

As regards the first of these questions the following institutions would be prepared to assist the Committee by acting as agents

<i>In Albania</i>	The Public Library at Tirana.
<i>In Austria</i>	The National Library at Vienna, in co-operation with the Committee's Austrian correspondent, Professor A. Dopsch.
<i>In Esthonia</i>	The Esthonian University of Dorpat (Tartu).
<i>In Hungary</i>	The Budapest Academy of Sciences, in co-operation with the special Committee which has been set up in Hungary for the encouragement of scientific research.
<i>In Lithuania</i>	The Lithuanian University of Kovno (Kaunas).
<i>In Poland</i>	The Foundation for the encouragement of scientific research, known as the Mianowski Fund, in co-operation with the Polish Academy of Cracow.
<i>In Roumania</i>	The Roumanian Academy of Bucharest.
<i>In Czechoslovakia</i>	The Academy of Arts and Sciences, in co-operation with the Masaryk Labour Academy and the Scientific Society of Prague.

With regard to the second of the questions examined by the Committee, it reached the conclusion, after experience in certain cases which have already come before it, that the requests which it receives from the Central and Eastern European countries should be forwarded either to the member of the Committee representing the country which can meet the request, or to institutions of that country for the encouragement of intellectual relations with other countries. Among the institutions of this kind with which the Committee is in communication may be mentioned the Universities' Library for Central Europe in London, the Institute of International Education set up by the Carnegie Endowment in New York, the European Centre of the same Endowment in Paris, the "Junta para Ampliacion de Estudios" at Madrid, etc., certain important Italian institutions have also interested themselves in this work. Books intended for countries which are suffering from a shortage have, in the cases which have already arisen, been sent to those countries either through the International Exchange Services, or by the diplomatic couriers of the Governments concerned. In any case, this side of the activities of the Committee on Intellectual Co-operation would involve the League of Nations in no expenditure the Secretariat would merely be required to classify the requests received from time to time from the various countries and recommended by certain selected institutions, and to forward these requests to the authority selected in accordance with the principles laid down above.

The Committee on Intellectual Co-operation is now awaiting formal authority from the Council of the League to address official invitations to the institutions referred to, and also to such similar institutions in other countries as may, in the future, announce their readiness to act on the same lines. The Committee is already in a position to state that considerable interest in this proposal has also been displayed in Bulgaria, Greece, Roumania and the Kingdom of the Serbs, Croats and Slovenes.

Annex 444.

C. 110. M. 51. 1923. I.

REPRESENTATION OF THE FREE CITY OF DANZIG AT INTERNATIONAL CONFERENCES.

Report by M. Adatci submitted to the Council on January 30th, 1923.

At the request of the Danzig Government and in accordance with the provisions of Article 39 of the Polish-Danzig Treaty of November 9th, 1920, the High Commissioner gave a decision on August 24th, 1922, on the question of the representation of the Free City at international conferences.

After setting forth the arguments presented on both sides and analysing the position resulting from the treaties, from the decision of the High Commissioner of December 17th,

1921, and from the agreement between the two Governments of May 17th, 1922, on the question of the conduct by Poland of the foreign affairs of Danzig, he decided as follows

“(a) That under the terms of the Treaty of Versailles or of the Treaty of November 9th, 1920, Danzig has not the right of separate representation and separate voting at International Conferences, but that she has the right to send one or more delegates to such Congresses, and these delegates, whilst not having the right of an independent vote, will be permitted to take part in any discussions of an economic nature which affect the well-being and prosperity of the Free City

“(b) That the terms of my decision dated December 17th, 1921, and the subsequent agreement regarding that decision arrived at by the delegates of the Governments of Poland and Danzig, shall apply to this as to all other matters settled by that decision and the agreement.

“(c) That nothing in this decision shall interfere with the rights of the Council or Assembly of the League of Nations to authorise a delegate of the Government of the Free City of Danzig to take part in any particular International Congress or Assembly and to vote thereat, if they so decide.”

The High Commissioner, on October 7th, 1922, gave the following interpretation of paragraphs (a) and (c) of his decision

“(a) The question whether the discussion is economic or not, and whether it affects the well-being and prosperity of the Free City or not, must be decided by an agreement on the spot between the Polish Commissioner at the Conference and the Danzig Delegate. Failing an agreement, the Danzig Delegate will be unable to take part in the discussion, and the justice of the decision of the Polish Commissioner would then be subject to Article 39 of the Treaty of November 9th, 1920, as a subsequent procedure, but not as in any way affecting the progress of the Conference so far as Poland is concerned. In the event of an agreement, the Danzig Delegate can take part in the discussion, bring forward any arguments he pleases, provided they are confined to the economic matters agreed upon and affect the well-being and prosperity of the Free City even if these arguments are opposed to the point of view of the Polish Commissioner at the Conference, otherwise it would be useless for the Danzig Delegate to take part in the discussions as a representative of the Free City

“(c) This paragraph of the decision was inserted by me to indicate that I had no power to give any decision which would affect any rights that might be possessed by the Council or Assembly of the League of Nations. I had no intention of specifying such rights.”

The Polish and the Danzig Governments both appealed against the High Commissioner's decision.

The question was discussed recently in Paris by the Polish and Danzig representatives, under the auspices of the High Commissioner and the Director of the Administrative Commissions Section of the Secretariat. On January 27th, 1923, the following agreement was adopted

[Translation].

“As stated in paragraph (b) of the High Commissioner's decision of August 24th, 1922, his previous decision of December 17th, 1921, and the subsequent agreement of May 17th, 1922, between the Polish and Danzig Governments on the subject of the conduct of the foreign affairs of Danzig, shall apply to the question of the representation of the Free City at international conferences. The first two paragraphs of the decision of December 17th, 1921, are as follow

“(1) That Poland, when called upon to conduct any of the foreign relations of the Free City has the right to refuse the application if the matter involved is clearly to the detriment of the important interests of the Polish State.

“(2) That Poland has no right to initiate and impose upon Danzig a definite foreign policy which is clearly opposed to the well-being, prosperity and good government of the Free City ”

“It follows from the general principle that the conduct of the foreign affairs of the Free City is to be undertaken by the Polish Government, and from the principles laid down in the above decision of the High Commissioner, dated December

17th, 1921, that persons appointed by Danzig to take part in international conferences can act only with the knowledge and consent of the Polish Delegate. Unless such a person has actually been appointed as a Delegate by the Polish Government, he should be a member of the staff of the Polish Delegate, in so far as the latter acts on behalf of the Free City

“ In the list of States represented at an international conference, where both Poland and Danzig are represented, Danzig's name will be put in its alphabetical order independently of that of Poland. In the list of the Delegations and their staffs, the Danzig Delegation will be indicated as consisting of the chief Delegate to the conference for both countries, and of such Danzig members as may be present. The Polish delegation will not include the names of the Danzig members. Where both Poland and Danzig take part in an international conference, Poland will always try to secure a vote in the name of the Free City, besides the vote she possesses in her own name. The Danzig vote will be given by the Delegate.

“ It will be for the Delegate to decide whether the Danzig member shall address a meeting orally or in writing on any subject, or whether the Delegate will himself present the Danzig point of view to the conference. With a view to protecting the interests of the Free City, the Delegate must act in accordance with the terms of the decision of the High Commissioner dated December 17th, 1921, and the agreement of May 17th, 1922.

“ In cases where, by an international convention, different technical organisations of the Contracting States are entitled to direct correspondence or to meet for discussion of a technical character without diplomatic intervention, this will apply also to the respective Danzig organisations, the Polish agreement being considered as given by the conclusion of, or the adhesion to, the international convention in the name of Danzig.

“ The expenses of one Danzig member of the Delegation will be borne by Poland throughout the period of the conference.

“ All disputes which may arise between the two Governments concerning the application of any of the stipulations of the present agreement may be submitted to the High Commissioner in conformity with Article 39 of the Convention of November 9th, 1920.

“ The representative of the Polish Republic and the President of the Senate of the Free City of Danzig agree to withdraw their appeals to the Council of the League of Nations against the decision of the High Commissioner dated August 24th, 1922. That decision, together with the High Commissioner's explanatory Note of October 7th, 1922, shall henceforward be regarded as supplemented by the present agreement.

“ The High Commissioner, under whose auspices the present agreement has been worked out, declares that he concurs in all its stipulations.”

I beg to suggest that the Council takes note of this agreement.

Annexe 445.

C. 118. M. 55. 1923. I.

COMPETENCE OF THE POLISH DIPLOMATIC REPRESENTATIVE AT DANZIG, INCLUDING THE QUESTION OF THE RIGHT OF THE POLISH GOVERNMENT TO WELCOME FOREIGN FLEETS OFFICIALLY AT DANZIG.

Report by M. Adatci submitted to the Council on January 30th, 1923.

At the request of the Danzig Government, and in accordance with the provisions of Article 39 of the Polish-Danzig Treaty of November 9th, 1920, the High Commissioner gave a decision on August 23rd, 1922, on the question of the competence of the Polish diplomatic representative at Danzig, including the right of the Polish Government to welcome foreign fleets officially at Danzig.