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REPORT OF THE AD HOC SUB-COMMITTEE ESTABLISHED IN PURSUANCE OF  
SECURITY COUNCIL RESOLUTION 276 (1970)

1. The report of the Ad Hoc Sub-Committee established in pursuance of Security Council resolution 276 (1970) was issued on 7 July 1970. Annex I to that report contained the substantive parts of fifty-one replies received from States to the request for relevant information which the Ad Hoc Sub-Committee had addressed to States and certain international organizations (see S/9863, paragraph 7).
2. Since then the Secretary-General has received two additional replies from States. The substantive parts of these additional replies are reproduced below:

AUSTRIA

Original: English  
2 September 1970

The Government of Austria wishes to submit the following information:

(1) Military co-operation

There exists no military co-operation between Austria and the Republic of South Africa.

Reference is made to the replies of the Government of Austria to the Secretary-General's inquiries in accordance with Security Council resolutions 181 (1963) and 182 (1963), published in United Nations documents S/5438 of 11 October 1963 and S/5658/Add.5 of 28 September 1964.

In the first reply, the Austrian Government stated that it had not permitted exports of arms, ammunition or military equipment to South Africa. In the second reply the Austrian Government confirmed that it had not changed its attitude towards the Republic of South Africa and that it had no intention to

allow exports of arms, ammunition or military equipment to South Africa which could be used for enforcing the policy of apartheid in South Africa.

(2) Diplomatic, consular, trade or other official representation

Austria has no diplomatic or consular representation and no trade delegation in Namibia.

(3) Transportation

Austrian Airlines has no flights either to the Territory of Namibia or to South Africa.

(4) Trade

It is impossible to give detailed information on Austria's trade relations with Namibia, since the figures given in the Austrian Foreign Trade Statistics are not listed separately for the trade with the Territory of Namibia and for that with South Africa.

(5) Bilateral agreements and multilateral treaties

In so far as the agreements and treaties in question do not contain any provision regarding their applicability to Namibia, this question must, in the view of the Austrian Government, be answered in the light of the relevant provisions of international law.

(a) Bilateral agreements

The following bilateral agreements between Austria and the Republic of South Africa are in force:

- (1) Agreement on the Abolition of Visas, Federal Law Gazette No. 299/1962.
- (2) Exchange of Notes concerning the Commonwealth War Cemetery at Klagenfurt, Federal Law Gazette No. 32/1968.
- (3) Air Transportation Agreement, Federal Law Gazette No. 158/1969.

Only the last-mentioned agreement contains a provision relevant to the requested information: in article 1, para. 1, lit. c, the territory of the two States mentioned in articles 5 and 6 is determined as follows:

(b) Multilateral treaties

"..... (Territory) in relation to a Party means the land areas and territorial waters adjacent thereto under the sovereignty, suzerainty, protection, administration or trusteeship of that Party."

Austria and the Republic of South Africa are parties to a number of multilateral treaties. Nothing has been found in these treaties to indicate their applicability to Namibia.

BELGIUM

[Original: French]  
31 July 1970

1. The Belgian Government decided on 8 July 1970 to close the Belgian honorary consulate at Windhoek.
  2. With regard to trade relations between the Belgo-Luxembourg Economic Union and Namibia, my Government wishes to point out that no special statistics are ever kept in the matter, since this negligible volume of trade is included in the figures relating to the Republic of South Africa. Belgium exports to South Africa amounted to 1,800 million Belgian francs in 1969, while Belgian imports from South Africa did not exceed 0.5 per cent of total Belgian imports.
  3. Since Belgian investments abroad are not subject to regulation of any kind, the Belgian authorities do not have any means of taking action against private investors. In any event, the Belgian Government has never intervened in any investment projects nor has it lent encouragement to them.
  4. There is no military co-operation of any kind between Belgium and South Africa.
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