SEVENTH
INTERNATIONAL CONFERENCE
OF AMERICAN STATES

CONVENTION ON
POLITICAL ASYLUM



MONTEVIDEO - URUGUAY

DECEMBER 3 - 26, 1933

The Governments represented in the Seventh International Conference of American States:

Wishing to conclude a Convention on Political Asylum, to define the terms of the one signed at Habana, have appointed the following Plenipotentiaries:

Honduras:

Miguel Paz Baraona
Augusto C. Coello
Luis Bográn

United States of America:

Cordell Hull
Alexander W. Weddell
J. Reuben Clark
J. Butler Wright
Spruille Braden
Miss Sophonisba P. Breckinridge.

El Salvador:

Héctor David Castro
Arturo Ramón Avila
J. Cipriano Castro.

Dominican Republic:

Tulio M. Cestero.

Haiti:

Justin Barau
Francis Salgado
Antoine Pierre-Paul
Edmond Mangonés.

Chile:

Miguel Cruchaga Tocornal
Octavio Señoret Silva
Gustavo Rivera
José Ramón Gutiérrez
Félix Nieto del Río
Francisco Figueroa Sánchez
Benjamín Cohen.

Peru:

Alfredo Solf y Muro
Felipe Barreda Laos
Luis Fernán Cisneros.

Cuba:

Angel Alberto Giraudy
Herminio Portell Vilá
Alfredo Nogueira.

Who, after having exhibited their Full Powers, which were found in good and due form, have agreed upon the following:

Article 1

In place of Article 1 of the Convention of Habana on Right of Asylum, of February 20, 1928, the following is substituted:

"It shall not be lawful for the States to grant asylum in legations, warships, military camps, or airships to those accused of common offenses who may have been duly prosecuted or who may have been sentenced by ordinary courts of justice, nor to deserters of land or sea forces.

"The persons referred to in the preceding paragraph who find refuge in some of the above-mentioned places shall be surrendered as soon as requested by the local government".

Article 2

The judgment of political delinquency concerns the State which offers asylum.

Article 3

Political asylum, as an institution of humanitarian character, is not subject to reciprocity. Any man may resort to its protection, whatever his nationality, without prejudice to the obligations accepted by the State to which he belongs; however, the States that do not

recognize political asylum, except with limitations and peculiarities, can exercise it in foreign countries only in the manner and within the limits recognized by said countries.

Article 4

When the withdrawal of a diplomatic agent is requested because of the discussions that may have arisen in some case of political asylum, the diplomatic agent shall be replaced by his government, and his withdrawal shall not determine a breach of diplomatic relations between the two States.

Article 5

The present Convention shall not affect obligations previously entered into by the High Contracting Parties by virtue of international agreements.

Article 6

The present Convention shall be ratified by the High Contracting Parties in conformity with their respective constitutional procedures. The Minister of Foreign Affairs of the Republic of Uruguay shall transmit authentic certified copies to the governments for the aforementioned purpose of ratification. The instrument of ratification shall be deposited in the archives of the Pan American Union in Washington, which shall notify the signatory governments of said deposit. Such notification shall be considered as an exchange of ratifications.

Article 7

The present Convention will enter into force between the High Contracting Parties in the order in which they deposit their respective ratifications.

Article 8

The present Convention shall remain in force indefinitely but may be denounced by means of one year's notice given to the Pan American Union, which shall transmit it to the other signatory governments. After the expiration of this period the Convention shall cease in its effects as regards the party which denounces but shall remain in effect for the remaining High Contracting Parties.

Article 9

The present Convention shall be open for the adherence and accession of the States which are not signatories. The corresponding instruments shall be deposited in the archives of the Pan American Union which shall communicate them to the other High Contracting Parties.

Argentina:

Carlos Saavedra Lamas
Juan F. Cafferata
Ramón S. Castillo
Carlos Brebbia
Isidoro Ruiz Moreno
Luis A. Podestá Costa
Raúl Prebisch
Daniel Antokoletz

Venezuela:

César Zumeta
Luis Churion
José Rafael Montilla

Uruguay:

Alberto Mañé
Juan José Amézaga
José G. Antuña
Juan Carlos Blanco
Señora Sofía A. V. de Demicheli
Martín R. Echegoyen
Luis Alberto de Herrera
Pedro Manini Ríos
Mateo Marques Castro
Rodolfo Mezzera
Octavio Morató
Luis Morquio
Teófilo Piñeyro Chain
Dardo Regules
José Serrato
José Pedro Varela

Paraguay:

Justo Pastor Benítez
Gerónimo Riart
Horacio A. Fernández
Señorita María F. González

Mexico:

José Manuel Puig Casauranc
Alfonso Reyes
Basilio Vadillo
Genaro V. Vasquez
Romeo Ortega
Manuel J. Sierra
Eduardo Suárez

Panama:

J. D. Arosemena
Eduardo E. Holguín
Oscar R. Muller
Magín Pons

Bolivia:

Casto Rojas
David Alvéstegui
Arturo Pinto Escalier

Guatemala:

Alfredo Skinner Klee
José González Campo
Carlos Salazar
Manuel Arroyo

Brazil:

Afranio de Mello Franco
Lucillo A da Cunha Bueno
Francisco Luis da Silva Campos
Gilberto Amado
Carlos Chagas
Samuel Ribeiro

Ecuador:

Augusto Aguirre Aparicio
Humberto Albornoz
Antonio Parra
Carlos Puig Vilassar
Arturo Scarone

Nicaragua:

Leonardo Argüello
Manuel Cordero Reyes
Carlos Cuadra Pasos

Colombia:

Alfonso López
Raimundo Rivas
José Camacho Carreño.

In witness whereof, the following Plenipotentiaries have signed this Convention in Spanish, English, Portuguese and French and hereunto affix their respective seals in the city of Montevideo, Republic of Uruguay, this 26th day of December, 1933.

DECLARATION

Since the United States of America does not recognize or subscribe to, as part of international law, the doctrine of asylum, the delegation of the United States of America refrains from signing the present Convention on Political Asylum.

HONDURAS: M. Paz Baraona.— Augusto C. Coello.— Luis Bográn.

EL SALVADOR: Héctor David Castro.— Arturo R. Avila.

DOMINICAN REPUBLIC: Tulio M. Cestero.

HAITI: J. Barau.— F. Salgado.— Edmond Mangonés.— A. Prre. Paul.

ARGENTINA: Carlos Saavedra Lamas.— Juan F. Cafferata.— Ramón S. Castillo.— I. Ruiz Moreno.— L. A. Podestá Costa.— D. Antokoletz.

URUGUAY: A. Mañé.— José Pedro Varela.— Mateo Marques Castro.— Dardo Regules.— Sofía Alvarez Vignoli de Demicheli.— Teófilo Piñeyro Chain.— Luis A. de Herrera.— Martín R. Echegoyen.— José G. Antuña.— J. C. Blanco.— Pedro Manini Ríos.— Rodolfo Mezzera.— Octavio Morató.— Luis Morquio.— José Serrato.

PARAGUAY: Justo Pastor Benítez.— María F. González.

MEXICO: B. Vadillo.— M. J. Sierra.— Eduardo Suárez.

PANAMA: J. D. Arosemena.— Magin Pons.— Eduardo E. Holguin.

GUATEMALA: A. Skinner Klee.— J. González Campo.— Carlos Salazar.— M. Arroyo.

BRAZIL: Lucillo A. Da Cunha Bueno. — Gilberto Amado.

ECUADOR: A. Aguirre Aparicio.— H. Albornoz.— Antonio Parra V.— C. Puig V.— Arturo Scarone.

NICARAGUA: Leonardo Argüello.— M. Cordero Reyes.— Carlos Cuadra Pasos.

COLOMBIA: Alfonso López.— Raimundo Rivas.

CHILE: Miguel Cruchaga.— J. Ramón Gutiérrez.— F. Figueroa.— F. Nieto del Río.— B. Cohen.

PERU: Alfredo Solf y Muro.

CUBA: Alberto Giraudy.— Herminio Portell Vilá.— Ing. A. E. Nogueira.

REPUBLICA DEL URUGUAY

Ministerio de Relaciones Exteriores

Es copia fiel y conforme del ejemplar original en inglés de la Convención sobre Asilo Político aprobada por la VII Conferencia Internacional Americana que queda depositado en los archivos de este Ministerio de Relaciones Exteriores.

Montevideo, Marzo 31 de 1934.



Ministro Plenipotenciario.
Subsecretario de Estado
en el Departamento de
Relaciones Exteriores.