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ORIGINAL: ENGLISH

COMMUNICATION FROM DR. HEINZ LANGGUTH ON BEHALF OF  
MR. GUSTAV VON HEYER CONCERNING TANGANYIKA

(Circulated in accordance with rule 24 of the rules of procedure for the Trusteeship Council. Circulated in summary form, because of its length, in accordance with rule 85, paragraph 3, of the rules of procedure)

Summary of communication from Dr. Heinz Langguth on behalf of Mr. Gustav von Heyer

Dr. Heinz Langguth on behalf of Mr. Gustav von Heyer submits further information in reply to a resolution<sup>1/</sup> adopted by the Trusteeship Council on a previous petition<sup>2/</sup> concerning the seizure by the Custodian of Enemy Property in Tanganyika of the property and assets of Mr. Gustav von Heyer at the outbreak of the Second World War, and his deportation. In this resolution, the Council decided that no recommendation was necessary in the "state of complexity as to the application of the principles of international law involved". The petitioner requests reconsideration of the case and that directions be given to the Government of Tanganyika that Mr. Gustav von Heyer be given full compensation for all damages suffered by him in respect of his "wrongful" internment, the "wrongful" seizure of his property and his "wrongful" deportation and that a Committee of experts be appointed to compute the measure of the damages. It is also requested that a communication<sup>3/</sup> dated 25 February 1955 addressed to the Council and concerning the claims for damages of Mr. von Heyer be taken into account.

The petitioner states that Mr. Gustav von Heyer was a Danzig national at the outbreak of the Second World War, and that he ~~has~~ now been issued a certificate of renunciation by the German Consulate in Ciudad Trujillo; Dominican Republic, to the effect that he did not acquire German nationality after the incorporation of the Free City of Danzig into the German Reich on 1 September 1939. This

<sup>1/</sup> Resolution 553 (XII).

<sup>2/</sup> T/PET.2/161 and Add.1.

<sup>3/</sup> T/COM/L.20.

certificate was issued in accordance with the "Law for the Settlement of Questions of Nationality" of 22 February 1955, enacted in the Federal Republic of Germany, under which all Danzig nationals of German stock acquire German nationality retroactively as from 1 September 1939 unless they expressly renounce this nationality.

Attached to the petition are the following annexes:

1. Copy of the certificate of renunciation issued on 14 June 1955 in accordance with the Law for the Settlement of Questions of German Nationality of 22 February 1955 stating that Mr. Gustav von Heyer had not acquired German nationality;
2. Copy of a letter dated 14 June 1955 from the Legal Division of the Free and Hanseatic City of Hamburg stating that Mr. Gustav von Heyer had renounced the German nationality collectively conferred upon him;
3. Copy of an affidavit by Mr. Gustav von Heyer concerning his nationality and internment;
4. Copy of an affidavit by Mr. Ernst von Brandis concerning Mr. Gustav von Heyer;
5. Copy of the Law for the Settlement of Questions of Nationality dated 22 February 1955 (Federal Law Gazette).

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