

## MOST-FAVORED-NATION TREATMENT IN CUSTOMS MATTERS

*Exchange of notes at Washington June 12, 1936*

*Entered into force June 12, 1936*

*Superseded October 23, 1938, by agreement of August 6, 1938*<sup>1</sup>

49 Stat. 4013; Executive Agreement Series 93

*The Secretary of State to the Ecuadorean Minister*

DEPARTMENT OF STATE  
WASHINGTON, June 12, 1936

SIR:

I have the honor to make the following statement of my understanding of the agreement reached through recent conversations held at Washington by representatives of the Government of the United States of America and the Government of the Republic of Ecuador with reference to the treatment which the United States of America shall accord to the commerce of the Republic of Ecuador and which the Republic of Ecuador shall accord to the commerce of the United States of America.

1. These conversations have disclosed a mutual understanding between the two Governments which is that, in respect to import, export and other duties and charges affecting commerce, as well as in respect to transit, warehousing and other facilities, the United States of America will accord to the Republic of Ecuador and the Republic of Ecuador will accord to the United States of America, its territories and possessions, unconditional most-favored-nation treatment.

2. Accordingly, it is understood that with respect to customs duties or charges of any kind imposed on or in connection with importation or exportation, and with respect to the method of levying such duties or charges, and with respect to all rules and formalities in connection with importation or exportation, and with respect to all laws or regulations affecting the sale or use of imported goods within the country, any advantage, favor, privilege

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<sup>1</sup> EAS 133, *post*, p. 338.

or immunity which has been or may hereafter be granted by the United States of America or the Republic of Ecuador to any article originating in or destined for any third country, shall be accorded immediately and unconditionally to the like article originating in or destined for the Republic of Ecuador or the United States of America, respectively.

3. It is understood that the advantages now accorded or which may hereafter be accorded by the United States of America, its territories or possessions, the Philippine Islands, or the Panama Canal Zone to one another or to the Republic of Cuba shall be excepted from the operation of this agreement.

4. Nothing in this agreement shall be construed as a limitation of the right of either country to impose on such terms as it may see fit prohibitions or restrictions (1) imposed on moral or humanitarian grounds; (2) designed to protect human, animal or plant life; (3) relating to prison-made goods; (4) relating to the enforcement of police or revenue laws; or (5) relating to the control of the export or sale for export of arms, ammunition, or implements of war, and, in exceptional circumstances, all other military supplies.

5. The present agreement becomes operative on this twelfth day of June, 1936, and shall continue in force until superseded by a more comprehensive commercial agreement or by a definitive treaty of commerce and navigation, or until denounced by either country by advance written notice of not less than thirty days.

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

CORDELL HULL

The Honorable  
Capitán COLÓN ELOY ALFARO,  
*Minister of Ecuador.*

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*The Ecuadorean Minister to the Secretary of State*

[TRANSLATION]

LEGATION OF ECUADOR  
WASHINGTON  
*June 12th, 1936*

No. 16

SIR,

I have the honor to make the following statement of my understanding of the Agreement reached through recent conversations held at Washington by representatives of the Government of the United States of America and the Government of the Republic of Ecuador with reference to the treatment which the United States of America shall accord to the commerce of the

Republic of Ecuador and which the Republic of Ecuador shall accord to the commerce of the United States of America.

[For text of understanding, see numbered paragraphs of U.S. note, above.]

Accept, Sir, etc.

C. E. ALFARO

His Excellency Mr. CORDELL HULL,  
*Secretary of State,*  
*Washington.*