

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 1320

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

3. Signature date(s) (may vary for members in multilateral alliances):
March 15, 1874.

4. Members of alliance (use COW country codes):
220 France
8152 Annam.

Annam is not a COW system member but does appear on the Gleditsch-Ward system membership list.

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. France will try to obtain the consent of Spain. If it does not obtain Spain's consent to the new treaty, the old treaty of 1862 will remain in force between Annam and Spain and the new treaty governs the relations between France and Annam (Art.21).

9. Are specific state(s) mentioned as possible future members of the alliance? (Yes, No) If Yes, which state(s)?
Yes. Spain (230).

10. Are there specific provisions in the treaty concerning the length of time the treaty is to last? (Yes, No) If Yes, describe.
Yes. Perpetually (Art.22).

11. Are there conditions under which members may renounce the treaty? If Yes, describe these conditions.
No.

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):
Zero.

14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):
August 25, 1883

15. Describe what caused the alliance to terminate.
Treaty for French Protectorate (Langer, 1972: 907) after conflict between parties.

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): N/A.

18. Describe the obligations of the alliance partners.

France, recognizing the sovereignty of the King of Annam and his independence with respect to all foreign powers, promises him aid and assistance and commits himself to give to the King of Annam, when he requests it, and gratuitously, the necessary support to maintain order and tranquility in his state, to defend him against any attack, and to destroy the piracy that afflicts a part of the coasts of the kingdom (Art.2).

In recognition of this protection, the King of Annam commits himself to shape its foreign policies according to the French and to change nothing in its current diplomatic relations. This political engagement does not extend itself to treaties of commerce.

But, in such a case, the King of Annam cannot conclude a treaty of commerce with any nation that stands in disagreement with the one concluded between France and Annam, and without first having informed France (Art.3).

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)

No.

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

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.

Yes. Annam's commitment to follow French foreign policy and not change anything in its diplomatic relations does not apply as such to treaties of commerce.

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.

No. France promises defense and Annam, in return, commits itself to follow French foreign policy instructions.

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.

Yes. The King of Annam cannot conclude a treaty of commerce with any nation that stands in disagreement with the one concluded between France and Annam, and without first having informed France (Art.3).

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. But it does imply this since Annam has to follow French foreign policy.

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.

No.

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

No. Not among the countries themselves but there are provisions for the settlement of disputes between individual citizens of France and Annam (Art.16).

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.)

No.

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. France delivers a specified amount of troops and weapons to Annam and it provides military instructors and engineers. Furthermore, it promises to furnish Annam with all the war ships, arms and munitions that Annam judges necessary (Art.4).

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. France installs a consul or agent in every of the ports of commerce that are opened in the treaty. Annam also installs agents in relevant French ports (Art.13 and 14). France also nominates a “Resident” with the rank of a Minister in Annam and Annam nominates Residents for Saigon and Paris (Art.20).

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.

Yes. France delivers a specified amount of troops and weapons to Annam and it provides military instructors and engineers. Furthermore, it promises to furnish Annam with all the war ships, arms and munitions that Annam judges necessary (Art.4).

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.

Yes. The Treaty is intended to replace the Alliance from June 5, 1862 (Preamble and Art 21). France will try to obtain the consent of Spain for the new treaty. If it does not obtain Spain’s consent, the old treaty of 1862 will remain in force between Annam and Spain and the new treaty governs the relations between France and Annam (Art.21).

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.

No.

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. French provision of financial experts and professors for a college in Annam (Art.4), regulations of Annamite gravesites in French territory (Art.5), reimbursement of indemnities to France and Spain (Art.6,7), amnesty of citizens that were at the service of the respectively other country (Art.8), religious freedoms for Catholics (Art.9), creation of a French college (Art.10), opening of certain ports to commerce (Art.11), right of the citizens of the other party to participate in commerce (Art.12), installment of consuls or agents (Art.13,14), other rights of citizens of the other party (Art.15), judgment in conflicts between individuals (Art.16), trial of crimes and offenses (Art.17), extradition (Art.18), repatriation of the deceased (Art.19).

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

Yes. The Treaty addresses the issue of the practice of the Catholic religion which seems to have been outlawed in Annam before (Art.9).

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. An additional convention to regulate commerce (Art.11) and a convention that installs the "Resident" in Annam and regulates his prerogatives (Art.20).

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.

Yes. France provides financial experts and professors. Annam gives religious freedoms to Catholics (Art.9) and opens a number of ports for commerce (Art.11).

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: Treaty coded from French by Michaela Mattes.

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

59. Treaty citation: Consolidated Treaty Series, vol.147, p.339-346

60. Date of last revision of this coding sheet: 02/04/2005.

61. Coder: Michaela Mattes, Ashley Leeds.