

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: # 1040.
2. COW Alliance # (if applicable): # 2010.
3. Signature date(s) (may vary for members in multilateral alliances):
August 10, 1816.
4. Members of alliance (use COW country codes):
210 Netherlands
230 Spain.
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.
Public.
8. Are there provisions for adding additional members mentioned in the treaty? (Yes, No) If Yes, describe these provisions.
Yes. The treaty is presented to the Courts of Portugal, Turin and Naples by Spain and these courts are invited to join the treaty. The Netherlands do the same with the Courts of St. Petersburg, Stockholm and Copenhagen (Art.XXIII).
9. Are specific state(s) mentioned as possible future members of the alliance? (Yes, No) If Yes, which state(s)?
Yes. See 8.
10. Are there specific provisions in the treaty concerning the length of time the treaty is to last? (Yes, No) If Yes, describe.
Article II: This alliance continues as long as (the Barbary States) don't renounce (piratry).
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.
No.
13. Number of times alliance renewed, dates of renewal, and means by which alliance was renewed (Do not include automatic renewals):
Unknown.
14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):
March, 1820
15. Describe what caused the alliance to terminate.
Spanish Revolution (Schroeder, 1994: 607-608).

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.)
Defense Pact
Offense Pact.
17. Type of alliance as coded in COW data (if applicable): Defense Pact

18. Describe the obligations of the alliance partners.

This alliance is purely defensive and its object is to protect the commerce of the two parties (Art.I). This alliance exists until the Regents of Algeria, Tunis and Tripoli do not renounce their offensive system with respect to the properties of the subjects of the two parties (Art.II). If one of those pirate states causes an offense to the parties, the allies' consuls and representatives shall demand reparation from the government of the offender through legal means; if the offender's government does not abide by law, the allied powers will agree on proceeding to take reprisals corresponding to the quantity that the offender has taken (Art.III).

When one of the parties is attacked by the Barbary States [Algeria, Tunis and Tripoli] without provocation on its part, the alliance will become activated (Art.VII). the obligation to defend the attacked party, exists until a just reparation for the damages created by the offense and indemnity for the costs of war have been attained (Art.VIII).

Spain will demand of Algeria the reparation for the offenses committed against one or the other of the parties and declare the intention of the parties to observe scrupulously the rights of the European nations vis-à-vis the Barbary States (Additional Articles, Art.I). If Algeria refuses to listen to the voice of justice, and it is unwilling to pay reparations, the casus foederis of the current treaty is recognized, and the allied forces act according to the stipulations in Articles VII, VIII, IX, XX, and XXI of the present treaty (Additional Articles, Art.II).

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- specific adversary, noncompliance with a specific demand.

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

The alliance is directed against Algeria, Tunis and Tripoli that have committed offenses against the properties of Spanish and Dutch subjects. The offensive obligation arises only if Algeria refuses to pay reparations. The defensive obligation is conditional upon non-provocation.

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.

No.

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.

Yes. The agreement defined what constitutes an offense against which the parties will intervene: if Algeria, Tunis or Tripoli seize material of the allies' subjects without looking for other ways to ensure justice (Art.IV), if the allies' consuls are arrested for debts of particular subjects (Art.V), if a obligatory gift is demanded from them (Art.VI).

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.

Yes. Algeria (615), Tunisia (616), and Libya (620).

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.

Yes. Neither ally can enter into negotiations with the enemy unless the other consents (Art.IX).

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.

No.

28. Additional coder comments regarding treaty obligations:

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.

No.

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

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.

Yes. The chief command will be given to the oldest officer of the same rank (Art.XII).

Article X: The parties employ one force sufficient for defending and protecting their commerce from the Barbary Pirates.

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.
No.

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.

Yes. Each party is responsible for the maintenance of its troops, and all are stationed in the Spanish ports that are best situated and defended, in order to achieve the goal of the alliance (Art.XIII).

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

Yes. The Netherlands furnishes 1 vessel and 6 frigates and Spain furnishes 1 vessel, 2 frigates, 1 brick and 16 bombards (Art.XI).

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.

Yes. The parties commit themselves to partition the sum [gained from capturing ships] according to the rules existing on the vessels of the party that captured the enemy ship (Art.XX). If vessels of both parties have captured the ships, they will pay their men according to their numbers (Art.XXI). Prisoners of war are partitioned in the same way (Art.XXII).

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

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.
No.

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.
50. Does the treaty include statements regarding non-military cooperation (e.g., economic, cultural, scientific exchange)? (Yes, No) If Yes, describe.
No.
51. Does the treaty resolve other conflicts among the parties to the alliance? (Yes, No) If Yes, describe.
No.
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.
No.
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.
No.

SECTION V: DOCUMENTATION

57. Additional coder comments on this alliance treaty: Coded from French
58. Source of coding information (e.g., treaty, treaty and secondary sources, secondary sources only, etc.): Treaty.
59. Treaty citation: CTS, vol.66, p.289.
60. Date of last revision of this coding sheet: 02/10/05.
61. Coder: Sara Mitchell, Michaela Mattes, Ashley Leeds