

No. 19697

**UNITED STATES OF AMERICA
and
BOTSWANA**

**Exchange of notes constituting an agreement relating to
the International Military Education and Training
(IMET) Program. Gaborone, 26 February and
21 March 1980**

Authentic text: English.

Registered by the United States of America on 27 March 1981.

**ÉTATS-UNIS D'AMÉRIQUE
et
BOTSWANA**

**Échange de notes constituant un accord concernant le pro-
gramme international d'instruction et de formation
militaires (IMET). Gaborone, 26 février et 21 mars 1980**

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 27 mars 1981.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND BOTSWANA RELATING TO THE INTERNATIONAL MILITARY EDUCATION AND TRAINING (IMET) PROGRAM

I

No. 5

The Embassy of the United States of America presents its compliments to the Office of the President of the Republic of Botswana and has the honor to inform the Office of the President of the authorization of a United States International Military Education and Training (IMET) program which will permit the training of members of the Botswana Defense Force in the United States during the current fiscal year, which ends September 30, 1980. The possibility of such a program had been the subject of discussions by Embassy officials with the Commander of the Botswana Defense Force, Major General Mompoti Merafhe. It is anticipated that the first use of funds allocated to the IMET program will be to provide an orientation tour of selected U.S. Army bases in the United States for General Merafhe during the first two weeks of May 1980. This tour will provide General Merafhe with an opportunity to investigate the various types of training available under the IMET program.

In this connection, the Embassy of the United States of America has the honor to refer to certain requirements of United States law concerning the provision of training related to defense articles under the IMET program. The provisions of United States law in question prohibit the furnishing of IMET training related to defense articles unless the recipient country shall have first agreed to observe certain conditions with respect to such training. These conditions are:

1. That the recipient government will not, without the consent of the United States government—
 - A. Permit any use of such training (including training materials) by anyone not an officer, employee, or agent of the recipient government;
 - B. Transfer or permit any officer, employee, or agent of the recipient government to transfer such training (including training materials) by gift, sale, or otherwise to anyone not an officer, employee, or agent of the recipient government; or
 - C. Use or permit the use of such training (including training materials) for purposes other than those for which furnished by the United States government;
2. That the recipient country will maintain the security of such training (including training materials) and will provide substantially the same degree of security protection afforded to such training and materials by the United States government;
3. That the recipient country will permit continuous observation and review by, and furnish necessary information to, representatives of the United States

¹ Came into force on 21 March 1980, the date of the note in reply, in accordance with the provisions of the said notes.

government with regard to the use of such training (including training materials); and

4. That the recipient country will return to the United States government such training (including training materials) as is no longer needed for the purposes for which furnished, unless the United States government consents to some other disposition.

Inasmuch as the IMET program for members of the Botswana Defense Force may include training related to defense articles with respect to which the agreement of the Government of Botswana to observe the foregoing conditions is required, the Embassy of the United States of America proposes that this note, together with a note in reply from the Office of the President of the Republic of Botswana stating that such conditions are acceptable to the Government of Botswana, shall constitute an agreement between the two governments on this subject, to be effective from the date of the note in reply by the Office of the President.

The Embassy of the United States of America avails itself of this opportunity to renew to the Office of the President of the Republic of Botswana the assurance of its highest consideration.

Embassy of the United States of America

Gaborone, February 26, 1980

II

REPUBLIC OF BOTSWANA

Note No. 9, EA. 5/18 I (154) C3

The Office of the President of the Republic of Botswana presents its compliments to the Embassy of the United States of America and has the honour to refer to the latter's Note No. 5 dated 26th February, 1980.

The Office of the President of the Republic of Botswana wishes to confirm that invitation to Commander of Botswana Defence Force to visit America in connection with United States International Military Education and Training Program is acceptable and also the conditions embodied in the training program are acceptable to Botswana Government.

The Office of the President of the Republic of Botswana avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.

Office of the President
Gaborone

Gaborone, 21st March, 1980

Embassy of the United States of America
Gaborone