

No. 16314

**UNITED STATES OF AMERICA
and
KUWAIT**

**Technical Security Arrangement concerning special security
measures for safeguarding of certain United States
classified military articles, services and information.
Signed at Kuwait on 18 January 1976**

Authentic texts: English and Arabic.

Registered by the United States of America on 27 January 1978.

**ÉTATS-UNIS D'AMÉRIQUE
et
KOWEÏT**

**Arrangement technique relatif aux mesures de sécurité
spéciales nécessaires à la protection de certains articles,
services et renseignements militaires américains classés
secrets. Signé à Koweït le 18 janvier 1976**

Textes authentiques : anglais et arabe.

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TECHNICAL SECURITY ARRANGEMENT¹ BETWEEN THE MINISTRY OF DEFENCE OF KUWAIT AND THE DEPARTMENT OF DEFENSE (DOD) OF THE UNITED STATES CONCERNING SPECIAL SECURITY MEASURES FOR SAFEGUARDING OF CERTAIN UNITED STATES CLASSIFIED MILITARY ARTICLES, SERVICES AND INFORMATION

In furtherance of mutual cooperation of Kuwait and the United States, the Minister of Defence of Kuwait and the Secretary of Defense of the United States agree to carry out special security measures to protect United States military information classified through SECRET against sabotage, espionage, unauthorized access or any other hostile activity as follows:

I. PERSONNEL SECURITY

A. No person shall be entitled to access to United States classified military information solely by virtue of rank, appointment or security clearance. Access to classified information shall be granted only to those individuals whose official duties require such access in accordance with prescribed standards. Classified military information or material shall not be disseminated or released to any person who is not (1) a national of Kuwait, (2) a member of the armed forces of the United States or United States citizen holding a Department of Defense clearance at the proper level. Other individuals, as may be mutually agreed upon, may be granted access.

Before granting an individual access to classified military information, the Ministry of Defence shall make a security determination as to such person's eligibility.

B. The determination as to whether the granting of a clearance is consistent with the interest of security shall be based upon all available information indicating whether such individual is of (1) unquestioned loyalty, integrity and trustworthiness, and (2) excellent character, and of such habits and associates as to cast no doubt upon his discretion and/or good judgment in the handling of classified information.

C. An appropriate investigation, in sufficient detail to provide assurance that the criteria in subparagraph 1.B.(1) and (2) above have been met, shall be conducted by the Ministry of Defence with respect to any person to be granted access to U.S. classified information or material.

D. Such investigation shall include the following:

1. *Citizenship.* The individual's citizenship is established or certified by the Government of Kuwait.

2. A review of the security and intelligence records and files of the Special Office of the Kuwait Army shall be made for pertinent facts having a bearing on the loyalty and trustworthiness of the individual.

E. Each establishment handling United States classified military information shall maintain a registry of the clearances of personnel authorized to have access to

¹ Came into force on 18 January 1976 by signature.

such information at that establishment. Security clearances granted and the investigative files upon which such clearance were granted shall be maintained in a central repository of the Ministry of Defence. Records shall reflect the dates of investigation, the locations of the investigative files, the dates clearances were granted, the name of the authorized person granting clearances and the degree of access to which the individuals are authorized. Such clearances shall be reexamined as a matter of priority when new information is received which indicates that continued access to such classified information may no longer be consistent with the interests of security.

II. SUPPLEMENTAL SECURITY PRINCIPLES AND PRACTICES

A. The Ministry of Defence shall be responsible for administering the security measures contained herein under the standards set forth.

B. The Ministry of Defence shall be responsible for the security of the facilities and establishments where United States classified military information and material are available, including training and maintenance installation, and shall appoint qualified officers of the Ministry of Defence for each such facility or establishment who shall have authority and responsibility for the control and protection of classified military information in the facility or establishment.

C. Authorization for visits to areas where access to classified United States military information is available shall be limited to those necessary for official purposes. Authorization to visit such an area shall be granted only by the Ministry of Defence of Kuwait. The Ministry of Defence shall be responsible for advising the appropriate personnel at the particular facility or establishment of the proposed visit, and highest classification of information that may be furnished to the visitor.

D. The Ministry of Defence shall submit requests for visits to industrial installations within the United States to the Embassy of Kuwait, Washington, D.C., for transmittal to the foreign liaison office of the appropriate Military Department, the Pentagon, Washington, D.C. Such requests shall include a statement of the security clearance and official station of the visitor and the necessity for the visit.

III. PHYSICAL SECURITY

A. Security responsibility commences upon receipt of the classified documents by, or upon the passing of title of the classified equipment to, an authorized representative of the Government of Kuwait in the United States or upon arrival of a ship in port in Kuwait, or the landing of an airplane at an airport in Kuwait. Once received, the Ministry of Defence shall retain custody of all such United States classified military equipment, component, and associated drawings and instruction while in transit within Kuwait or storage within Kuwait.

B. United States information classified **CONFIDENTIAL** shall be stored in safes or steel cabinets with built-in combination locks which are regularly inspected and proven to be secure. United States information classified **SECRET** shall be stored in safes with built-in combination locks which are considered adequate by the Ministry of Defence for storage of Kuwaiti information classified **SECRET**. Entrances to rooms and areas where classified material is stored shall be under the surveillance of armed guards on 24-hour basis.

IV. TRANSMISSION

The minimum requirement for the security of United States classified information during transmission shall be as follows:

A. *Documents.* United States documents classified SECRET AND CONFIDENTIAL shall be transmitted in the same manner as Kuwaiti documents of equivalent security classification. Documents shall be in double sealed envelopes, the innermost bearing only the classification of the material enclosed and the outer envelope bearing only the address of the recipient, the address of the sender, and the registry number of the classification of the enclosed documents shall be made on the outer envelope. The sealed envelope shall then be hand-carried by an armed courier. Receipts are to be obtained on every occasion when documents change hands enroute, and a receipt is to be issued by the final recipient to the original consignor.

B. *Material and Equipment.* 1. *By rail or road.* Classified material and equipment shall be transported in sealed covered vans or cars, or securely shielded and kept under continuous guard to prevent access by unauthorized persons.

2. *Storage shore in transit.* Classified material and equipment which must be stored ashore temporarily awaiting transshipment shall be in secure locked storage or segregated areas. Guards shall maintain continuous surveillance of the storage and only appropriate security personnel shall have custody of the key to the storage.

3. *Receipts.* Receipts are to be obtained on every occasion when classified material and equipment changes hands enroute, and a receipt is to be issued by the final recipient to the original consigner.

C. *Electric means.* All United States classified information transmitted by electric means shall be encrypted in a system of the same classification as that of Kuwaiti information classified SECRET and made available to the least number of commands, agencies and persons to assure delivery to those who have a real "need-to-know".

V. ACCOUNTABILITY

Accountability procedure shall be established to control the dissemination and physical inventory of classified military information and material. Control officers shall be designated to maintain accountability registers for the receipt and dispatch of classified documents.

VI. MARKING OF DOCUMENTS

The Ministry of Defence shall stamp the name of the United States Government on all classified documents and material received in addition to the appropriate Kuwaiti security classification marking, to prevent loss of identity.

VII. DESTRUCTION

A. Classified documents, when no longer required, shall be destroyed by burning by authorized personnel so effectively as to prevent compromise of the classified information contained therein. Accountability records shall be maintained to reflect the destruction of classified documents.

B. Classified material shall be destroyed beyond recognition so as to preclude reconstruction of the classified information in whole or in part.

VIII. REPRODUCTION

When a classified document is reproduced, all original security marking thereon also shall be reproduced or placed on each reproduction. Such reproduced documents shall be placed under the same accountability controls as are required for the original documents.

IX. TRANSLATION

All translations of documents containing United States classified military information shall be made by cleared personnel by or upon approval of the Ministry of Defence. The number of copies and the distribution hereof shall be strictly controlled. Such translations shall bear appropriate security markings and suitable notation in the language of translation indicating that the documents contain classified information requiring special handling under these arrangements.

X. TEST AND MAINTENANCE

All tests and maintenance of United States classified material and equipment shall be conducted by (1) military personnel of the Ministry of Defence, (2) such United States military and civilian technicians as have been cleared for such work by the United States Department of Defense. Such tests and maintenance work shall be conducted only at facilities, installations, or establishments of the Ministry of Defence or United States-controlled facilities, or as mutually agreed.

XI. ACTION IN THE EVENT OF POSSIBLE COMPROMISE

When a possibility of compromise exists due to apparent loss or misrouting of classified documents, messages, material or equipment, the United States Liaison Office, Kuwait (USLOK), shall be informed immediately and investigation shall be initiated by the Ministry of Defence to determine the full facts in the matter. Results of the investigation and information regarding measures taken to prevent recurrence shall be forwarded by the Ministry to the USLOK.

XII. REVIEW OF SECURITY SYSTEMS

It is recognized that effective and prompt implementation of the foregoing security policies and practices can be materially advanced through visits of security personnel. Accordingly, it is agreed to continue a thorough exchange of views relative to security policy, standards, and procedures. Further, security working groups of the United States Department of Defense, after prior consultation and with the consent of the Ministry of Defence of Kuwait, and at a time mutually agreeable between the Parties, shall be permitted to visit and review first hand the implementing procedures of the Ministry of Defence. Such action to be undertaken with a view to achieving reasonable comparability of the security systems of the Ministry of Defence and the Department of Defense.

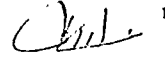
SIGNED at Kuwait, January 18, 1976

[Signed]

STANLEY D. COX

Colonel, U.S. Marine Corps
Chief, U.S. Liaison Office, Kuwait

وَقَّعَ فِي الْكُوَيْتِ بِتَارِيخِ ١٨/١/١٩٧٦



عبد الرزاق يوسف الخميس
وكيل وزارة الدفاع

¹ Abd al-Razzāq Yūsuf al-Khamis, Deputy Minister of Defence.