

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and International Cooperation of the Government of Mali and has the honor to refer to earlier discussions between representatives of the two governments regarding grants under the Foreign Assistance Act of 1961, as amended, or successor legislation, and the furnishing of defense articles, related training, and other defense services from the United States of America to the Government of Mali.

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

That unless, the consent of the Government of the United States of America has been first obtained the Government of Mali shall not:

(I) Permit the use of such defense articles of related training, including training materials of other defense services, by anyone not an officer, employee or agent of the Government of Mali;

(II) Transfer or permit any officer, employee or agent of the Government of Mali to transfer such articles of related training, including training materials or other defense services, by gift, sale or otherwise; or

(III) Use or permit the use of such articles to related training including training materials or other defense services for purposes other than those for which provided;

That said articles or related training including training material or defense services, shall be returned to the Government of the United States of America when they are no longer needed for the purposes for which they were furnished, unless the Government of the United States of America consents to another disposition;

That the net proceeds of sale received but the Government of Mali in disposing of, with prior written consent of the Government of the United States of America a defense article furnished by the Government of the United States of America on a grant basis, including scrap from any such defense article, shall be paid to the Government of the United States of America;

That the Government of Mali shall maintain the security of such articles, related training, including training materials and other defense services; that it shall provide substantially the same degree of security protection afforded to such articles of related training, including training materials or other defense services, by the government of the United States of America; that it shall, as the United States 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 of thereof
by the Government of Mali; and

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 this agreement. (Transfers under the
United States Arms Export Control Act shall continue to be government by
the requirements of that act and United States regulations of that act and
United States Regulations applicable to such transfers.)

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

(COMPLIMENTARY CLOSE)

Embassy of the United States of America
- Bamako -

Informal Translation:

MINISTRY OF FOREIGN AFFAIRS
AND INTERNATIONAL COOPERATION

OFFICE OF LEGAL AFFAIRS

No. 00004666 MAECI/DAJ-DAICC.

The Ministry of Foreign Affairs and International Cooperation presents its compliments to the Embassy of the United States of America in Bamako, and referring to its diplomatic note No. 061 dated April 11, 2003 concerning the supply of defense items, related training and other defense service provisions to the Government of the Republic of Mali by the Government of the United States of America, and has the honor to inform the Embassy that the content of the said diplomatic note is acceptable by the Government of Mali.

Consequently, the present and the abovementioned diplomatic note by the Embassy constitute an agreement between the two countries, which shall enter into force on this day.

The Ministry of Foreign Affairs and International Cooperation thanks the Embassy of the United States of America for its kind cooperation and takes this opportunity to renew the assurances of its highest consideration.

Koulouba, August 29, 2003

Embassy of the United States of America,
Bamako.