

N/A

18. Describe the obligations of the alliance partners.

General Principles: 4. "In their mutual relations, both Parties shall refrain from recourse to the threat or use of force against the territorial integrity or political independence of the other Party, ... Both Parties shall accordingly refrain from any act which might constitute a threat of force or a direct or indirect use of force."

19. Are any of the obligations contingent upon any of the following: specific adversary, specific location, specific ongoing conflict, number of adversaries, noncompliance with a specific demand, attack, nonprovocation of enemy, or prior agreement among partners? (List all that apply)

None

20. Describe the nature of the limits to obligations listed in #19.

N/A

21. Are there any additional provisions for assistance in the event of war? (e.g., promise not to participate in economic sanctions against partner, promise not to aid internal or external enemies, etc.) (Yes, No) If Yes, describe.

No

22. Are there any additional limits to the alliance obligations or conditions under which treaty obligations do not apply that were not listed in #19? (Yes, No) If Yes, describe.

No

23. Is a specific target/threat mentioned as the object of the treaty? (Yes, No) (Answering Yes to this question does not necessarily mean that obligations are limited only to this adversary.) If Yes, list the target nation(s) (using COW country codes if possible) and describe the general nature of the reference to the target of the treaty.

No

24. Are the treaty obligations symmetric? (That is, do all members commit to the same obligations?) (Yes, No) If No, describe.

Yes

25. Does the treaty prohibit members from settling conflicts independently (no separate peace)? (Yes, No) If Yes, describe.

No

26. Does the treaty have provisions requiring that the contracting parties consult before making commitments to third parties (excluding no separate peace provisions discussed above)? (Yes, No) If Yes, describe these provisions.

No

27. Does the treaty specify that the contracting parties must not enter into any other alliances that are directed against the alliance in question? (Yes, No) If Yes, describe.

No

28. Additional coder comments regarding treaty obligations:

SECTION III: INSTITUTIONALIZATION OF THE ALLIANCE

29. Does the treaty make reference to the potential for conflict among members of the alliance? (Yes, No) If Yes, describe.

Yes. General Principles: 5. "...the (parties) shall settle any disputes which may arise between them by peaceful means, in such a way that international peace and security and justice are not jeopardized."

30. Does the treaty discuss mediation/arbitration or other means of settling disputes among the signatories? (Yes, No) If Yes, describe.

No

31. Does the treaty require official contact among the military forces of the participating states? (Yes, No) If Yes, describe. (Note whether official contact is required only in the event of hostilities or also during peacetime.)

Yes. Chapter I Article 5: "The (parties) shall promote cooperation between their armed forces, devoting particular attention to exchanges of personnel and observers, the organization of training and advanced training courses, the comparison of experiences with teaching materials and the conduct of joint exercises."

The objectives of this cooperation shall also include the organization of joint programmes for research into and the development and production so of weapons systems and defence material and equipment designed to meet the needs of both Parties, through exchanges of technical, technological, and industrial information.”

32. Does the treaty include provisions for military aid? (e.g., grants, loans, transfer of technology, training) (Yes, No) If Yes, describe these provisions.

Yes. Article V: “The (parties) shall promote cooperation between their armed forces, devoting particular attention to exchanges of personnel and observers, the organization of training and advanced training courses, the comparison of experiences with teaching materials and the conduct of joint exercises.”

The objectives of this cooperation shall also include the organization of joint programmes for research into and the development and production so of weapons systems and defence material and equipment designed to meet the needs of both Parties, through exchanges of technical, technological, and industrial information.”

33. Does the treaty provide for integrated command of military forces while the alliance is in effect (peacetime as well as wartime)? (Yes, No) If Yes, describe.

No

34. Does the treaty require subordination of the forces of one or more member states to another in the event of hostilities? (Yes, No) If Yes, describe.

No

35. Does the treaty establish any organizations? (include provisions for regularly scheduled meetings) (Yes, No) If Yes, describe.

Yes. Chapter 1 Article 1 establishes annual meeting between Heads of Government, biannual meetings between foreign ministers, and “regular consultations” between numerous departments.

36. Does the treaty provide for joint military bases, or for one or more states to place troops in the territory of one or more other states? (Yes, No) If Yes, describe.

No

37. Does the treaty specify contribution levels (funds, troops, etc.)? (Yes, No) If Yes, describe.

No

38. Does the treaty contain any provisions regarding coordinated increase of armaments, reduction of armaments, prohibition of weapons, or rules of warfare? (Yes, No) If Yes, describe such provisions.

No

39. Does the treaty explicitly permit or prohibit the acquisition of territory not currently held by either ally? (Yes, No) If Yes, describe reference.

No

40. Does the treaty include discussion of the division of gains from any future conflict? (Yes, No) If Yes, describe.

No

41. Does the treaty include discussion of demobilization/withdrawal following conflict? (Yes, No) If Yes, describe.

No

42. Are there any other provisions in the treaty that describe the means through which the states will coordinate their military efforts and policies? (Yes, No) If Yes, describe.

No

43. Additional coder comments regarding references to alliance institutionalization:

SECTION IV: TREATY CONTEXT

44. Does the treaty state that it nullifies any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are nullified and describe the treaty reference.

No

45. Does the treaty state that it modifies any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are modified and describe the treaty reference.

No

46. Does the treaty state that it includes any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are included and describe the treaty reference.

No

47. Does the treaty make any references to international organizations? (Yes, No) If Yes, list the international organization and describe the nature of the reference.

Yes. United Nations-parties will respect Universal Declaration of Human Rights.

48. Does the treaty make any references to other existing alliances? (Yes, No) If Yes, list the alliance and describe the nature of the reference.

No

49. Are there any companion agreements referenced in the treaty? (Yes, No) If Yes, describe the agreements.

No

50. Does the treaty include statements regarding non-military cooperation (e.g., economic, cultural, scientific exchange)? (Yes, No) If Yes, describe.

Yes. Numerous proposals and encouragements for non-military cooperation are suggested in fields of economics (General Principle #6, Articles 2, 3, and 4), culture and communication (General Principle #8, Articles 7,8, and 9), development (Article 6), legal and consular fields (Articles 10 and 11).

51. Does the treaty resolve other conflicts among the parties to the alliance? (Yes, No) If Yes, describe.

No

52. Does the treaty propose/enforce settlement of a conflict not involving parties to the alliance? (Yes, No) If Yes, describe.

No

53. Does the treaty propose other agreements among the contracting parties? (Yes, No) If Yes, describe.

No

54. Does the treaty mention unresolved conflicts among the contracting parties? (Yes, No) If Yes, describe.

No

55. Does the treaty include provisions for economic aid or other enticements (include trade concessions, post war recovery, etc.)? (Yes, No) If Yes, describe these provisions.

No

56. Does the treaty describe circumstances under which one party may intervene in the internal politics of another party or specifically commit the states to non-intervention? (Yes, No) If Yes, describe.

Yes. General Principle 3. "The (parties) shall refrain from any direct or indirect, individual or collective intervention in internal or external affairs falling within the internal jurisdiction of the other Party.

They shall consequently refrain, ..., from any act of military, political, economic or other coercion designed to subordinate to their own interest the exercise of rights inherent in the sovereignty of the other Party and thereby to obtain advantages of any kind."

SECTION V: DOCUMENTATION

57. Additional coder comments on this alliance treaty:

58. Source of coding information (e.g., treaty, treaty and secondary sources, secondary sources only, etc.): Treaty

59. Treaty citation: UNTS no. 29862

60. Date of last revision of this coding sheet: July 4, 2004

61. Coder: Andrew Long, Ashley Leeds

Version 4.0: Q14 revised by Nicholas Coulombe, January 11, 2018