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Letter from the Permanent Mission  
of France to the United Nations  
Office at Geneva  
Ambassador  
No.388

Geneva, 4 December 1986

Sir,

On behalf of the delegations of France, the United States of America and the United Kingdom of Great Britain and Northern Ireland, I should like to refer to the subject raised by the head of the delegation of the Union of Soviet Socialist Republics in his letter to you of 4 December 1986.

The establishment of the Federal Environmental Agency in the Western Sectors of Berlin was approved by the United States, British and French authorities, acting in exercise of their supreme authority. The responsibilities of the Federal Environmental Agency in the Western Sectors of Berlin do not constitute official or constitutional acts performed by a State body of the Federal Republic of Germany in contravention of the provisions of annex II, paragraph 1, of the Quadripartite Agreement of 3 September 1971. Therefore, the establishment of that Agency in the Western Sectors of Berlin does not contravene any of the provisions of the Quadripartite Agreement of 3 September 1971.

Mr. W. Lang

Chairman of the Ad Hoc Working Group of  
Experts for the Preparation of a Protocol  
on Chlorofluorocarbons to the Vienna  
Convention for the Protection of the Ozone Layer  
Geneva

Furthermore, there is nothing in the Quadripartite Agreement which supports the contention that residents of the Western Sectors of Berlin may not be included in delegations of the Federal Republic of Germany to international conferences. Annex IV of the Quadripartite Agreement stipulates that, provided that matters of security and status are not affected, the Federal Republic of Germany may represent the interests of the Western Sectors of Berlin in international organizations and international conferences and that the permanent residents of the Western Sectors of Berlin may participate with representatives of the Federal Republic of Germany in international exchanges and exhibitions.

I should be grateful if you would make the necessary arrangements for this communication be duly recorded in the report of the Ad Hoc Working Group of Experts for the Preparation of a Protocol on Chlorofluorocarbons to the Vienna Convention for the Protection of the Ozone Layer.

Yours sincerely

(signed) Xavier de NAZELLE