

**DEFENSE**

**Agreement Between the  
UNITED STATES OF AMERICA  
and GERMANY**

**Amending the Agreement of January 16 and February 9,  
2001, as amended and extended**

Signed at Washington and Koblenz July 28 and September  
16, 2020

Entered into force September 16, 2020



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966  
(80 Stat. 271; 1 U.S.C. 113)—

“ . . .the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

AMENDMENT THREE

TO THE

AGREEMENT

BETWEEN

THE DEPARTMENT OF DEFENSE

OF THE UNITED STATES OF AMERICA

AND THE

FEDERAL MINISTRY OF DEFENSE OF THE FEDERAL REPUBLIC

OF GERMANY

CONCERNING

IN-SERVICE SUPPORT OF THE ROLLING AIRFRAME MISSILE MK-31 GUIDED MISSILE  
WEAPON SYSTEM

(SHORT TITLE: AMENDMENT THREE TO THE AGREEMENT)

## PREAMBLE

The Department of Defense of the United States of America (U.S. DoD) and the Federal Ministry of Defense of the Federal Republic of Germany (GE MOD), hereinafter referred to as the "Parties";

Considering the Agreement Between the Department of Defense of the United States of America and the Federal Ministry of Defense of the Federal Republic of Germany Concerning In-Service Support of the Rolling Airframe Missile MK-31 Guided Missile Weapon System, which entered into force February 9, 2001, was amended on May 18, 2010, and July 30, 2014, and remains in force through September 27, 2021 (the "Agreement"); and

Recognizing the need to amend the Agreement, as amended, in order to continue successful in-service support of the RAM Guided Missile Weapon System (GMWS);

Have agreed as follows:

## ARTICLE I PURPOSE

The purpose of this Amendment Three to the Agreement is to increase the Cost Ceiling and extend the duration of the Agreement through September 30, 2027.

## ARTICLE II AMENDMENT

The Agreement, as amended, is further amended as follows:

1. Delete paragraph 3.1.5. of Article III (Scope of Work) of the Agreement, as amended, and insert in its place the following:

### "3.1.5. Data Evaluation

Collect, analyze, and share operation, performance, safety, surveillance, maintenance, repair, warranty, and overhaul RAM GMWS data gathered through national and joint efforts. This data shall be maintained and stored on common databases.

Execute a quality evaluation program in accordance with the RAM QEPP.

Execute a common ordnance assessment."

2. Delete paragraph 5.2. of Article V (Financial Provisions) of the Agreement, as amended, and insert in its place the following:

"5.2. Costs of In-Service Support and RAMPO administration shall not exceed a Cost Ceiling of 300.572 million 1999 U.S. dollars. This Cost Ceiling may only be

changed by amendment to this agreement in accordance with Article XVIII (Amendment, Termination, Entry Into Force, and Duration) of this Agreement, as amended. The maximum U.S. DoD contribution to the Cost Ceiling is 150,286 million U.S. dollars, and the maximum GE MOD contribution is 150,286 million U.S. dollars. The financial contributions required for these costs shall be shared in accordance with Annex A (Financial Matters).”

3. Delete paragraph 18.8. of Article XVIII (Amendment, Termination, Entry Into Force, and Duration) of the Agreement, as amended, and insert in its place the following:

“18.8. This Agreement, which consists of eighteen Articles and one Annex, shall enter into force upon signature by both Parties, and shall remain in force through September 30, 2027. It may be extended by written agreement of the Parties.”

4. Delete Annex A (Financial Matters) to the Agreement, as amended, and insert in its place the following:

**ANNEX A**

**FINANCIAL MATTERS (\$K)**

	FY 2000-FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	TOTAL
<b>FINANCIAL CONTRIBUTIONS</b>								
U.S. DoD (\$K)	\$103,006	\$7,495	\$7,645	\$7,798	\$7,954	\$8,113	\$8,275	\$150,286
GE MOD (\$K)	\$103,006	\$7,495	\$7,645	\$7,798	\$7,954	\$8,113	\$8,275	\$150,286
<b>TOTAL CONTRIBUTIONS</b>	\$206,012	\$14,990	\$15,290	\$15,596	\$15,908	\$16,226	\$16,550	\$300,572

**ARTICLE III  
ENTRY INTO FORCE**

This Amendment Three to the Agreement shall enter into force upon signature by both Parties. This Amendment Three to the Agreement shall remain in force through September 30, 2027. Unless specifically amended herein, all other provisions of the Agreement, as amended, remain unchanged.

In witness whereof, the undersigned, being duly authorized by their Governments, have signed this Amendment Three to the Agreement.

FOR THE DEPARTMENT OF  
DEFENSE OF THE UNITED  
STATES OF AMERICA

FOR THE FEDERAL MINISTRY OF  
DEFENSE OF THE REPUBLIC OF  
GERMANY

  
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

F. D. Morley  
Rear Admiral, U.S. Navy  
\_\_\_\_\_  
Name

\_\_\_\_\_  
Name

Deputy Assistant Secretary of the  
Navy for International Programs  
\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

28 Jul 2020  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

Washington, D.C.  
\_\_\_\_\_  
Location

\_\_\_\_\_  
Location

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FOR THE DEPARTMENT OF  
DEFENSE OF THE UNITED  
STATES OF AMERICA

FOR THE FEDERAL MINISTRY OF  
DEFENSE OF THE REPUBLIC OF  
GERMANY

\_\_\_\_\_  
Signature

*Heide B. B.*  
Signature

F. D. Morley  
Rear Admiral, U.S. Navy  
\_\_\_\_\_  
Name

*Lehnigk-Emden*  
Name

Deputy Assistant Secretary of the  
Navy for International Programs  
\_\_\_\_\_  
Title

*VPräsidentin BAABW*  
Title

\_\_\_\_\_  
Date

*16.09.2020*  
Date

Washington, D.C.  
\_\_\_\_\_  
Location

*Koblenz*  
Location