

No. 249

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Government of the Republic of Chad and has the honor to refer to discussions regarding the Agreement 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, including pursuant to the United States International Military Education and Training Program, from the United States of America to the Government of the Republic of Chad pursuant to the Foreign Assistance Act of 1961, as amended, or successor legislation, effected by exchange of notes at N'Djamena, July 19, 2006 and May 9, 2007. The Embassy understands that the Ministry is unable to locate its copy of the Embassy's Note number 249, dated July 19, 2006.

The Embassy has the honor to remind the Ministry that the text of the Embassy's Note number 249 stated as follows:

"The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Government of the Republic of Chad 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, including pursuant to the United States International Military Education and Training Program, from the United States of America to the Government of the Republic of Chad pursuant to the Foreign Assistance Act of 1961, as amended, or successor legislation. In this regard, the Embassy refers to the Agreement concerning the provision of training related to defense articles under the United States International Military Education and Training (IMET) program effected by exchange of notes at N'Djamena on February 22 and April 22, 1983, and the Agreement concerning the furnishing on a grant basis of Defense Articles and Defense Services to the Government of the Republic of Chad under the Military Assistance Program, effected by exchange of notes at N'Djamena on July 19 and 20, 1983.

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

- A. That unless the consent of the Government of the United States of America has been first obtained, the Government of the Republic of Chad shall not:
- (i) Permit any use of such defense articles, related training, including training materials, or other defense services by anyone not an officer, employee or agent of the Government of the Republic of Chad;
  - (ii) Transfer, or permit any officer, employee or agent of the Government of the Republic of Chad to transfer, such defense articles, related training, including training materials, or other defense services by gift, sale or otherwise; or
  - (iii) Use, or permit the use of, such defense articles, related training, including training materials, or other defense services for purposes other than those for which provided;
- B. That such defense articles, related training, including training materials, or other 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;
- C. That the next proceeds of sale received by the Government of the Republic of Chad in disposing of, with prior written consent of the Government of the United States of America, any 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;
- D. That the Government of the Republic of Chad shall maintain the security of such defense articles, related training, including training materials, and other defense services; that it shall provide substantially the same degree of security protection afforded to such defense articles, related training, including training materials, or other defense services by the Government of the United States of America; that it shall, as the Government of 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 the Republic of Chad; and

E. That the Government of the United States of America may also, from time to time, make the provision of articles and services 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.)

It is further proposed that this Agreement shall supersede the above- referenced 1983 agreements. This Agreement shall apply to defense articles and defense services to which the superseded 1983 agreements had applied prior to entry into force of this Agreement.

The Ministry of Foreign Affairs' note stating that the foregoing is acceptable to the Government of the Republic of Chad 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."

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of External relations the assurance of its highest consideration.

Embassy of the United States of America

N'Djamena, July 19, 2006





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Translation

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Republic of Chad  
Office of the President of the Republic  
Office of the Prime Minister  
Ministry of Foreign Affairs  
Office of the Chief of Staff  
Bureau for Europe/America

No. 0098/PR/PM/MRE/SG/096/DEA/07

N'Djaména, May 9, 2007

The Ministry of Foreign Affairs of the Republic of Chad presents its compliments to the Embassy of the United States of America in Chad and, with reference to its note verbale No. 249 of July 19, 2006, regarding the signature of the International Military Education and Training (IMET) Agreement by the United States of America and the Republic of Chad, has the honor to inform it that the Government of the Republic of Chad accepts the conditions set forth therein and concurs in the renewal of said Agreement.

[Complimentary close]

[Initialed]

[Official stamp]

Embassy of the United States of America,  
N'Djaména.