

PROTOCOL No. 2.

MEETING OF 1ST FEBRUARY, 1882.

Present:

For Japan,

Mr. Inouye Kaoru and Mr. Shioda Saburo;

For Autro-Hungary,

The Chevalier Hoffer von Hoffenfels;

For France,

Mr. Guillaume dé Roquette;

For Germany and the Swiss Confederation,

Mr. von Eisendecker and Mr. Zappe;

For Great Britain,

Sir Harry S. Parkés and Mr. Kennedy;

For Italy,

The Chevalier E. Martin Lanciarez;

For the Netherlands, for Sweden and Norway, and for Denmark,

Mr. van der Pot;

For Russia,

Mr. de Struve;

For Spain,

The Chevalier Don Luis del Castillo y Trigueros.

After some discussion it was agreed that the three versions of the Protocol should be bound together, and be signed at the end by the Japanese Delegates on the one side of the page, and by the Delegates of the European Powers on the other side, in the order of their rank and the date of their Credentials, each Delegate being at liberty to add a statement declaring which text he elected to abide by in case of a difference of opinion as to the meaning of any particular passage.

On the motion of Mr. Inouye, the name of Mr. Comioji Sabouro, an Assistant First Secretary to the Ministry for Foreign Affairs, was added to the list of Secretaries to the Preliminary Conference already appointed.

The Protocol of the previous meeting was then read, beginning with the English version.

During the reading of the Protocol the Chargé d'Affaires of His Majesty the King of Italy observed that the manner in which it had been drawn up might give rise to the idea that the position which he occupied at the Conference was irregular, while it was his own opinion that he ought to be considered as taking part therein

in as official and regular a character as the other Delegates present. That it was in fact simply a meeting to which the Representatives of the European Powers had been invited by the Minister for Foreign Affairs in order to arrive at a preliminary understanding upon questions of principle, which, if they were agreed to, would serve as a basis for the Treaties to be afterwards concluded separately by each Power with Japan. Under these circumstances, as the Representative of Italy, one of the Treaty Powers, he was entitled to take part in the Conference without it being necessary, as the language of the Protocol would appear to suggest, that he should be officially authorized to do so by his Government, the concurrence of the Japanese Minister for Foreign Affairs being sufficient to confer on the Italian Representative an official position at the Conference.

For the foregoing reasons the Italian Chargé d'Affaires requested that his declaration to this effect be inserted in the Protocol of the present sitting, and that the undeniably official character of his position at the Conference should be recognized.

It was decided to enter the declaration of the Italian Representative in the Protocol of the present sitting, and the reading was then proceeded with.

The French version was then next read, and the signatures were then added; the reading of the Japanese version being dispensed with at the request of the Minister for Foreign Affairs.

Mr. Kennedy having signed the First Protocol remarked that his official duties had ceased, and that the presence of Sir Harry Parkes relieved him from further attendance at the Conference. In taking leave he begged to express his thanks to the President and to the members of the Conference for their courtesy and attentions, and his best wishes for a successful termination of the negotiations.

On the proposal of Sir Harry Parkes it was unanimously agreed that there should be but one Protocol for the two sittings in each week and that the members of the Conference should meet on Mondays at two p.m. to determine the final draft of the Protocol for the preceding two sittings.

In reply to an inquiry from Sir Harry Parkes, Mr. Inouye stated that his Government had as yet received no communication from the Government of Portugal on the subject of the negotiations.

The meeting separated at five o'clock.

MEETING OF 2ND FEBRUARY, 1882.

Present:

Mr. Inouye Kaoru and Mr. Shioda Saburo;
The Chevalier Hoffer von Hoffenfels;
Mr. Guillaume de Roquette;
Mr. von Eisendecker and Mr. Zappe;
Sir Harry S. Parkes;
The Chevalier E. Martin Lanciarez;
Mr. van der Pot;
Mr. de Struve and Baron Rosen;
The Chevalier Don Luis del Castillo y Trigueros.

Mr. Inouye communicated copy of a note addressed to him by the Russian Minister in which the latter stated that in view of his approaching departure from Japan, Baron Rosen had been instructed by the Government of His Majesty the Emperor to take part henceforth at the Conference. This note forms an annexe to the present Protocol.

Sir Harry Parkes in the name of his colleagues replied that they cordially welcomed Baron Rosen as a member of the Conference.

Mr. Inouye announced that the Belgian Government had informed him by telegraph that they had appointed Mr. Scribe, Belgian Consul at Yokohama, to represent them at the Conference in the quality of Chargé des Affaires of the Belgian Legation. This telegram is annexed to the present Protocol.

Mr. Inouye observed that it had been agreed at the preceding meeting to take the Austro-Hungarian Treaty as the basis of their discussions. It appeared to him that it would meet the general convenience if the subjects to be considered were grouped under separate headings, instead of the Treaty being taken article by article. At the same time he would suggest that the order observed in the Treaty itself should be adhered to, as far as that was consistent with a logical division of topics.

This proposition having been unanimously accepted, on the motion of Mr. Inouye the following scheme for the division of subjects of discussion was agreed to.

Corresponding Articles of the
Austro-Hungarian Treaty.

GROUP I.—Consular Privileges. Art. 2.
GROUP II.—Civil Jurisdiction. Art. 5.
GROUP III.—Criminal Jurisdiction. Art. 6.
GROUP IV.—Administrative Regulations. Art. 7 and parts of
Arts. 3, 10 and 14.
GROUP V.—Land Tenure and Conditions of Re-
sidence in open ports. } Art. 3 and various
special Conventions.
GROUP V^{bis}.—Religion. Art. 4.
GROUP VI.—Tariff and Commercial Questions. Arts. 8, 9, 10, 11, 12,
13 and 16.