

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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Version 8.0; August, 2000

SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 2423
2. COW Alliance # (if applicable): NA
3. Signature date(s) (may vary for members in multilateral alliances): 21 July 1938.
4. Members of alliance (use COW country codes): Bolivia (145) + Paraguay (150)
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.
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.
NO.
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):
14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):
Remains in force.
15. Describe what caused the alliance to terminate.

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): NA
18. Describe the obligations of the alliance partners.

"Article Ten- The Republics of Bolivia and Paraguay renewing the non-aggression pact stipulated in the Protocol of June 12, 1935, solemnly obligate themselves not to make war on each other nor to use force, directly or indirectly, as a means of solution of any present or future difference."
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. 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. This is a peace proposing resolution to a territorial dispute. Also, Article 10 discusses future differences.
30. Does the treaty discuss mediation/arbitration or other means of settling disputes among the signatories? (Yes, No) If Yes, describe.
YES. "Article Two- The dividing line in the Chaco between Bolivia and Paraguay will be that determined by the Presidents of the Republics of Argentina, Chile, United States of America, United States of Brazil, Peru and Uruguay in their capacity as arbitrators in equity, who acting ex aequo et bono will give their arbitral award in accordance with this and the following clauses."
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. 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. 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.
No but Article Six- The award being given and the parties notified, these will immediately name a mixed commission composed of five members, two named by each party and the fifth designated by common agreement of the six mediatory governments, in order to apply on the ground and set the bournes of the dividing line given by the arbitral award."
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. 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. Articles 7 and 8 discuss economic cooperation.

“ Article Seven- The Republic of Paraguay guarantees the amplest free transit through its territory and especially through the zone of Puerto Casado, of merchandise arriving from abroad destined to Bolivia and of the products which issue from Bolivia to be embarked for abroad through the said zone of Puerto Casado; with the right for Bolivia to install customs agencies and construct depots and stores in the zone of the said port.”

51. Does the treaty resolve other conflicts among the parties to the alliance? (Yes, No) If Yes, describe.
YES. The treaty establishes a dividing line in Chaco between Bolivia and Paraguay.

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. Articles 7 and 8 propose economic agreements.

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.):

59. Treaty citation: The Department of State Treaty Information, Bulletin No. 106, July 31, 1938. pp.256-258

60. Date of last revision of this coding sheet: July 8, 2004

61. Coder: SEZI ANAC and Ashley Leeds