

3. Protocol on the Accession of the Federal Republic of Germany and Resolutions of the Council

PROTOCOL TO THE NORTH ATLANTIC TREATY ON THE ACCESSION OF THE FEDERAL REPUBLIC OF GERMANY 23 OCTOBER 1954

The Parties to the North Atlantic Treaty signed at Washington on April 4, 1949,

Being satisfied that the security of the North Atlantic area will be enhanced by the accession of the Federal Republic of Germany to that Treaty, and

Having noted that the Federal Republic of Germany has, by a declaration dated October 3, 1954, accepted the obligations set forth in Article 2 of the Charter of the United Nations and has undertaken upon its accession to the North Atlantic Treaty to refrain from any action inconsistent with the strictly defensive character of that Treaty, and

Having further noted that all member governments have associated themselves with the declaration also made on October 3, 1954, by the Governments of the United States of America, the United Kingdom of Great Britain and Northern Ireland and the French Republic in connection with the aforesaid declaration of the Federal Republic of Germany,

Agree as follows:

Article 1

Upon the entry into force of the present Protocol, the Government of the United States of America shall on behalf of all the Parties communicate to the Government of the Federal Republic of Germany an invitation to accede to the North Atlantic Treaty. Thereafter the Federal Republic of Germany shall become a Party to that Treaty on the date when it deposits its instruments of accession with the Government of the United States of America in accordance with Article 10 of the Treaty.

Article 2

The present Protocol shall enter into force, when

- a. each of the Parties to the North Atlantic Treaty has notified to the Government of the United States of America its acceptance thereof,
- b. all instruments of ratification of the Protocol modifying and completing the Brussels Treaty have been deposited with the Belgian Government, and

- c. all instruments of ratification or approval of the Convention on the Presence of Foreign Forces in the Federal Republic of Germany have been deposited with the Government of the Federal Republic of Germany.

The Government of the United States of America shall inform the other Parties to the North Atlantic Treaty of the date of the receipt of each notification of acceptance of the present Protocol and of the date of the entry into force of the present Protocol.

Article 3

The present Protocol, of which the English and French texts are equally authentic, shall be deposited in the Archives of the Government of the United States of America. Duly certified copies thereof shall be transmitted by that Government to the Governments of the other Parties to the North Atlantic Treaty.

RESOLUTION ADOPTED BY THE NORTH ATLANTIC COUNCIL TO IMPLEMENT SECTION IV OF THE FINAL ACT OF THE LONDON CONFERENCE 22 OCTOBER 1954 The North Atlantic Council:

1. Recognising the necessity of strengthening the structure of the Alliance and of reinforcing the machinery for the collective defence of Europe, and desirous of specifying the conditions governing joint examination of the defence effort of member countries.
2. Recalls that:
 - a. the resources which member nations intend to devote to their defence effort as well as the level, composition and quality of the forces which the member nations are contributing to the defence of the North Atlantic area are each year subject to collective examination in the NATO Annual Review for the purpose of reaching agreement on force goals, taking into account expected mutual aid;
 - b. the defence expenditures incurred by the member nations and the extent to which the recommendations emerging from the Annual Review have been carried out are the subject of periodical review during the year.

3. Agrees with the terms of the Agreement on Forces of Western European Union; and that with respect to the forces which the members of Western European Union will place under NATO Command on the mainland of Europe and for which maximum figures have been established in that Agreement, if at any time during the NATO Annual Review recommendations are put forward, the effect of which would be to increase the level of forces above the limits established in this Agreement, the acceptance by the country concerned of such recommended increases shall be subject to unanimous approval by the members of Western European Union, expressed either in the Council of Western European Union or in the North Atlantic Treaty Organisation.

4. Decides that all forces of member nations stationed in the area of the Allied Command, Europe, shall be placed under the authority of the Supreme Allied Commander, Europe, or other appropriate NATO Command and under the direction of the NATO military authorities with the exception of those forces intended for the defence of overseas territories and other forces which the North Atlantic Treaty Organisation has recognised or will recognise as suitable to remain under national command.

5. Invites member nations to make an initial report for consideration and recognition by the Council on those forces which they plan to maintain within the area of Allied Command, Europe, for the common defence, but not to place under the authority of the North Atlantic Treaty Organisation, taking into account the provisions of relevant NATO directives bearing on that subject; the initial report will include a broad statement of the reason for which the above forces are not so placed. Thereafter, if any changes are proposed, the North Atlantic Council action on the NATO Annual Review will constitute recognition as to the suitability and size of forces to be placed under the authority of the appropriate NATO Command and those to be retained under national command.

6. Notes that the agreements concluded within the framework of the Organisation of Western European Union on the internal defence and police forces which the members of that Organisation will maintain on the mainland shall be notified to the North Atlantic Council.

7. Agrees, in the interest of most effective collective defence, that in respect of combat forces in the area of Allied Command, Europe, and under the Supreme Allied Commander, Europe:

- a. all deployments shall be in accordance with NATO strategy;

- b. the location of forces in accordance with NATO operational plans shall be determined by the Supreme Allied Commander, Europe, after consultation and agreement with the national authorities concerned;
 - c. forces under the Supreme Allied Commander, Europe, and within the area of Allied Command, Europe, shall not be redeployed or used operationally within that area without the consent of the Supreme Allied Commander, Europe, subject to political guidance furnished by the North Atlantic Council, when appropriate, through normal channels.
8. Decides that:
- a. integration of forces at Army Group and Tactical Air Force level shall be maintained;
 - b. in view of the powerful combat support units and logistic support organisation at Army level, integration at that level and associated Air Force level will be the rule; wherever formations of several nationalities are operating in the same area and on a common task, provided there are no overriding objections from the point of view of military effectiveness;
 - c. wherever military efficiency permits, in light of the size, location and logistic support of forces, integration at lower levels, both in the land and air forces, shall be achieved to the maximum extent possible;
 - d. proposals to the North Atlantic Council, indicating any increases in commonly financed items of expenditure, such as infrastructure which might be entailed by the adoption of such measures, should be submitted by the NATO military authorities.
9. Agrees that, in order to improve the capability of the Supreme Allied Commander, Europe, to discharge his responsibilities in the defence of Allied Command, Europe, his responsibilities and powers for the logistic support of the forces placed under his authority shall be extended.
10. Considers that these increased responsibilities and powers should include authority:
- a. to establish, in consultation with the national authorities concerned, requirements for the provision of logistic resources;
 - b. to determine, in agreement with the national authorities concerned, their geographic distribution;
 - c. to establish, in consultation with these authorities, logistic priorities for the raising, equipping and maintenance of units;
 - d. to direct the utilisation, for meeting his requirements, of those portions of the logistic support systems made available to him by the appropriate authorities;

- e. to coordinate and supervise the use, for logistical purposes, of NATO common infrastructure facilities and of those national facilities made available to him by the national authorities.

11. Agrees that, in order to ensure that adequate information is obtained and made available to the appropriate authorities about the forces placed under the Supreme Allied Commander, Europe, including reserve formations and their logistic support within the area of Allied Command, Europe, the Supreme Allied Commander, Europe, shall be granted increased authority to call for reports regarding the level and effectiveness of such forces and their armaments, equipment and supplies as well as the organisation and location of their logistic arrangements. He shall also make field inspections within that area as necessary.

12. Invites nations to submit to the Supreme Allied Commander, Europe, such reports to this end as he may call for from time to time; and to assist inspection within the area of Allied Command, Europe, by the Supreme Allied Commander, Europe, of these forces and their logistic support arrangements as necessary.

13. Confirms that the powers exercised by the Supreme Allied Commander, Europe, in peace-time extend not only to the organisation into an effective integrated force of the forces placed under him but also to their training; that in this field, the Supreme Allied Commander, Europe, has direct control over the higher training of all national forces assigned to his command in peace-time; and that he should receive facilities from member nations to inspect the training of those cadre and other forces within the area of Allied Command, Europe, earmarked for that Command.

14. Directs the NATO military authorities to arrange for the designation by the Supreme Allied Commander, Europe, of a high-ranking officer of his Command who will be authorised to transmit regularly to the Council of Western European Union information relating to the forces of the members of Western European Union on the mainland of Europe acquired as a result of the reports and inspections mentioned in paragraphs 11 and 12 in order to enable that Council to establish that the limits laid down in the special agreement mentioned in paragraph 3 above are being observed.

15. Agrees that the expression 'the area of Allied Command, Europe' as used throughout this Resolution shall not include North Africa; and that this Resolution does not alter the present status of the United Kingdom and United States forces in the Mediterranean.

16. Directs the NATO Military Committee to initiate the necessary changes in the directives to give effect to the above policies and objectives of the North Atlantic Council.

RESOLUTION ADOPTED BY THE NORTH ATLANTIC COUNCIL ON THE RESULTS OF THE FOUR-POWER AND NINE-POWER MEETINGS 22 OCTOBER 1954

The North Atlantic Council:

Recognising that all the arrangements arising out of the London Conference form part of one general settlement which is directly or indirectly of concern to all the NATO Powers and has therefore been submitted to the Council for information or decision; Have learnt with satisfaction of the arrangements agreed between the Governments of France, the United Kingdom and the United States of America and of the Federal Republic of Germany for the termination of the Occupation Regime in the Federal Republic as set forth in the Protocol communicated to the Council;

Welcome the decision of the Brussels Treaty Powers to invite the Federal Republic of Germany and Italy to accede to the Brussels Treaty as modified and completed by the Protocols and other documents communicated to the Council, and hereby record their agreement with the provisions of those Protocols and documents insofar as they concern action by the North Atlantic Treaty Organisation;

Welcome the extension of the Brussels Treaty as an important step toward the achievement of European unity; and express confidence that there will be the closest cooperation between the Western European Union and the North Atlantic Treaty Organisation which remains the foundation of the security and progress of the Atlantic Community;

Take note with satisfaction of the statements made on September 29, 1954 in London by the United States Secretary of State and the Canadian Secretary of State for External Affairs, and of the declaration by the Foreign Secretary of the United Kingdom concerning the maintenance of United Kingdom forces on the continent of Europe;

Finally,

Record their deep satisfaction at the happy conclusion of all the above arrangements which together constitute a decisive step in fortifying the North Atlantic Alliance and uniting the Free World.

**RESOLUTION OF ASSOCIATION BY OTHER PARTIES TO THE NORTH
ATLANTIC TREATY ADOPTED BY THE NORTH ATLANTIC COUNCIL 22
OCTOBER 1954**

The North Atlantic Council:

Welcoming the declaration made in London by the Government of the Federal Republic of Germany on October 3, 1954 (Annex A), and the related declaration made on the same occasion by the Governments of the United States of America, the United Kingdom of Great Britain and Northern Ireland and the French Republic (Annex B), Notes with satisfaction that the representatives of the other Parties to the North Atlantic Treaty have, on behalf of their Governments, today associated themselves with the aforesaid declaration of the Three Powers.
