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EMBASSY OF SWITZERLAND
IN TANZANIA

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DAR ES SALAAM, 7th December, 1976

17 Kenyatta Drive
P. O. Box 2454
Telephone 67 801

Ref.: 222.32 - HU/vv
222.33

Ref. *s.B. 24.66. Tanz. Reimann*

your refs:
TYC/C/220/72/419
TYC/C/220/133/49

Kopie: s.B. 24.66. Tanz. Reimann
The Treasury Registrar
The Treasury
P.O. Box 9111
Dar es Salaam

Dear Sir,

Considering there has been no reaction to my deputy's phone call with Mr. Abraham on 16th November in connection with the two outstanding nationalization cases affecting Swiss nationals, namely Mr. Gottlieb REIMANN (Acquisition of Buildings Act, 1971) and Mr. David RECHSTEINER (Kifaru Estate, Specified Coffee Estates Act, 1973), I must state emphatically that the Government of Switzerland cannot understand the delays encountered in the settling of these cases, particularly in view of the reiterated assurances given by the Tanzanian authorities in this respect.

stanha toback | I regret to have to come to the conclusion that such a state of things must be interpreted as a most unfortunate disregard of the stipulations of the "Convention concerning the Encouragement and Reciprocal Protection of Investments" signed between the Government of Switzerland and Tanzania on 3rd May, 1965.

Mr. Gottlieb Reimann's property in Arusha was acquired on 27th April 1971. On 13th December 1973, Mr. Reimann was informed by the Treasury that his acquired building had officially been valued at Shs. 241.548.--, which amount was subsequently accepted by Mr. Reimann. From then on it has been nothing but a series of unaccountable delays.

On 29th June 1976, you yourself wrote to inform me of your Government's positive decision regarding Mr. Reimann's case and to request that his representative sign the necessary Compensation Agreement with you. Not only has nothing occurred since then, but when Mr. Reimann's representative, Dr. Withers-Payne, visited the Treasury on 19th November 1976, and requested the Agreement for signature, it apparently was still not yet drawn.

I wish to recall once again that on 16th November 1974, the Head of State himself, His Excellency President J.K. Nyerere, having received in audience my predecessor, Ambassador L.A. Mossaz, stated textually: "As a socialist, I cannot accept the idea that a man 79 years old must be obliged to work again in Switzerland because of the taking over of his house." He then instructed his private secretary that he should see to it that the case be settled equitably.



The second case is that of Mr. David Rechsteiner of Arusha who's Kifaru Estate was taken over on 22nd October, 1975.

On 9th July 1976, following a personal visit to the Treasury by Mr. Rechsteiner and two members of this Embassy, you informed me that the valuation of Mr. Rechsteiner's acquired property would be reappraised and that I would be informed accordingly. Unfortunately, this has not been the case and my reminder of 15th September has been left unanswered.

In view of the aforementioned, you will understand that the situation is, to say the least, most discouraging and cannot but mar the relations between our two countries at a time when various joint evaluation missions are scheduled to take place. I must ask you therefore once again to kindly look into it that the two outstanding cases are duly settled. I feel compelled to inform you that should no progress be rapidly achieved in this respect I will have to take up the matter personally with the Ministers of Finance and Foreign Affairs as well as with the President's Office.

Yours faithfully,
THE AMBASSADOR OF SWITZERLAND

P.E. Jaccaud

- cc: - Ministry of Foreign Affairs of the Republic of Tanzania
- Registrar of Buildings
- Dr. Withers-Payne, P.O. Box 97, Arusha
- Mr. G. Reimann, Singenbergstr. 12, 9000 St. Gallen
- Mr. D. Rechsteiner, P.O. Box 1008, Arusha