

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)  
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: # 2340

2. COW Alliance # (if applicable): # 3077.

3. Signature date(s) (may vary for members in multilateral alliances):

May 20, 1934.

Phase 2: February 26, 1995

4. Members of alliance (use COW country codes):

670 Saudi Arabia

678 Yemen Arab Republic.

5. Was the alliance signed during war? If so, which war, and which member(s) was at war? (check COW data)

No.

6. Means by which alliance was established (e.g., treaty, executive agreement, diplomatic notes, etc.): (Only select "treaty" if the agreement requires ratification.)

Treaty.

7. Was the treaty public, public but with secret articles, or secret? If secret articles, describe the content of secret articles.

Secret (See exchange of notes).

Phase 2: Public

8. Are there provisions for adding additional members mentioned in the treaty? (Yes, No) If Yes, describe these provisions.

No.

9. Are specific state(s) mentioned as possible future members of the alliance? (Yes, No) If Yes, which state(s)?

No.

10. Are there specific provisions in the treaty concerning the length of time the treaty is to last? (Yes, No) If Yes, describe.

Yes. The treaty shall be in force for 20 years (Art.22).

11. Are there conditions under which members may renounce the treaty? If Yes, describe these conditions.

No.

12. Are there specific provisions in the treaty concerning renewal of the treaty? (Yes, No) If Yes, describe these provisions.

Yes. The treaty may be renewed or modified during the six months preceding its expiry. If not renewed or modified by that date, it shall remain in force until 6 months after such time as one party has given notice to the other of his desire to modify it (Art.22).

13. Number of times alliance renewed, dates of renewal, and means by which alliance was renewed (Do not include automatic renewals):

Phase 2: Officially renewed for the first time through Memorandum of Understanding signed February 26, 1995

Article 1 states – "The Two Parties confirm their commitment to the legality and binding Treaty of Taif signed on the 6<sup>th</sup> of Safar 1353H, corresponding to the 20<sup>th</sup> of May 1934, and its annexes, which is known as "The Treaty of Taif" (referred to hereinafter as "the Treaty")"

14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):

November 6, 1962

Phase 2: Still in effect. Despite Saudi Arabian intervention in 2015 Yemeni Civil War, the intervention is a result of official requests for assistance from the recognized Yemeni government in the UN and Arab League. This would appear to be a fulfilment of treaty obligations as opposed to a violation. (Confirmation of official request: <https://www.reuters.com/article/us-yemen-security-arabs/arab-league-to-discuss-yemen-intervention-plea-on-thursday-idUSKBN0ML1B420150325> Accessed June 22, 2018)

Saudi Arabian MFA confirms opening of embassy in Sana'a and consulate in Aden in recognition of the support for official Yemeni government: <http://embassies.mofa.gov.sa/sites/Yemen/AR/AboutDiplomaticMission/> (Accessed June 22, 2018)

15. Describe what caused the alliance to terminate.

Saudi Arabia supports royalists in Yemeni Civil War (Langer, 1972: 1306).

Phase 2: N/A – Still in effect

## SECTION II: OBLIGATIONS

16. Type of alliance (defense pact, neutrality pact, nonaggression pact, consultation pact, offense pact): (List all that apply to any member of the alliance.)

Nonaggression Pact

Neutrality Pact

Consultation Pact.

Phase 2: Primary obligations remain the same. Treaty is reaffirmed.

17. Type of alliance as coded in COW data (if applicable): Neutrality/Nonaggression Pact

18. Describe the obligations of the alliance partners.

The parties mutually undertake to refrain from resorting to force in all difficulties between them (...) (Art.8).

In the event of any external aggression on the country of one of the two parties, the other party shall be bound to carry out the following: 1) to adopt complete neutrality secretly or openly, 2) to cooperate mentally and morally as far as possible, 3) to undertake negotiations with the other party to discover the best way of guaranteeing the safety of the country of that party and of preventing it from being harmed, and to refrain from any act which might be interpreted as assisting that external aggressor (Art.17).

19. Are any of the obligations contingent upon any of the following: specific adversary, specific location, specific ongoing conflict, number of adversaries, noncompliance with a specific demand, attack, nonprovocation of enemy, or prior agreement among partners? (List all that apply)

Yes- attack, specific location

20. Describe the nature of the limits to obligations listed in #19.

Neutrality and Consultation are contingent upon attack.

21. Are there any additional provisions for assistance in the event of war? (e.g., promise not to participate in economic sanctions against partner, promise not to aid internal or external enemies, etc.) (Yes, No) If Yes, describe.

Yes. The parties undertake, by all moral and material means at their command, to prevent the use of their territory as a base and center for any hostile action or enterprise, or preparations therefore, against the country of the other party (Art.9).

(see article 9 for further details of these obligations and also Article 18).

Phase 2: Further reaffirmed by Article 8 of MOU – “Each of the two countries affirms its commitment not to permit the use of its country as a base and center for carrying out aggression against the other staging any political, military or propaganda activities against the other.”

22. Are there any additional limits to the alliance obligations or conditions under which treaty obligations do not apply that were not listed in #19? (Yes, No) If Yes, describe.

No.

23. Is a specific target/threat mentioned as the object of the treaty? (Yes, No) (Answering Yes to this question does not necessarily mean that obligations are limited only to this adversary.) If Yes, list the target nation(s) (using COW country codes if possible) and describe the general nature of the reference to the target of the treaty.

No.

24. Are the treaty obligations symmetric? (That is, do all members commit to the same obligations?) (Yes, No) If No, describe.

Yes.

25. Does the treaty prohibit members from settling conflicts independently (no separate peace)? (Yes, No) If Yes, describe.

No.

26. Does the treaty have provisions requiring that the contracting parties consult before making commitments to third parties (excluding no separate peace provisions discussed above)? (Yes, No) If Yes, describe these provisions.

No.

27. Does the treaty specify that the contracting parties must not enter into any other alliances that are directed against the alliance in question? (Yes, No) If Yes, describe.

Yes. Each of the two parties undertakes not to intermeddle with a third party, whether it be an individual, a group, or a government, or to agree with him in any matter which may injure the interests of the other party, or which may harm his country, or which raise problems and difficulties, or which may expose its welfare, interests or existence to danger (Art.15).

28. Additional coder comments regarding treaty obligations:

N/A

### SECTION III: INSTITUTIONALIZATION OF THE ALLIANCE

29. Does the treaty make reference to the potential for conflict among members of the alliance? (Yes, No) If Yes, describe.

Yes. The two parties undertake to settle in a spirit of affection and friendship all disputes and differences which may arise between them, and to ensure that a spirit of Islamic brotherhood shall dominate their relations in all states and conditions (Art.1).

Phase 2: Same as Phase 1, with the addition of...

Article 3 of MoU recognizes the possibility of border disagreements and charges a committee with “agreement on how to seek arbitration in case of disagreement between the two countries”

Article 7 of MoU creates a joint high committee which shall “remove any obstacles or difficulties that might arise during the course of their [four other creates committees] assignments”

30. Does the treaty discuss mediation/arbitration or other means of settling disputes among the signatories? (Yes, No) If Yes, describe.

The parties mutually undertake to refrain from resorting to force in all difficulties between them and to do their utmost to settle any disputes which may arise between them, whether caused by this treaty or the interpretation of all or any of its articles or resulting from any other cause, by friendly representations; in the event of inability to agree by this means, each of the two parties undertakes to resort to arbitration, of which the conditions, the manner of demand, and the conduct are explained in the appendix to this treaty (Art.8).

Phase 2: Additionally, Article 7 of MoU charges a joint committee with “agreement on how to seek arbitration in case of disagreement between the two countries”

31. Does the treaty require official contact among the military forces of the participating states? (Yes, No) If Yes, describe. (Note whether official contact is required only in the event of hostilities or also during peacetime.)

No.

32. Does the treaty include provisions for military aid? (e.g., grants, loans, transfer of technology, training) (Yes, No) If Yes, describe these provisions.

No.

33. Does the treaty provide for integrated command of military forces while the alliance is in effect (peacetime as well as wartime)? (Yes, No) If Yes, describe.

No.

34. Does the treaty require subordination of the forces of one or more member states to another in the event of hostilities? (Yes, No) If Yes, describe.

No.

35. Does the treaty establish any organizations? (include provisions for regularly scheduled meetings) (Yes, No) If Yes, describe.

Yes. An arbitration commission (Arbitration Covenant).

Phase 2: The following committees are formed by the 1995 Memorandum:

Article 2 – A joint committee for border demarcation – formed to “renew existing and erased markers established in accordance with the border reports annexed to the Treaty”

Article 4 – A joint committee for negotiating maritime borders is formed

Article 5 – A joint high ranking military committee is formed to “ensure that no installations or military movements or others take place on the borders between the two countries”

Article 6 – A joint ministerial committee formed “to promote economic, commercial and cultural ties between the two countries and to enhance mutual cooperation between them.”

Article 7 – A joint high committee formed to “work towards achieving the aforementioned, facilitate the work of said committees, and remove any obstacles or difficulties that might arise during the course of their assignments.”

36. Does the treaty provide for joint military bases, or for one or more states to place troops in the territory of one or more other states? (Yes, No) If Yes, describe.

No.

37. Does the treaty specify contribution levels (funds, troops, etc.)? (Yes, No) If Yes, describe.

No.

38. Does the treaty contain any provisions regarding coordinated increase of armaments, reduction of armaments, prohibition of weapons, or rules of warfare? (Yes, No) If Yes, describe such provisions.

No.

39. Does the treaty explicitly permit or prohibit the acquisition of territory not currently held by either ally? (Yes, No) If Yes, describe reference.

No.

40. Does the treaty include discussion of the division of gains from any future conflict? (Yes, No) If Yes, describe.

No.

41. Does the treaty include discussion of demobilization/withdrawal following conflict? (Yes, No) If Yes, describe.

Yes. The parties undertake not to construct any fortifies building within a distance of 5 km on either side of the frontier, anywhere along the frontier line (Art.5). The parties undertake immediately to withdraw their troops from the country which, by virtue of this treaty, becomes the possession of the other party, and to safeguard the inhabitants and troops (Art.6).

42. Are there any other provisions in the treaty that describe the means through which the states will coordinate their military efforts and policies? (Yes, No) If Yes, describe.

No.

43. Additional coder comments regarding references to alliance institutionalization:

#### SECTION IV: TREATY CONTEXT

44. Does the treaty state that it nullifies any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are nullified and describe the treaty reference.

Yes. The contents of the agreement signed on the 5<sup>th</sup> of Shaban, 1350, shall in any case be cancelled as from the date of ratification of this treaty (Art.21).

45. Does the treaty state that it modifies any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are modified and describe the treaty reference.

No.

46. Does the treaty state that it includes any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are included and describe the treaty reference.

No.

47. Does the treaty make any references to international organizations? (Yes, No) If Yes, list the international organization and describe the nature of the reference.

No.

48. Does the treaty make any references to other existing alliances? (Yes, No) If Yes, list the alliance and describe the nature of the reference.

No.

49. Are there any companion agreements referenced in the treaty? (Yes, No) If Yes, describe the agreements.

No, but the appendix contains an arbitration commission.

50. Does the treaty include statements regarding non-military cooperation (e.g., economic, cultural, scientific exchange)? (Yes, No) If Yes, describe.

Yes. The parties announce their desire to do everything possible to facilitate postal and telegraphic services, to increase the communications between them, and to facilitate the exchange of commodities and agricultural and commercial products between them, to conclude a customs agreement to safeguard the economic interests of their two countries (...) (Art.19).

Phase 2: Article 6 forms a joint ministerial committee to promote economic, commercial, and cultural ties between the two countries.

51. Does the treaty resolve other conflicts among the parties to the alliance? (Yes, No) If Yes, describe.

Yes. The war existing between Saudi Arabia and Yemen is terminated (Art.1). Each of them gives up any right he claimed over any part or parts of the country of the other party beyond the frontiers fixed and defined in the text of this treaty (Art.2). Article 4 sets the frontier.

52. Does the treaty propose/enforce settlement of a conflict not involving parties to the alliance? (Yes, No) If Yes, describe.

No.

53. Does the treaty propose other agreements among the contracting parties? (Yes, No) If Yes, describe.

Yes. A customs agreement (Art.19).

54. Does the treaty mention unresolved conflicts among the contracting parties? (Yes, No) If Yes, describe.

No.

55. Does the treaty include provisions for economic aid or other enticements (include trade concessions, post war recovery, etc.)? (Yes, No) If Yes, describe these provisions.

No.

56. Does the treaty describe circumstances under which one party may intervene in the internal politics of another party or specifically commit the states to non-intervention? (Yes, No) If Yes, describe.

Yes. Each party recognizes the full and absolute independence of the Kingdom of the other party and his sovereignty over it. (Art.2).

## SECTION V: DOCUMENTATION

57. Additional coder comments on this alliance treaty: Phase 2 is coded using Memorandum of Understanding Between the Government of the Kingdom of Saudi Arabia and the Government of the Republic of Yemen signed February 26, 1995

58. Source of coding information (e.g., treaty, treaty and secondary sources, secondary sources only, etc.): Treaty.

59. Treaty citation: Treaty: BFSP, vo.137, p. 670. Memorandum: UNTS 43166

60. Date of last revision of this coding sheet: 6/22/2018.

61. Coder: Andrew Long, Michaela Mattes, Nicholas Coulombe,