

No. 34500

**UNITED STATES OF AMERICA
and
TUVALU**

Treaty of friendship. Signed at Funafuti on 7 February 1979

Authentic text: English.

Registered by the United States of America on 6 April 1998.

**ÉTATS-UNIS D'AMÉRIQUE
et
TUVALU**

Traité d'amitié. Signé à Funafuti le 7 février 1979

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 6 avril 1998.

TREATY¹ OF FRIENDSHIP BETWEEN THE UNITED STATES OF AMERICA AND TUVALU

The Government of the United States of America and the Government of Tuvalu,

Desirous of strengthening the bonds of peace and friendship traditionally existing between the people of Tuvalu and the people of the United States,

Acknowledging that the Government of the United States has heretofore claimed sovereignty over certain islands of Tuvalu, namely Funafuti Atoll, Nukufetau Atoll and the islands known variously as Nukulaelae or Nukulailai and Niulakita or Nurakita,

Conscious of the interest of both nations in a stable and secure South Pacific,

Aware of the importance of cooperation between the Governments of the United States and Tuvalu to these ends,

Have agreed as follows:

ARTICLE I

The Government of the United States recognizes the sovereignty of Tuvalu over the islands of Tuvalu named in the Preamble.

ARTICLE II

The Government of the United States and the Government of Tuvalu, in the spirit of peace and friendship existing between the two governments and peoples, agree to consult on matters of mutual concern and interest, and to work cooperatively to promote social and economic development, peace, and security in the South Pacific region.

¹ Came into force on 23 September 1983 by the exchange of the instruments of ratification, in accordance with article V.

ARTICLE III

In accordance with the close and friendly relations between Tuvalu and the United States the two governments agree to consult during times of international crisis regarding any requests by the United States for use of Tuvaluan territory for military purposes and by Tuvalu for assistance and support. The two governments also agree to consult regarding any proposed use of Tuvaluan territory for military purposes by third parties.

ARTICLE IV

Conscious of the interest of the people of the United States and the people of American Samoa in developing close cooperation with the people of Tuvalu in the economic development of fisheries off their respective coasts, and recognizing the desirability of promoting such a close cooperative relationship for their mutual benefit, the Government of the United States and the Government of Tuvalu agree to consult directly and through appropriate regional organizations to which both are parties in matters relating to the conservation, management, utilization and exploitation of fisheries resources of mutual interest, and to facilitate cooperative arrangements and fishing ventures of mutual interest and benefit. To this end, the two governments shall promote discussions between their nationals and appropriate government entities, and in particular between the peoples of American Samoa and Tuvalu, for the purpose of entering into such arrangements.

ARTICLE V

(a) This Treaty shall be subject to ratification by the parties and shall enter into force on the date of the exchange of the instruments of ratification.

(b) This Treaty shall remain in force for ten years and shall thereafter be subject to review by the parties, or termination by either party upon six months notice; provided however,

that Article I of this Treaty shall not be subject to such review or termination.

DONE in duplicate, in the English and Tuvalu languages, of which the English shall be the authentic text at Funafuti, this *seventh* day of February, 1979.

For the Government
of the United States of America:

*William Bodde, Jr.*¹

For the Government
of the Tuvalu:

*Lauti*²

¹ William Bodde, Jr.

² T. Lauti.