

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 1272

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

3. Signature date(s) (may vary for members in multilateral alliances):
June 14, 1866

4. Members of alliance (use COW country codes):
300 Austria-Hungary
245 Bavaria

5. Was the alliance signed during war? If so, which war, and which member(s) was at war? (check COW data)
No. But this treaty was concluded in preparation for the Seven Weeks War started on 15 June 1866(COW War # 55).

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):
Zero.

14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):
July 26, 1866. (COW War Data(v. 4.0))

15. Describe what caused the alliance to terminate.
This alliance aimed at a war with Prussia. With the end of the war(the Seven Weeks War), the alliance ceased to exist.

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.)
Offense Pact
Defense Pact

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

18. Describe the obligations of the alliance partners.

“The Emperor of Austria, has had it declared repeatedly and solemnly that nothing in his thought is farther away than an attack on Prussia, and that his government is determined to respect the regulations in Article XI of the “Bundesacte”, according to which the joint use of military force against Prussia can only take place in case of a legal decision of the Bund or a violent attack of Prussia on a member of the Bund.”(Preamble)[Offense][Defense]

The provision that “the joint use of force against Prussia can only take place in case of a legal decision” reveals its offensive nature of the alliance, while its reference to the joint use of force against Prussia in case of Prussia’s attack on a member state indicates its defensive nature.

“The royal Bavarian army will be in position by June 15 this year in the Franken, near train tracks, from which it will be able to arrange its deployment, depending on the circumstances, to any of the agreed upon battle sites.”(5th paragraph) This paragraph also reveals its offensive nature even if the positioned Bavarian army can be used defensively in response to Prussian Army’s military action.

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)

Yes.

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

Specific adversary(Prussia). Prior agreement for offense(Article XI of the “Bundesacte”)

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.

Yes. Prussia(255)

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.

Yes. “A peace agreement will also be made at the level of the Bund, and the Austrian government commits itself not to negotiate unilaterally with Prussia; rather negotiations will only begin in the presence of an authorized representative of the royal Bavarian government, and any conclusion of negotiations occurs with the agreement of the Bavarian representative.”(6th paragraph)

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.

No.

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. "In order to increase the reciprocal relations and ease the execution of the operation, an Austria general or colonel will always accompany the Bavarian central command, and for the same purpose, a Bavarian general or colonel will be inserted into the Austrian central command."(4th paragraph)

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. But the Bavarian supreme command form an integrated command with other participants such as Wuerttemberg, Baden, Hessen and Nassau, and these participants' army will be subordinated to the Bavarian command during wartime.(2nd and 3rd paragraphs)

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.

Sort of—Article 3: "The Bavarian supreme commander will command and lead the operations of the unified armies under his command according to a common and uniform operational plan, as well as the directives contained here, that he will be informed of by the Austrian supreme command.

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

No.

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. The Bavarian army mobilizes a strength of 40,000-50,000 men.(1st paragraph)

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.

Yes. "In case that the unpredictable vicissitudes of war make it inevitable that, in the peace agreement, territorial changes shall occur, the Austrian government commits itself to use all possible means to prevent any losses for Bavaria, and anyhow, that Bavaria will only be burdened with such losses that are equal in proportion to those suffered by all allied states, and that it will be compensated for any lost territory."(7th paragraph)

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.

No.

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.

Yes. Any territorial loss by Bavaria shall be compensated for by allied states.(7th paragraph)

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: Translation from German by Michaela Mattes

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

Treaty: Military Convention between Austria and Bavaria

59. Treaty citation: The Consolidated Treaty Series Vol. 132 (1969).

60. Date of last revision of this coding sheet: June 18, 2013

61. Coder: Jaewook Chung and Ashley Leeds