

No. 1723

The Embassy of the United States of America presents its compliments to the Department of Foreign Affairs of the Republic of the Philippines and has the honor to refer to earlier discussions between representatives of the two Governments regarding grants under the Global Peace Operations Initiative (GPOI) of the United States of America and the furnishing of articles and services from the United States of America to the Government of the Republic of the Philippines pursuant to the GPOI.

In accordance with these discussions, it is proposed that the Government of the Republic of the Philippines agree with respect to articles and services provided pursuant to the GPOI:

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

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

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

DIPLOMATIC NOTE

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(III) Use, or permit the use of, such articles or 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 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 net proceeds of sale received by the Government of the Republic of the Philippines in disposing of, with prior written consent of the Government of the United States of America, any article furnished by the United States of America under the GPOI, including scrap from any such article, shall be paid to the Government of the United States of America; and

D. That the Government of the Republic of the Philippines shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles or 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 the Philippines.

The United States Government understands that the Government of the Republic of the Philippines retains its sovereign right to determine

whether to deploy its forces in support of international peacekeeping operations.

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

The Embassy of the United States of America avails itself of this opportunity to renew to the Department of Foreign Affairs of the Republic of the Philippines the assurances of its highest consideration.



Enclosure: Suggested text of a reply note.

Embassy of the United States of America,
Manila, December 18, 2007.

SUGGESTED TEXT OF A REPLY NOTE

The Department of Foreign Affairs of the Republic of the Philippines presents its compliments to the Embassy of the United States of America and acknowledges receipt of the Embassy's Note No. 1723, dated 18 December 2007, which reads as follows:

“The Embassy of the United States of America presents its compliments to the Department of Foreign Affairs of the Republic of the Philippines and has the honor to refer to earlier discussions between representatives of the two Governments regarding grants under the Global Peace Operations Initiative (GPOI) of the United States of America and the furnishing of articles and services from the United States of America to the Government of the Republic of the Philippines pursuant to the GPOI.

In accordance with these discussions, it is proposed that the Government of the Republic of the Philippines agree with respect to articles and services provided pursuant to the GPOI:

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

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

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

(III) Use, or permit the use of, such articles or 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 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 net proceeds of sale received by the Government of the Republic of the Philippines in disposing of, with prior written consent of the Government of the United States of America, any article furnished by the United States of America on a grant basis under the GPOI, including scrap from any such article, shall be paid to the Government of the United States of America; and

D. That the Government of the Republic of the Philippines shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles or 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 the Philippines.

It is understood by the two Governments that the Republic of the Philippines retains its sovereign judgment with respect to participation and deployment in international peacekeeping operations.

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

The Department of Foreign Affairs of the Government of the Republic of the Philippines has the honor to confirm that the proposals set forth in the Embassy's note are acceptable to the Government of the Republic of the Philippines 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 Department of Foreign Affairs of the Republic of the Philippines avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.



Embassy of the United States of America

Manila, Philippines

Republic of the Philippines)
City of Manila)
Embassy of the United States)
of America) ss:

I certify that the attached document is a true and faithful copy of the original, and that it has been carefully examined by me, compared with the said original, and found to agree with it word for word and figure for figure.

Sharon A. Howe
Consular Associate of the
United States of America
Indefinite Commission

1999 04 08

Date

ACTION: POL
INFO: CHRON

No. 08-07

The Department of Foreign Affairs of the Republic of the Philippines presents its compliments to the Embassy of the United States of America and has the honor to acknowledge receipt of the Embassy's Note No.1723, dated 18 December 2007, which reads as follows:

The Embassy of the United States of America presents its compliments to the Department of Foreign Affairs of the Republic of the Philippines and has the honor to refer to earlier discussions between representatives of the two Governments regarding grants under the Global Peace Operations Initiative (GPOI) of the United States of America and the furnishing of articles and services from the United States of America to the Government of the Republic of the Philippines pursuant to the GPOI.

In accordance with these discussions, it is proposed that the Government of the Republic of the Philippines agree with respect to articles and services provided pursuant to the GPOI:

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

- (I) Permit any use of such articles or services by anyone not an officer, employee, or agent of the Government of the Republic of the Philippines;
- (II) Transfer, or permit any officer, employee, or agent of the Government of the Republic of the Philippines to transfer, such articles or services by gift, sale or otherwise; or

- B. That such articles and 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 net proceeds of sale received by the Government of the Republic of the Philippines in disposing of, with prior written consent of the Government of the United States of America, any article furnished by the United States of America, under the GPOI, including scrap from any such article, shall be paid to the Government of the United States of America; and
- D. That the Government of the Republic of the Philippines shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles or services by the Government of the United States of America; that it shall, as the Government of 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 thereof by the Government of the Republic of the Philippines.

The United States Government understands that the Government of the Republic of the Philippines retains its sovereign right to determine whether to deploy its forces in support of international peacekeeping operations.

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

The Embassy of the United States of America avails itself of this opportunity to renew to the Department of Foreign Affairs of the Republic of the Philippines the assurances of its highest consideration."

- B. That such articles and 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 net proceeds of sale received by the Government of the Republic of the Philippines in disposing of, with prior written consent of the Government of the United States of America, any article furnished by the United States of America, under the GPOI, including scrap from any such article, shall be paid to the Government of the United States of America; and
- D. That the Government of the Republic of the Philippines shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles or services by the Government of the United States of America; that it shall, as the Government of 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 thereof by the Government of the Republic of the Philippines.

The United States Government understands that the Government of the Republic of the Philippines retains its sovereign right to determine whether to deploy its forces in support of international peacekeeping operations.

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

The Embassy of the United States of America avails itself of this opportunity to renew to the Department of Foreign Affairs of the Republic of the

The Department wishes to inform the Embassy that the abovementioned note is acceptable to the Philippine Government and that said note and this reply constitute an agreement between the two Governments, which shall enter into force on the date of the Department of Foreign Affairs of the Republic of the Philippines' note.

The Department of Foreign Affairs of the Republic of the Philippines avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.

Pasay City, JAN 3 1963

