

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: # 2565
2. COW Alliance # (if applicable): # 3117
3. Signature date(s) (may vary for members in multilateral alliances):
January 21, 1944.
4. Members of alliance (use COW country codes):
900 Australia
920 New Zealand.
5. Was the alliance signed during war? If so, which war, and which member(s) was at war? (check COW data)
Yes. New Zealand and Australia were involved in COW war # 139 (WWII).
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):
Still in effect as of July 30, 2018 as per New Zealand MFA (<https://www.mfat.govt.nz/en/countries-and-regions/australia/#Defence>)
15. Describe what caused the alliance to terminate.
Still in effect

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

18. Describe the obligations of the alliance partners.

The two governments give mutual assurance that on matters which appear to be of common concern each government will as far as possible be made acquainted with the mind of the other before views are expressed elsewhere by either country (Art.2). (...) The two countries agree that there should be a maximum degree of unity in the presentation elsewhere of the views of the two countries (Art.3). The Two governments agree to adopt an expeditious and continuous means of consultation by which each party will obtain directly the opinions of the other (Art.4). The two parties agree to act together in matters of common concern in the Southwest and South Pacific areas (Art.5). So far as compatible with the existence of separate military commands the two governments agree to coordinate their efforts for the purpose of prosecution of the war to a successful conclusion (Art.6). The cooperation for defense should be developed by : I) continuous consultation in all matters of mutual interest, II) the organization, equipment, training and exercising of the armed forces under a common doctrine (Art.35a)

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.

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. But the two parties will seek agreement with each other on the terms of any armistice to be concluded (Art.9).

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. The cooperation for defense should be developed by : I) continuous consultation in all matters of mutual interest, II) the organization, equipment, training and exercising of the armed forces under a common doctrine, III) joint planning, IV)

interchange of staff, V) the coordination of policy for the production of munitions, aircraft and supply items and for shipping to ensure the greatest possible degree of mutual aid consistent with the maintenance of the policy of self-sufficiency on local production (Art.35a).

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. See 31.

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. Australia and New Zealand will each set up armistice and post-hostilities planning committees and shall coordinate the work of these committees (Art.11). The two governments agree to promote the establishment at the earliest date possible of a regional organization with the advisory powers which could be called the South Seas Regional Commission (...) (Art.30). Conferences of Ministers of State should be held alternatively in Canberra and Wellington, it being the aim of the two governments that these conferences be held at least twice a year. There shall also be meetings of departmental officers and technical experts, of standing intergovernmental committees on such subjects agreed to by the two governments (Art.37a-c). The two governments will each set up a permanent secretariat that ensures effect is given to the provisions in this treaty, to arrange conferences or meetings, coordinate collaboration etc (Art.39-39).

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. But see Art.16.

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. The two governments should be associated not only in membership but also on the planning and establishment of the general international organizations referred to in the Moscow Declaration of October 1943 (Art.14). It reaffirms the principles of the Atlantic Charter (Art.28). The two governments agree to promote the establishment at the earliest possible date of a regional organization with advisory powers which could be called the South Seas Regional Commission (Art.30).

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. Civil aviation (Art.17-23), dependencies and other territories (Art.24-27), welfare and advancement of native people of the Pacific (Art.28-31), migration (Art.32-33), commerce, social security, missionary work)Art.35).

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.

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: Jones, S. Shepard and Denys P. Myers (eds.) 1943/4. Documents on American Foreign Policy, vol. VI, New York: Published for the Council of Foreign Relations,

60. Date of last revision of this coding sheet: 7/30/2018

61. Coder: Michaela Mattes, Ashley Leeds.

V4.0 – Q14 + Q15 updated by Nicholas Coulombe on July 30, 2018