

## JURISDICTION OVER CRIMINAL OFFENSES COMMITTED BY ARMED FORCES

*Exchanges of notes at New Delhi September 29 and October 10, 1942;*

*Indian ordinance published October 26, 1942*

*Entered into force October 26, 1942*

*Obsolete*

58 Stat. 1199; Executive Agreement Series 392

### EXCHANGES OF NOTES

*The Secretary to the Government of India in the External Affairs Department to the Secretary in Charge of the Office of the Personal Representative of the President of the United States of America to India*

NEW DELHI, the 29th September 1942

SIR,

I enclose a copy of the United States of America (Visiting Forces) Act, 1942 which has recently been enacted in the United Kingdom. The military authorities of the United States of America in India have long been anxious that similar legislation should be enacted in India, which is not included in the territories to which the United Kingdom Act can be applied by Order in Council under section 3 thereof. A draft Ordinance, of which a copy is enclosed <sup>1</sup> has been prepared with a view to give effect to their wishes.

2. You will observe that the United Kingdom Act is expressed to give effect to the Agreement recorded in the Notes exchanged between His Majesty's Government in the United Kingdom and the Government of the United States of America,<sup>2</sup> and that those Notes are set out in a Schedule to the Act. It is felt that the Indian Ordinance should in like manner give effect to an Agreement in the like sense between the Government of India and the Government of the United States of America, and I would propose for your consideration that this letter read with your reply thereto be regarded as constituting an Agreement between the two Governments to the

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<sup>1</sup> Not printed here.

<sup>2</sup> Exchange of notes at London July 27, 1942 (EAS 355, *post*, UNITED KINGDOM).