

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF
AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF COLOMBIA
TO AMEND THE AGREEMENT CONCERNING THE PROGRAM FOR THE
SUPPRESSION OF ILLICIT AERIAL TRAFFIC IN NARCOTIC DRUGS AND
PSYCHOTROPIC SUBSTANCES

(“AIR BRIDGE DENIAL AGREEMENT”)

The Government of the United States of America and the Government of the Republic of Colombia hereby agree to amend the Agreement Concerning the Program For the Suppression of Illicit Aerial Traffic in Narcotic Drugs and Psychotropic Substances, done at Bogota on December 30, 2009, by adding to the Agreement the attached Annex C concerning information sharing with third states that shall apply in lieu of the procedures concerning information sharing effected by an exchange of letters done at Bogota December 19, 2007 and May 21, 2008.

This Agreement of amendment shall enter into force on the date of signature below.

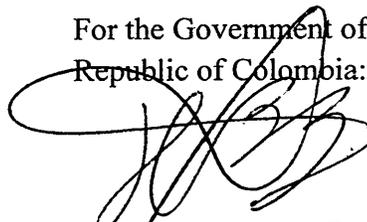
Done this 25th day of August, 2012, at Bogotá, in duplicate in the English and Spanish languages, each text being equally authentic.

For the Government of the
United States of America:



P. Michael McKinley
Ambassador of the
United States of America

For the Government of the
Republic of Colombia:



Juan Carlos Pinzón Bueno
Minister of National Defense

ANNEX C: INFORMATION SHARING WITH THIRD STATES

Recalling in particular Article III(B)(9) of the Agreement and Paragraph VIII of Annex A concerning the GOC's provision of ABD information to the USG, the Parties agree to the following procedures concerning the provision of U.S. information in connection with the ABD program to third States. These procedures are intended to protect against loss of life in the air and on the ground in connection with the ABD program, and to meet the domestic legal requirements of each Party.

- I. For purposes of this Annex, U.S. information includes, intelligence, information, data, and analysis developed by or with the assistance of the USG, that can be used for aerial interception. U.S. information includes tracking information from Colombian radar or aircraft on flights originally identified by U.S. assets.
- II. The GOC may share U.S. information with a third State only if:
 - a. The third State is a participant in the Cooperating Nations Information Exchange System ("CNIES") or the Cooperative Sensor and Information Integration platform ("CSII"), subject to Paragraph V. of this Annex; and
 - b. The GOC informs the third State that the provision and any use of such information is subject to, and must be consistent with, the terms of that State's Air Intercept Assistance Agreement (AIAA) with the United States. AIAAs prohibit the use of U.S. information or assistance to damage, destroy, disable, or threaten civil aircraft in service.
- III. Notwithstanding the provisions of Paragraph II of this Annex, if the USG requests that the GOC not share any U.S. information with any third State, the GOC shall cease all such information-sharing.
- IV. Upon learning or reasonably suspecting that U.S. information is being used by any third State, which is failing to comply with international protocols, in any way to damage, destroy, disable, or threaten civil aircraft in service, the GOC shall immediately object to the third State's course of action if the interdiction in question is ongoing, and shall in all instances:
 - a. Notify and consult with the USG;
 - b. Provide to the USG all related information and other evidence, including, where it exists, complete audio, video, and radar information; and

- V. Any expansion of the group of CNIES/CSII participant States shall be communicated in writing by the USG to the GOC before any U.S. information may be shared by the GOC with a new participant State as provided in Paragraph II of this Annex.
- VI. The GOC may not share U.S. information with any non-CNIES/CSII participant State or any other entity without the specific written consent of the USG.
- VII. The Parties agree that any observation or request regarding the implementation and execution of Annex C will be made by the USG through its Embassy in Colombia and by the GOC through the Ministry of National Defense.