

No. 13634

**UNITED STATES OF AMERICA
and
REPUBLIC OF KOREA**

**Exchange of notes constituting an agreement relating to
military assistance: payments under Foreign Assistance
Act of 1973. Seoul, 25 and 27 June 1974**

Authentic text: English.

Registered by the United States of America on 4 November 1974.

**ÉTATS-UNIS D'AMÉRIQUE
et
RÉPUBLIQUE DE CORÉE**

**Échange de notes constituant un accord relatif à l'assis-
tance militaire : paiements en vertu du *Foreign Assis-
tance Act of 1973* (loi de 1973 sur l'aide à l'étranger).
Séoul, 25 et 27 juin 1974**

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 4 novembre 1974.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND THE REPUBLIC OF KOREA RELATING TO MILITARY ASSISTANCE: PAYMENT UNDER FOREIGN ASSISTANCE ACT OF 1973

I

No. 265

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Republic of Korea and has the honor to refer to recent discussions between representatives of the two Governments regarding a new provision of United States law which prohibits the United States Government from furnishing defense articles on a grant basis to the Government of the Republic of Korea, or any other government, unless the Government of the Republic of Korea shall have agreed to pay the United States Government the net proceeds of sale received by the Government of the Republic of Korea in disposing of defense articles so furnished.

In accordance with the new statutory provision, it is proposed that the Government of the Republic of Korea agree that the net proceeds of sale after deduction of administrative costs in disposing of material, received by the Government of the Republic of Korea in disposing of any weapon, weapons system, munition, aircraft, military boat, military vessel, or other defense article, including scrap from any such defense article, received heretofore or hereafter under the Military Assistance Program of the United States Government will be paid to the United States Government and shall be available to pay all official cost of the United States Government payable in the currency of the Government of the Republic of Korea including all costs relating to the financing of international educational and cultural exchange activities in which the Government of the Republic of Korea participates.

It is understood that this Agreement does not affect any prior agreement by the Government of the Republic of Korea to return to the United States Government any defense articles furnished by the United States Government on a grant basis when such articles are no longer needed for the purposes for which they were furnished, without the consent of the United States Government to another disposition.

It is further proposed that the Ministry's reply stating that the foregoing is acceptable to the Government of the Republic of Korea shall, together with this note, constitute an agreement between our Governments on this subject, to be effective from and after July 1, 1974.

The Government of the United States of America takes this opportunity to renew to the Government of the Republic of Korea the assurances of its highest consideration.

Seoul, June 25, 1974.

Embassy of the United States of America

¹ Came into force on 1 July 1974, in accordance with the provisions of the said notes.

II

*The Korean Ministry of Foreign Affairs to the American Embassy*MINISTRY OF FOREIGN AFFAIRS
REPUBLIC OF KOREA

OMY-722

The Ministry of Foreign Affairs presents its compliments to the Embassy of the United States of America and has the honor to acknowledge receipt of the latter's note No. 265 dated 25 June 1974 which reads as follows:

[See note I]

The Ministry further has the honor to inform the Embassy that the Government of the Republic of Korea agrees to the content of the note quoted above and to confirm that the said note and this replying note constitute an agreement between the two Governments on the subject matter which shall enter into force from and after 1 July 1974.

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

27 June 1974
Seoul.