

FOREIGN ASSISTANCE

Binational Foundations for Industry; Agriculture; and Science

**Protocol Between the
UNITED STATES OF AMERICA
and ISRAEL**

Amending Agreements of March 3, 1976; September 27, 1972;
and November 6, 1978

Signed at Ariel October 28, 2020

Entered into force December 31, 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.”

PROTOCOL AMENDING
THE AGREEMENT ESTABLISHING THE UNITED STATES-ISRAEL
BINATIONAL INDUSTRIAL RESEARCH AND DEVELOPMENT
FOUNDATION and
THE SEPTEMBER 27, 1972 EXCHANGE OF LETTERS RELATED TO
THE AGREEMENT ON THE UNITED STATES-ISRAEL BINATIONAL
SCIENCE FOUNDATION
and
WITH RESPECT TO THE AGREEMENT TO ESTABLISH THE
UNITED STATES-ISRAEL AGRICULTURAL RESEARCH AND
DEVELOPMENT FUND

The Government of the United States of America and the Government of Israel (the "Parties"),

Recalling and appreciating the value of the long-standing close scientific and technological cooperation between the two countries, as well as the importance of peaceful industrial research and development,

Desiring accordingly to amend the Agreement between the Government of the United States and the Government of Israel establishing the United States - Israel Binational Industrial Research and Development Foundation signed at Jerusalem on March 3, 1976 ("BIRD Agreement"),

Desiring also to amend the September 27, 1972 exchange of letters related to the Agreement between the Government of the United States and the Government of Israel on the United States-Israel Binational Science Foundation signed in New York ("BSF Exchange"),

Recalling the Agreement between the Government of the United States and the Government of Israel to establish the United States-Israel Agricultural Research and Development Fund ("BARD Agreement"), which entered into force on November 6, 1978;

Recalling further that, notwithstanding the provision in Article X of the BARD Agreement that the Agreement shall remain in effect for ten years after its entry into force, the United States-Israel Agricultural Research and Development Fund has continued to operate and the United States and Israel

have continued to act in accordance with the provisions of the BARD Agreement, even in the absence of a written agreement specifically extending the duration of the BARD Agreement;

Desiring to memorialize their joint understanding that the BARD Agreement should be considered as remaining in force, and to confirm their joint understanding regarding its future duration and conditions for its termination, as well as to amend the BARD Agreement;

Have agreed as follows:

Article I

The BIRD Agreement shall be amended as follows:

Article VIII, paragraph D of the Agreement shall be deleted.

Article II

The BSF Exchange shall be amended as follows:

Paragraph 2 of the exchange shall be deleted and paragraphs 3 through 8 shall be renumbered to be paragraphs 2 through 7, respectively.

Article III

A. With respect to the BARD Agreement, the Parties confirm their understanding that the Agreement remains in force and shall continue in force indefinitely unless terminated. The Parties also confirm their understanding that, in accordance with Article X of the BARD Agreement, termination of the Agreement may be by mutual agreement or by one year's notice in writing by one Government to the other.

B. The BARD Agreement shall be amended as follows:
Article VII, Paragraph B shall be deleted.

Article IV

The Parties agree that they shall cooperate to take any necessary steps to inform the members of the Governance Boards and executive directors of the United States-Israel Binational Industrial Research and Development Foundation, the United States-Israel Binational Science Foundation, and the United States-Israel Binational Agricultural Research and Development Fund of these amendments.

Article V

This Protocol shall enter into force on the date of the last note in an exchange of notes between the Parties indicating that all necessary domestic procedures have been completed to bring the Protocol into force.

IN WITNESS WHEREOF, the undersigned, being duly authorized by their respective Governments, have signed this Agreement.

DONE at Ariel on October 28, 2020, in duplicate, in the English language.

FOR THE GOVERNMENT OF
THE UNITED STATES OF
AMERICA:



FOR THE GOVERNMENT OF
ISRAEL

