

**Exchange of Notes Constituting an Agreement between the Government of Brazil
and the Government of Uruguay on the Definitive Demarcation of the Sea Outlet of
the Arroyo Chui and the Lateral Maritime Border
(21 July 1972)**

I

Montevideo, 21 July 1972

Sir,

Pursuant to the treaties and other relevant instruments in force between Brazil and Uruguay - in particular the Boundary Treaties of 12 October 1851 and 15 May 1852 and the resultant Acts signed by the two High Boundary Commissioners, together with the recent Joint Declaration on Maritime Jurisdictional Boundaries signed by the Brazilian and Uruguayan Ministers for Foreign Affairs on 10 May 1969, and the Joint Declaration issued by the Presidents of Brazil and Uruguay, signed on 11 May 1970, the XXXVIIIth/Conference of the Joint Brazil-Uruguay Boundary Demarcation Commission was, as you know, held at Rio de Janeiro, with the aim of formally implementing the above Joint Declaration on Maritime Jurisdictional Boundaries and article 6 of the above-mentioned Declaration issued by the Presidents of Brazil and Uruguay.

2. Accordingly, the Joint Brazil-Uruguay Boundary Demarcation Commission, in the Act of the above-mentioned XXXVIIIth Conference, held on 12 October 1971, determined the position of the bar of the River Chué, the bed of which has been recognized as unstable since the first Boundary Act, of 15 June 1853, as follows:

"The position of the River Chué bar shall be determined as the point at the intersection of the line running from the existing Chué lighthouse, more or less perpendicular to the general line of the coast, and the azimuth of the lateral sea boundary (defined below) with the Atlantic Ocean. The lateral sea boundary between the two countries shall be defined as the loxodrome which runs from the point defined above, at an azimuth of one hundred and twenty-eight sexagesimal degrees (from true north), to the outer limit of the territorial sea of both countries. The extension inland of this loxodrome passes through Chué lighthouse. The Delegates-in-Chief also declare that main reference marker No. 1, erected by the Demarcation Delegates in 1853, near to the left bank of the River Chué, on dry land for greater protection from tide and wave action, shall be maintained in its original position and that, in due course, the works necessary to preserve the normal mouth of the River Chué at the point defined above shall be carried out".

3. In view of the foregoing, I have the honour to inform you of the agreement of the Brazilian Government to the taking, in concert with the Uruguayan Government, of the necessary steps for the performance, as early as possible, of the works to ensure the definitive establishment of the mouth of the River Chué at the point established by both Parties.

4. This note and your note of today's date in identical terms shall constitute an Agreement between our two Governments.