

No. 2363

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**UNITED STATES OF AMERICA  
and  
ISRAEL**

**Exchange of notes constituting an agreement relating to  
mutual defense assistance. Tel Aviv, 1 and 23 July 1952**

*D: Indif*

*Official text: English.*

*Registered by the United States of America on 10 November 1953.*

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**ÉTATS-UNIS D'AMÉRIQUE  
et  
ISRAËL**

**Échange de notes constituant un accord relatif à l'aide pour  
la défense mutuelle. Tel-Aviv, 1<sup>er</sup> et 23 juillet 1952**

*Texte officiel anglais.*

*Enregistré par les États-Unis d'Amérique le 10 novembre 1953.*

No. 2363. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE UNITED STATES OF AMERICA AND ISRAEL RELATING TO MUTUAL DEFENSE ASSISTANCE. TEL AVIV, 1 AND 23 JULY 1952

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I

*The American Ambassador to the Israeli Acting Minister for Foreign Affairs*

AMERICAN EMBASSY,  
TEL AVIV

No. 1

July 1, 1952

Excellency :

I have the honor to inform Your Excellency that the Government of Israel has been declared eligible to receive from the Government of the United States of America reimbursable military assistance under the provisions of Section 408 (e) of the Mutual Defense Assistance Act of 1949 (Public Law 329, 81st Congress), as amended.<sup>2</sup> The provisions of these laws and the policy of the United States Government require that certain assurances be received before completing any transactions under Section 408 (e) of the Act.

It is the understanding of the United States Government that the Government of Israel is prepared to accept the following undertakings :

1. The Government of Israel agrees to use any assistance furnished under the Mutual Defense Assistance Act of 1949, as amended, to further the policies and purposes of that Act which are to foster international peace and security within the framework of the Charter of the United Nations through measures which will further the ability of nations dedicated to the principles and purposes of the Charter to participate effectively in arrangements for individual and collective self-defense in support of those purposes and principles. The Government of Israel further agrees to furnish equipment and materials, services, or other assistance, consistent with the Charter of the United Nations, to the United States or to and among other nations eligible for assistance under the Mutual Defense Assistance Act to further the policies and purposes of this Act, as set forth above, and as may be mutually agreed hereafter.

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<sup>1</sup> Came into force on 23 July 1952 by the exchange of the said notes.

<sup>2</sup> United States of America : 63 Stat. 720; 22 U.S.C. § 1580.

2. The Government of Israel assures the United States Government that such equipment, materials, or services as may be acquired from the United States under the provisions of Section 408 (e) of the Mutual Defense Assistance Act of 1949, as amended, are required for and will be used solely to maintain its internal security, its legitimate self-defense, or to permit it to participate in the defense of the area of which it is a part, or in United Nations collective security arrangements and measures, and that it will not undertake any act of aggression against any other state.

3. The Government of Israel will not relinquish title to or possession of any equipment and materials, information or services furnished under Section 408 (e) of the Mutual Defense Assistance Act of 1949, as amended, without the consent of the United States Government.

4. The Government of Israel will protect the security of any article, service or information furnished under Section 408 (e) of the Mutual Defense Assistance Act of 1949, as amended.

5. The Government of Israel understands that, prior to the transfer of any item or the rendering of any services, the United States Government retains the right to terminate the transaction.

6. The Government of Israel is prepared to accept terms and conditions of payment for any item or service which may be furnished under the Mutual Defense Assistance Act of 1949, as amended, which are in accord with the provisions of Section 408 (e) (2) of this Act.

I have the honor to propose that this note, together with your reply confirming these assurances, constitute an agreement between the Government of the United States of America and the Government of Israel, effective on the date of your Note.

Accept, Excellency, the renewed assurances of my highest consideration.

Monnett B. DAVIS

His Excellency David Ben Gurion  
Acting Minister for Foreign Affairs  
Hakiryia

## II

*The Israeli Minister for Foreign Affairs to the American Ambassador*

MINISTRY FOR FOREIGN AFFAIRS  
HAKIRYA, ISRAEL

Hakiryra, 23rd July, 1952

Sir :

I have the honor to refer to your note of July 1, 1952, concerning certain assurances and undertakings required from the Israel Government prior to the completion of transactions between the Israel Government and the United States Government under the provisions of Section 408 (e) of the Mutual Defense Assistance Act of 1949, as amended.

The Government of Israel accepts the undertakings and assurances outlined in that note and concurs with proposal that this note, together with your note dated July 1, 1952, referred to above, constitute an agreement covering all transactions for the supply of military assistance under Section 408 (e) of the Mutual Defense Assistance Act of 1949, as amended, between the respective governments, the said agreement to enter into force on the date of this note.

I avail myself of this opportunity to renew to you the assurances of my highest consideration.

M. SHARETT

The Honorable Monnett B. Davis  
Ambassador of the United States of America  
Tel Aviv

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