

COPY
DRAFT

THE SENATE OF THE UNITED STATES:

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith a treaty on the protection of artistic and scientific institutions and historic monuments which was signed in my presence at The White House on April 15, 1935, by the respective plenipotentiaries of the twenty-one American Republics. It was signed for the United States by the Secretary of Agriculture by virtue of a full power issued to him by me.

As is stated in the accompanying report of the Secretary of State, the treaty embodying the "Roerich Pact", which was initiated by the Roerich Museum in the United States, was prepared in its present form by the Governing Board of the Pan American Union for the purpose of carrying out a recommendation made to the Governments in a resolution approved on December 16, 1933, by the Seventh International Conference of American States at Montevideo.

Enclosures:
Treaty
Report.

THE WHITE HOUSE

COPY

(SEAL)

DEPARTMENT OF AGRICULTURE
Washington

May 6, 1935

Miss Frances Grant,
Rorich Museum
310 Riverside Drive,
New York, N.Y.

Dear Miss Grant,

For your information, I am enclosing two proposed drafts, one from the Secretary of State to the President and one from the President to the Senate on the matter of the Rorich Pact. I have suggested to Mr. Barnes of the State Department the pencilled additions. The form of the transmitted treaty is also enclosed.

Sincerely yours

(signed) H.A. Wallace
Secretary.

(these documents enclose the full form of the Treaty with Preamble, and a certification from Dr. Gil Borges that it is the truth and faith copy of the Treaty (Rorich Pact) with facsimiles of all signatories)

COPY

DRAFT

The President:

The undersigned the Secretary of State has the honor to lay before the President, with a view to its transmission to the Senate to receive the advice and consent of that body to ratification, should his judgment approve thereof, a treaty on the protection of artistic and scientific institutions and historic monuments. This treaty, embodying the "Roerich Pact" which was initiated by the Roerich Museum in the United States, was prepared in its present form by the Governing Board of the Pan American Union in pursuance of a resolution approved on December 16, 1933, by the Seventh International Conference of American States at Montevideo, and was signed at Washington on April 15, 1935, by the respective plenipotentiaries of the twenty-one American Republics.

The treaty has for its object the protection of historic monuments, museums, scientific, artistic, educational and cultural institutions both in time of peace and in time of war, and provides for the use of a distinctive flag to identify the monuments and institutions coming within the protection of the treaty.

Respectfully submitted,

Enclosure
 Treaty
 Department of State
 Washington.

e grant 10

CONFIDENTIAL

74TH CONGRESS }
1st Session }

SENATE

{ EXECUTIVE
N }

TREATY ON THE PROTECTION OF ARTISTIC AND SCIENTIFIC INSTITUTIONS AND HISTORIC MONUMENTS

MESSAGE

FROM

THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

A TREATY ON THE PROTECTION OF ARTISTIC AND SCIENTIFIC INSTITUTIONS AND HISTORIC MONUMENTS WHICH WAS SIGNED AT WASHINGTON ON APRIL 15, 1935, BY THE RESPECTIVE PLENIPOTENTIARIES OF THE 21 AMERICAN REPUBLICS

MAY 20, 1935.—Agreement read the first time and referred to the Committee on Foreign Relations, and, together with message, ordered to be printed in confidence for the use of the Senate

To the Senate of the United States:

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith a treaty on the protection of artistic and scientific institutions and historic monuments which was signed in my presence at the White House on April 15, 1935, by the respective plenipotentiaries of the 21 American republics. It was signed for the United States by the Secretary of Agriculture by virtue of a full power issued to him by me.

As is stated in the accompanying report of the Secretary of State, the treaty, embodying the "Rorich Pact" which was initiated by the Rorich Museum in the United States, was prepared in its present form by the Governing Board of the Pan American Union for the purpose of carrying out a recommendation made to the governments in a resolution approved on December 16, 1933, by the Seventh International Conference of American States at Montevideo.

FRANKLIN D. ROOSEVELT.

THE WHITE HOUSE, *May 20, 1935.*
(Enclosures: Treaty. Report.)

The PRESIDENT:

The undersigned, the Secretary of State, has the honor to lay before the President, with a view to its transmission to the Senate to receive the advice and consent of that body to ratification, should his judgment approve thereof, a treaty on the protection of artistic and scientific institutions and historic monuments. This treaty, embodying the "Roerich Pact" which was initiated by the Roerich Museum in the United States, was prepared in its present form by the governing board of the Pan American Union in pursuance of a resolution approved on December 16, 1933, by the Seventh International Conference of American States at Montevideo, and was signed at Washington on April 15, 1935, by the respective plenipotentiaries of the 21 American Republics.

The treaty has for its object the protection of historic monuments, museums, scientific, artistic, educational, and cultural institutions both in time of peace and in time of war, and provides for the use of a distinctive flag to identify the monuments and institutions coming within the protection of the treaty.

Respectfully submitted.

CORDELL HULL.

DEPARTMENT OF STATE,
Washington, May 16, 1935.

(Enclosure: Treaty.)

TREATY ON THE PROTECTION OF ARTISTIC AND SCIENTIFIC INSTITUTIONS AND HISTORIC MONUMENTS

The high contracting parties, animated by the purpose of giving conventional form to the postulates of the resolution approved on December 16, 1933, by all the States represented at the Seventh International Conference of American States, held at Montevideo, which recommended to "the Governments of America which have not yet done so that they sign the 'Roerich Pact', initiated by the Roerich Museum in the United States, and which has as its object the universal adoption of a flag, already designed and generally known, in order thereby to preserve in any time of danger all nationally and privately owned immovable monuments which form the cultural treasure of peoples", have resolved to conclude a treaty with that end in view, and to the effect that the treasures of culture be respected and protected in time of war and in peace have agreed upon the following articles:

ARTICLE I

The historic monuments, museums, scientific, artistic, educational, and cultural institutions shall be considered as neutral and as such respected and protected by belligerents.

The same respect and protection shall be due to the personnel of the institutions mentioned above.

The same respect and protection shall be accorded to the historic monuments, museums, scientific, artistic, educational and cultural institutions in time of peace as well as in war.

ARTICLE II

The neutrality of, and protection and respect due to, the monuments and institutions mentioned in the preceding article, shall be recognized in the entire expanse of territories subject to the sovereignty of each of the signatory and acceding States, without any discrimination as to the State allegiance of said monuments and institutions. The respective Governments agree to adopt the measures of internal legislation necessary to insure said protection and respect.

ARTICLE III

In order to identify the monuments and institutions mentioned in article I, use may be made of a distinctive flag (red circle with a triple red sphere in the circle on a white background) in accordance with the model attached to this treaty.

ARTICLE IV

The signatory Governments and those which accede to this treaty shall send to the Pan American Union, at the time of signature or accession, or at any time thereafter, a list of the monuments and institutions for which they desire the protection agreed to in this treaty.

The Pan American Union, when notifying the Governments of signatures or accessions, shall also send the list of monuments and institutions mentioned in this article, and shall inform the other Governments of any changes in said list.

ARTICLE V

The monuments and institutions mentioned in article I shall cease to enjoy the privileges recognized in the present treaty in case they are made use of for military purposes.

ARTICLE VI

The states which do not sign the present treaty on the date it is opened for signature, may sign or adhere to it at any time.

ARTICLE VII

The instruments of accession, as well as those of ratification and denunciation of the present treaty, shall be deposited with the Pan American Union, which shall communicate notice of the act of deposit to the other signatory or acceding states.

ARTICLE VIII

The present treaty may be denounced at any time by any of the signatory or acceding states, and the denunciation shall go into effect 3 months after notice of it has been given to the other signatory or acceding states.

In witness whereof, the undersigned plenipotentiaries, after having deposited their full powers found to be in due and proper form, sign

this treaty on behalf of their respective governments, and affix thereto their seals, on the dates appearing opposite their signatures.

For the Argentine Republic, April 15, 1935:

FELIPE A. ESPIL. [SEAL]

For Bolivia, April 15, 1935:

ENRIQUE FINOT. [SEAL]

For Brazil, April 15, 1935:

OSWALDO ARANHA. [SEAL]

For Chile, April 15, 1935:

M. TRUCCO. [SEAL]

For Colombia, April 15, 1935:

M. LOPEZ PUMAREJO. [SEAL]

For Costa Rica, April 15, 1935:

MAN. GONZALEZ Z. [SEAL]

For Cuba, April 15, 1935:

GUILLERMO PATTERSON. [SEAL]

For the Dominican Republic, April 15, 1935:

RAF. BRACHE. [SEAL]

For Ecuador, April 15, 1935:

C. E. ALFARO. [SEAL]

For El Salvador, April 15, 1935:

HECTOR DAVID CASTRO. [SEAL]

For Guatemala, April 15, 1935:

ADRIAN RECINOS. [SEAL]

For Haiti, April 15, 1935:

A. BLANCHET. [SEAL]

For Honduras, April 15, 1935:

M. PAZ BARAONA. [SEAL]

For Mexico, April 15, 1935:

F. CASTILLO NAJERA. [SEAL]

For Nicaragua, April 15, 1935:

HENRI DE BAYLE. [SEAL]

For Panama, April 15, 1935:

R. J. ALFARO. [SEAL]

For Paraguay, April 15, 1935:

ENRIQUE BORDENAVE. [SEAL]

For Peru, April 15, 1935:

M. DE FREYRE Y S. [SEAL]

For United States of America, April 15, 1935:

HENRY A. WALLACE. [SEAL]

For Uruguay, April 15, 1935:

J. RICHLING. [SEAL]

For Venezuela, April 15, 1935:

PEDRO M. ARCAYA. [SEAL]

I hereby certify that the foregoing document is a true and faithful copy of the original, with the signatures affixed thereto up to the present date, of the Treaty on the Protection of Artistic and Scientific Institutions and Historic Monuments (Roerich Pact) which is deposited in the Pan American Union and open to the signature or adherence of all States.

Washington, the 16th day of April 1935.

E. GIL-BORGES,
Secretary of the Governing Board
of the Pan American Union.

[SEAL]