

No.337

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Government of Algeria and has the honor to refer to the Embassy's note of March 20, 2006, and the Ministry's note 02-150, dated May 31, 2006, in response. Pursuant to the aforementioned exchange of notes, effective May 31, 2006, our two Governments have agreed, with respect to articles and services provided from the Government of the United States of America to the Government of Algeria pursuant to the Trans Sahara Counterterrorism Initiative:

- A. That unless the consent of the Government of the United States of America has been first obtained the Government of Algeria shall not:
 - (I) Permit any use of such articles and services by anyone not an officer, employee or agent of the Government of Algeria;
 - (II) Transfer, or permit any officer, employee or agent of the Government of Algeria to transfer, such articles and services by gift, sale or otherwise; or
 - (III) Use, or permit the use of, such articles and services for purposes other than those for which provided;

- B. That such articles and services shall be returned to the Government of the United States of America when it is no longer needed for the purposes for which they were furnished, unless the Government of the United States of America consents to another disposition;

- C. That the net proceeds of sale received by the Government of Algeria in disposing of, with prior written consent of the Government of the United States of America, any such articles and services, including scrap from any such articles and services, shall be paid to the Government of the United States of America;

- D. That the Government of Algeria shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles and services by the Government of the United States of America; that it shall, as the United States of America may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States of America with regard to the use thereof by the Government of Algeria; and
- E. That the Government of the United States of America may also, from time to time, make the provision of articles, services, and related training furnished under other authority(except the United States Arms Export Control Act) subject to the terms and conditions of the agreement proposed herein.
(Transfers under the United States Arms Export Control Act shall continue to be governed by the requirements of that Act and United States regulations applicable to such transfers.)

The Embassy of the United States of America avails itself of this opportunity to convey to the Ministry of Foreign affairs the assurances of its highest consideration.

Embassy of the United States of America
Algiers, June 20, 2006



Algiers, March 20, 2006

**TEXT OF PROPOSED NOTE VERBALE ON RETRANSFER, END USE
AND SECURITY ASSURANCES**

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Government of Algeria and has the honor to refer to earlier discussions between representatives of the two Governments regarding the furnishing of articles and services to the Government of Algeria pursuant to the Trans Sahara Counterterrorism Initiative.

In accordance with these discussions, it is proposed that the Government of Algeria agree:

A. That unless the consent of the Government of the United States of America has been first obtained the Government of Algeria shall not:

(I) Permit any use of such articles and services by anyone not an officer, employee or agent of the Government of Algeria;

(II) Transfer, or permit any officer, employee or agent of the Government of Algeria to transfer, such articles and services by gift, sale or otherwise; or

(III) Use, or permit the use of, such articles and services for purposes other than those for which provided;

B. That such articles and services shall be returned to the Government of the United States of America when it is no longer needed for the purposes for which they were furnished, unless the Government of the United States of America consents to another disposition;

C. That the net proceeds of sale received by the Government of Algeria in disposing of, with prior written consent of the Government of the United States of America, any such articles and services, including scrap from any such articles and services, shall be paid to the Government of the United States of America;

D. That the Government of Algeria shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles and services by the Government of the United States of America; that it shall, as the United States of America may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States of America with regard to the use thereof by the Government of Algeria; and

E. That the Government of the United States of America may also, from time to time, make the provision of articles, services, and related training furnished under other authority (except the United States Arms Export Control Act) subject to the terms and conditions of the agreement proposed herein. (Transfers under the United States Arms Export Control Act shall continue to be governed by the requirements of that Act and United States regulations applicable to such transfers.)

The Ministry of Foreign Affairs' note stating that the foregoing is acceptable to the Government of Algeria shall, together with this note, constitute an agreement between the two Governments, which shall enter into force on the date of the Ministry's note.

Algiers, March 20, 2006

PROPOSED RESPONSE FROM THE MINISTRY OF FOREIGN AFFAIRS

The Ministry of Foreign Affairs of the Government of Algeria presents its compliments to the American Embassy in Algiers and acknowledges receipt of the Embassy's Note dated March 20, 2006.

The Ministry of Foreign Affairs of the Government of Algeria has the honor to confirm that the proposals set forth in the Embassy's note are acceptable to the Government of Algeria and that the Embassy's note and this note in reply shall constitute an Agreement between the two governments which shall enter into force on this date.

The Ministry of Foreign Affairs of the Government of Algeria takes this opportunity to renew to the American Embassy in Algiers its highest consideration.

République Algérienne
Démocratique et Populaire
Ministère des Affaires Étrangères



الجمهورية الجزائرية الديمقراطية الشعبية

وزارة الشؤون الخارجية

Le Secrétaire Général

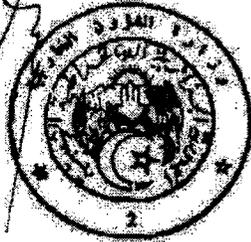
الأمين العام

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The Ministry of Foreign Affairs of the People's Democratic Republic of Algeria presents its compliments to the Embassy of the United States of America in Algiers and acknowledges receipt of the Embassy's note dated March 20, 2006.

The Ministry of Foreign Affairs confirms hereby that the proposals set forth in the abovementioned Embassy's note are acceptable to the Government of Algeria and that the Embassy's note and this note in reply constitute an Agreement between the two governments, which shall enter into force on this date.

The Ministry of Foreign Affairs of the people's Democratic Republic of Algeria avails itself of this opportunity to renew to the Embassy of the United States of America in Algiers the assurances of its highest consideration.



Algiers, May 31, 2006

Embassy of the United States of America
in Algiers