

**No. 51135. United States of America and North Atlantic Treaty Organization**

MEMORANDUM OF AGREEMENT BETWEEN THE DEPARTMENT OF DEFENSE OF THE UNITED STATES OF AMERICA AND THE NORTH ATLANTIC TREATY ORGANIZATION CONSULTATION, COMMAND AND CONTROL ORGANIZATION (NC3O) CONCERNING AIR COMMAND, CONTROL, COMMUNICATIONS AND INTELLIGENCE CAPABILITIES. WASHINGTON, 23 APRIL 2002, AND BRUSSELS, 7 MAY 2002 [*United Nations, Treaty Series, vol. 2939, I-51135.*]

AMENDMENT ONE TO THE MEMORANDUM OF AGREEMENT BETWEEN THE DEPARTMENT OF DEFENSE OF THE UNITED STATES OF AMERICA AND THE NORTH ATLANTIC TREATY ORGANIZATION CONSULTATION, COMMAND AND CONTROL ORGANIZATION (NC3O) CONCERNING AIR COMMAND, CONTROL, COMMUNICATIONS AND INTELLIGENCE CAPABILITIES. WASHINGTON, 5 SEPTEMBER 2007, AND BRUSSELS, 19 OCTOBER 2007

**Entry into force:** 19 October 2007 by signature, in accordance with section 2

**Authentic text:** English

**Registration with the Secretariat of the United Nations:** United States of America, 15 July 2013

**N° 51135. États-Unis d'Amérique et Organisation du Traité de l'Atlantique Nord**

MÉMORANDUM D'ACCORD ENTRE LE DÉPARTEMENT DE LA DÉFENSE DES ÉTATS-UNIS D'AMÉRIQUE ET L'ORGANISATION DE CONSULTATION, DE COMMANDEMENT ET DE CONDUITE DES OPÉRATIONS (NC3O) DE L'ORGANISATION DU TRAITÉ DE L'ATLANTIQUE NORD RELATIF AU COMMANDEMENT AÉRIEN, À LA CONDUITE DES OPÉRATIONS, AUX COMMUNICATIONS ET AUX CAPACITÉS DE RENSEIGNEMENT. WASHINGTON, 23 AVRIL 2002, ET BRUXELLES, 7 MAI 2002 [*Nations Unies, Recueil des Traités, vol. 2939, I-51135.*]

PREMIÈRE MODIFICATION DU MÉMORANDUM D'ACCORD ENTRE LE DÉPARTEMENT DE LA DÉFENSE DES ÉTATS-UNIS D'AMÉRIQUE ET L'ORGANISATION DE CONSULTATION, DE COMMANDEMENT ET DE CONDUITE DES OPÉRATIONS (NC3O) DE L'ORGANISATION DU TRAITÉ DE L'ATLANTIQUE NORD RELATIF AU COMMANDEMENT AÉRIEN, À LA CONDUITE DES OPÉRATIONS, AUX COMMUNICATIONS ET AUX CAPACITÉS DE RENSEIGNEMENT. WASHINGTON, 5 SEPTEMBRE 2007, ET BRUXELLES, 19 OCTOBRE 2007

**Entrée en vigueur :** 19 octobre 2007 par signature, conformément à la section 2

**Texte authentique :** anglais

**Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies :** États-Unis d'Amérique, 15 juillet 2013

[ ENGLISH TEXT – TEXTE ANGLAIS ]

AMENDMENT ONE TO THE MEMORANDUM OF AGREEMENT BETWEEN  
THE DEPARTMENT OF DEFENSE OF THE UNITED STATES OF AMERICA AND  
THE NORTH ATLANTIC TREATY ORGANIZATION CONSULTATION,  
COMMAND AND CONTROL ORGANIZATION (NC3O) CONCERNING AIR  
COMMAND, CONTROL, COMMUNICATIONS AND INTELLIGENCE  
CAPABILITIES

Whereas it is necessary for the Parties to the Memorandum of Agreement (MOA) Between the Department of Defense of the United States of America and the North Atlantic Treaty Organization Consultation, Command and Control Organization (NC3O) Concerning Air Command, Control, Communication and Intelligence Capabilities, dated May 7, 2002, to increase the cost ceiling and duration of the MOA;

Now therefore, the Parties agree to amend the MOA as follows:

**SECTION 1**

Amend Article V, paragraph 5.2., to read:

“5.2. The Parties estimate that the performance of obligations under this Agreement shall not cost more than a total Cost Ceiling of \$3.2M 2001 U.S. dollars. The U.S. dollar shall be the reference currency for the Project, and the Project fiscal year shall be the U.S. fiscal year.”

Amend Article XVI, paragraph 16.6., to read:

“16.6. This Agreement, which consists of 16 Articles, shall enter into force upon signature of both Parties and shall remain in force for 10 years, unless terminated under the provisions of paragraphs 16.3. and 16.4. It may be extended by written agreement of the Parties.”

**SECTION 2**

This amendment, agreed in accordance with paragraph 16.2. of the MOA, shall enter into effect upon signature by both Parties with effect from May 7, 2007.

IN WITNESS WHEREOF, the undersigned, being duly authorized, have signed this Amendment.

DONE, in duplicate, in the English language.