

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 3130, Phase 2

2. COW Alliance # (if applicable):
3512

3. Signature date(s) (may vary for members in multilateral alliances):
Modifying protocol October 23, 1954
See below for accession dates

4. Members of alliance (use COW country codes):

200 United Kingdom	212 Luxembourg
210 Netherlands	220 France
211 Belgium	260 West Germany (10/23/1954) COW system member since May 5, 1955
325 Italy (10/23/1954)	230 Spain (11/14/1988)
235 Portugal (11/14/1988)	350 Greece (11/20/92)

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.)
Treaty

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.
Yes.
Article 9 invites any other state to accede to the Treaty by agreement of the original members and will be admitted upon deposit of an instrument of accession.

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

10. Are there specific provisions in the treaty concerning the length of time the treaty is to last? (Yes, No) If Yes, describe.
Yes. 600 months (fifty years)

11. Are there conditions under which members may renounce the treaty? If Yes, describe these conditions.
Yes.
After the expiration of the fifty years, any party may cease to be a member with one year's notice of denunciation of the agreement.

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):
June 30, 2011 (<http://www.weu.int/>); The statement released on March 31, 2010 declares the end of the WEU as of June 30, 2011; accessed on June 4, 2013)

15. Describe what caused the alliance to terminate.

The Lisbon Treaty (2007) of the EU included the clause that replaces the functioning of the WEU.

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.)

Defense Pact, Consultation Pact

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

Defense Pact

18. Describe the obligations of the alliance partners.

Article IV: "If any of the (parties) should be the object of an armed attack in Europe, the other (parties) will, ..., afford the Party so attacked all the military and other aid and assistance in their power.

Article VII: "At the request of any of the (parties) the Council shall be immediately convened in order to permit the (parties) to consult with regard to any situation which may constitute a threat to peace, in whatever area this threat should arise;"

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)

Specific location

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

Article 4 is limited to attack within Europe

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.

Consultation is required if requested by a member

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.

Yes. Article VI: "None of the (parties) will conclude any alliance or participate in any coalition directed against any other of the (parties)."

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.

Article VIII: "The (parties) will, ..., settle all disputes falling within the scope of Article 36, paragraph 2, of the Statute of the International Court of Justice by referring them to the Court, subject only, in the case of each of them, to any reservation already made by that Party when accepting this clause for compulsory jurisdiction to the extent that that party may maintain the reservation."

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

Article VIII: "The (parties) will, ..., settle all disputes falling within the scope of Article 36, paragraph 2, of the Statute of the International Court of Justice by referring them to the Court, subject only, in the case of each of them, to any reservation already made by that Party when accepting this clause for compulsory jurisdiction to the extent that that party may maintain the reservation."

"In addition, the (parties) will submit to conciliation all disputes outside the scope of Article 36, paragraph 2, of the Statute of the International Court of Justice."

"In the case of a mixed dispute involving both questions for which conciliation is appropriate and other questions for which judicial settlement is appropriate, any Party to the dispute shall have the right to insist that the judicial settlement of the legal questions shall precede conciliation."

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. Peacetime and Wartime - See Protocol II

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

No

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.

Yes.

Peacetime and Wartime.

Protocol II, Article 1: Forces are placed under command of "the direction of the Supreme Allied Commander Europe (NATO) in peacetime on the mainland of Europe."

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.

Article VII: "For the purpose of the consulting together on all the questions dealt within in the present Treaty, the High Contracting Parties will create a Consultative Council, which shall be so organized as to be able to exercise its functions continuously. The Council shall meet at such times as it shall deem fit."

Protocol I, Article IV: "This Council shall be known as the Council of Western European Union..."

Protocol IV creates Agency for the Control of Armaments

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.

Yes. Article 6 of Protocol II specifies that UK will maintain troops on the mainland. Integrated command suggests possible additional placements as well.

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

Yes.

Protocol II describes the contribution of forces the members will give to NATO. Belgium, France, Germany, Italy, and the Netherlands will provide no more than the Treaty on the Establishment of a European Defense Community provides. The UK will contribute four divisions and the Second Tactical Air Force. Luxembourg contributes one regimental combat team.

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.

Yes.

Protocol III is an arms control agreement prohibiting manufacture of atomic, biological, and chemical weapons by Germany. Also, the manufacture of long-range missiles, guided missiles, influence mines, and warships will be monitored and must be approved by Council of WEU. Other members will be able to manufacture these types of weapons but limits will be placed on

the amounts subject to approval of WEU Council. An arms control Agency will also be established to enforce these provisions.

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.

Yes.

Protocol I, Article III: "...the Council and its agency will rely on the appropriate Military Authorities of NATO for information and advice on military matters."

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—obligations of parties will not prejudice actions to be taken by members according to UN charter.

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.

Yes.

North Atlantic Treaty Organization (NATO)—forces of WEU members will be assigned to control of NATO commanders and organization of WEU will work "in close cooperation with (NATO)." (Protocol I, Article 3)

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.

Article I: "The (parties) will so organize and coordinate their economic activities as to produce the best possible results, by the elimination of conflict in their economic policies, the coordination of production and the development of commercial exchanges."

Article II: "The (parties) will...make every effort in common, ..., to promote the attainment of a higher standard of living by their peoples and to develop on corresponding lines the social and other related services of their countries."

Article III: "The High Contracting Parties will make every effort in common to lead their peoples towards a better understanding of the principles from the basis of their common civilization and to promote cultural exchanges by conventions between themselves or by other means."

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.

Yes.

Article II: "They will endeavour to conclude as soon as possible conventions with each other in the sphere of social security."

Protocol I, Article V: "The strength and armaments of the internal defence and police forces on the mainland of Europe of the (parties) to the present Protocol shall be fixed by agreements within the Organization of Western European Union,"

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.

No

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. 304 including Protocols

60. Date of last revision of this coding sheet: July 16, 2004

61. Coder: Andrew Long, Ashley Leeds

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