

No. 27146

**UNITED STATES OF AMERICA
and
SUDAN**

Exchange of notes constituting an agreement concerning mutual defense assistance. Khartoum, 8 and 22 April 1981

Authentic text: English.

Registered by the United States of America on 15 March 1990.

**ÉTATS-UNIS D'AMÉRIQUE
et
SOUDAN**

Échange de notes constituant un accord relatif à l'assistance en matière de défense mutuelle. Khartoum, 8 et 22 avril 1981

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 15 mars 1990.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND SUDAN CONCERNING MUTUAL DEFENSE ASSISTANCE

I

EMBASSY OF THE
UNITED STATES OF AMERICA

APRIL 8, 1981

No. 64

EXCELLENCY:

I have the honor to refer to the recent discussions between representatives of our two governments concerning the furnishing on a grant basis of defense articles and defense services to the Government of the Democratic Republic of Sudan under the Military Assistance Program of the United States Government, and to advise Your Excellency that my Government is prepared to furnish such assistance, during the United States fiscal year 1981 and as authorized by United States law, in accordance with the following understandings:

A. The United States Government shall furnish to the Government of the Sudan such defense articles and defense services as may be requested by representatives of the Government of the Sudan and agreed to by representatives of the United States Government, in accordance with such terms and conditions as may be agreed. For the purposes of this agreement, the term "Defense Services" includes training related to defense articles.

B. The Government of the Sudan requires and shall use such defense articles and defense services solely to maintain its internal security and legitimate self-defense, and shall not undertake an act of aggression against any other state.

C. The Government of the Sudan shall not relinquish title to, or possession of, such defense articles and defense services to anyone not an officer, employee, or agent of the Government of the Sudan unless the prior consent of the United States Government shall have been obtained, and shall offer for return to the United States Government any such defense articles and defense services which are no longer required for the purposes for which they were furnished.

D. The Government of the Sudan shall pay to the United States Government the net proceeds of sales of any weapons system, mu-

¹ Came into force on 22 April 1981, the date of the note in reply, in accordance with the provisions of the said notes.

dition, aircraft, military boat, military vessel, or other defense article, including scrap from any such defense article, furnished hitherto or hereafter on a grant basis by the United States Government. Such sums paid to the United States Government shall be available to pay all official costs of the United States Government payable in the currency of the Sudan, including all costs relating to the financing of international educational and cultural exchange activities in which the Sudan participates.

E. The Government of the Sudan will protect the security of any defense articles and defense services furnished hereunder, and will, as the United States Government may require, permit continuous observation and review by, and furnish necessary information to, representatives of the United States Government with regard to the utilization of such defense articles and defense services.

F. I have the further honor to propose that this note, together with Your Excellency's note in reply confirming that the Government of the Sudan shares the foregoing understandings, shall constitute an agreement between our two governments on this subject, to be effective from the date of Your Excellency's reply.

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

[Signed]

C. WILLIAM KONTOS
Ambassador

His Excellency Mohamed Mirghani Mubarek
Minister of State
Ministry of Foreign Affairs
Democratic Republic of the Sudan

II

MINISTRY OF FOREIGN AFFAIRS

KHARTOUM

MINISTER OF STATE

APRIL, 22ND, 1981

MFA/7/SCR/9

EXCELLENCY,

1. I have the honour to refer to your note No. 64 Dated April 8, 1981, concerning the furnishing on a grant basis of defence articles and defence services to the Government of the Democratic Republic of The Sudan under the military assistance program of the United States Government.

2. I have the further honour to confirm that the Government of The Democratic Republic of the Sudan shares the under-takings mentioned in your above quoted note.

It is also my belief that the agreement constitutes a new step towards more cooperation between our two Governments, and that its outcome will help to bring peace and stability to this region.

Accept Excellency, the renewed assurances of my highest consideration.

[Signed]

MOHAMED MIRGHANI MUBARAK
Minister of State
Ministry of Foreign Affairs

H. E. Mr. C. William Kontos
Ambassador of the United States of America
Khartoum
