

UNITED STATES  
OF AMERICA



Treaty Series No. 80 (1968)

# Exchange of Notes

between the Government of the  
United Kingdom of Great Britain and Northern Ireland  
and the Government of the United States of America

regarding additional Civil Airport facilities  
at the United States Kindley Air Force  
Base, Bermuda

London, 4 June 1968

[The Agreement entered into force on signature]

*Presented to Parliament by the Secretary of State for Foreign Affairs  
by Command of Her Majesty  
September 1968*

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**EXCHANGE OF NOTES  
BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM  
OF GREAT BRITAIN AND NORTHERN IRELAND AND THE  
GOVERNMENT OF THE UNITED STATES OF AMERICA  
REGARDING ADDITIONAL CIVIL AIRPORT FACILITIES AT  
THE UNITED STATES KINDLEY AIR FORCE BASE, BERMUDA**

No. 1

*The Ambassador of the United States of America to the  
Secretary of State for Foreign Affairs*

Note No. 10

*Embassy of the United States of America,  
London, June 4, 1968*

Sir,

I have the honor to refer to your Government's recent proposal that the United States Air Force make available within the boundaries of Kindley Air Force Base, Bermuda, three areas located generally as shown on the attached map, to provide for certain additional civil airport facilities.

After careful consideration of the factors involved, including the continued military nature and importance of the Base, my Government is agreeable to make the three areas in question available as proposed in accordance with the following provisions:

- (1) The areas in question shall be designated and defined by the United States military authorities, in consultation with the Government of Bermuda, in accordance with Article VIII (2) (a) of the Agreement, dated February 24, 1948, between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the United States of America concerning the Opening of Certain Military Air Bases in the Caribbean Area and Bermuda to Use by Civil Aircraft.<sup>(1)</sup>
- (2) The Government of Bermuda shall not be required to pay rent to the United States Government for its use of the areas so designated and defined.
- (3) The United States military authorities shall have the right to determine how access to these areas are to be had, as well as the right to determine the manner and location of the construction and installation of any works, fixtures, and facilities in these areas, so as to prevent any variance with prevailing construction criteria as promulgated in current United States Air Force regulations and directives, and to preclude interfering with United States military activities at the Base.
- (4) The United States military authorities shall have the right to assume complete and unrestricted control and use of the areas involved and of any works, fixtures, and facilities placed thereon, should this prove to be necessary for military reasons of overriding necessity.

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(1) "Treaty Series No. 22 (1948)", Cmd. 7389.

- (5) Before the areas in question can be used by the Government of Bermuda for civil airport activities, as specified herein, the United States weather facility, and any other United States facility presently in place in the three areas which is determined by the United States military authorities to be needed, shall first be installed and placed in operational condition in a new area or areas considered suitable by agreement between the Bermuda and United States military authorities. The United States Government shall be relieved from any and all expenses arising from the acquisition and site preparation of the area or areas so selected and such relocation.
- (6) The use of the three areas in support of civil airport activities shall not be considered to diminish in any way the military nature and importance of Kindley Air Force Base. Except as expressly provided herein, this Agreement shall not, in any manner, derogate from the provisions of the Agreement on Leased Naval and Air Bases, signed on March 27, 1941;<sup>(2)</sup> the Agreement concerning the Opening of Certain Military Air Bases in the Caribbean Area and Bermuda to Use by Civil Aircraft, dated February 24, 1948;<sup>(1)</sup> the Agreement modifying the Leased Bases Agreement of March 27, 1941, effected by our exchange of notes dated July 19 and August 1, 1950;<sup>(3)</sup> the Agreement on the Provision of Civil Airport Facilities at the Kindley Air Force Base, Bermuda, effected by our exchange of notes dated March 23 and April 25, 1951;<sup>(4)</sup> and the Agreement extending the area of the Civil Air Terminal in Bermuda, effected by our exchange of notes dated May 25, 1960.<sup>(5)</sup>

If the foregoing proposals are acceptable to the Government of the United Kingdom of Great Britain and Northern Ireland I have the honor to propose that this Note and your reply to that effect shall constitute an agreement between our two Governments which shall enter into force on the date of your reply and shall remain in force until the expiration of the lease of the United States Kindley Air Force Base.

Accept, Sir, the renewed assurances of my highest consideration.

DAVID BRUCE.

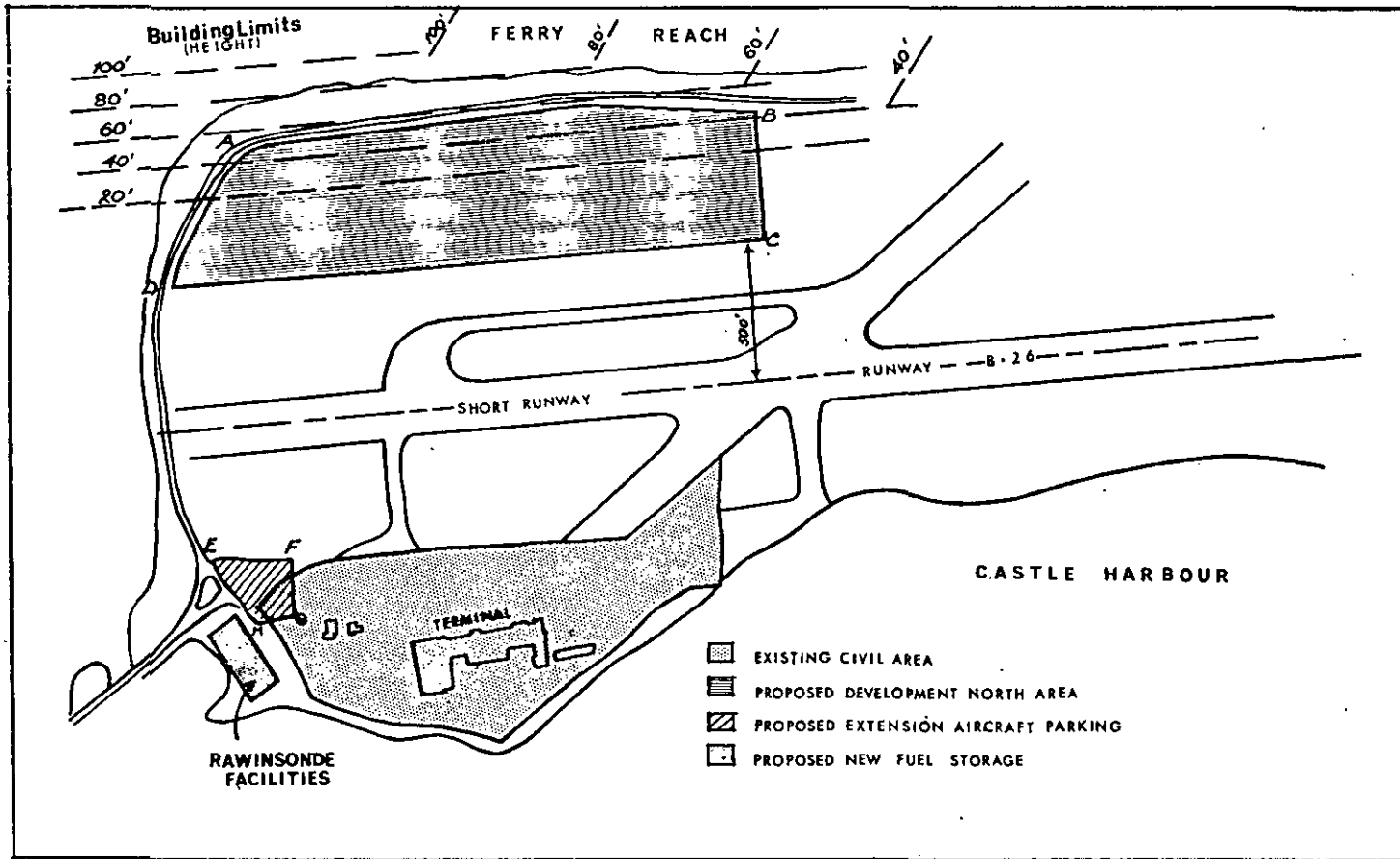
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(2) "Treaty Series No. 2 (1941)", Cmd. 6259.

(3) "Treaty Series No. 65 (1950)", Cmd. 8076.

(4) "Treaty Series No. 51 (1951)", Cmd. 8290.

(5) "Treaty Series No. 45 (1960)", Cmnd. 1109.



5

*The Secretary of State for Foreign Affairs to the Ambassador of  
the United States of America*

*Foreign Office, S.W.1,  
4 June, 1968.*

Your Excellency,

I have the honour to acknowledge the receipt of your Note No. 10 of today's date which reads as follows:

[As in No. 1]

In reply I have the honour to inform Your Excellency that the foregoing proposals are acceptable to the Government of the United Kingdom of Great Britain and Northern Ireland, who therefore agree that your Note and this reply shall constitute an agreement between our two Governments which shall enter into force on today's date and shall remain in force until the expiration of the lease of the United States Kindley Air Force Base.

I have the honour to be,  
with the highest consideration,  
Your Excellency's obedient Servant,  
(For the Secretary of State)  
C. E. DIGGINES.

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