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**Luxembourg  
and  
Cyprus**

**Agreement between the Government of the Grand-Duchy of Luxembourg and the Government of the Republic of Cyprus on the exchange and mutual protection of classified information. Luxembourg, 3 September 2015**

**Entry into force:** *1 September 2017, in accordance with article 14*

**Authentic texts:** *English, French and Greek*

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**Luxembourg  
et  
Chypre**

**Accord entre le Gouvernement du Grand-Duché de Luxembourg et le Gouvernement de la République de Chypre concernant l'échange et la protection réciproque d'informations classifiées. Luxembourg, 3 septembre 2015**

**Entrée en vigueur :** *1<sup>er</sup> septembre 2017, conformément à l'article 14*

**Textes authentiques :** *anglais, français et grec*

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**AGREEMENT BETWEEN THE GOVERNMENT OF THE GRAND-DUCHY OF  
LUXEMBOURG AND THE GOVERNMENT OF THE REPUBLIC OF CYPRUS ON THE  
EXCHANGE AND MUTUAL PROTECTION OF CLASSIFIED INFORMATION**

**The Government of the Grand-Duchy of Luxembourg  
and  
the Government of the Republic of Cyprus**

(hereinafter referred to jointly as the “Parties” or individually as the “Party”),

Recognizing the need to set rules on protection of Classified Information (as defined below) mutually exchanged within the scope of political, military, economical, legal, scientific and technological or any other cooperation, in respect of national interests and security, as well as Classified Information generated in the process of such cooperation,

Intending to ensure the mutual protection of all Classified Information, which has been classified by one Party and transferred to the other Party or commonly generated in the course of co-operation between the Parties,

Desiring to create a legal framework on the mutual protection of Classified Information exchanged between the Parties,

Considering the mutual interests in the protection of Classified Information, in accordance with the legislation of the Parties,

Have agreed as follows:

**Article 1  
Objective**

The objective of this Agreement is to ensure the protection of Classified Information that is commonly generated or exchanged between the Parties.

**Article 2  
Definitions**

For the purposes of this Agreement:

- a) **“Breach of Security”** means an act or an omission which is contrary to this Agreement or the national legislation of the Parties, the result of which may lead to disclosure, loss, destruction, misappropriation or any other type of compromise of Classified Information.
- b) **“Classified Contract”** means an agreement between two or more Contractors, which contains or the implementation of which requires access to Classified Information;
- c) **“Classified Information”** means any information, irrespective of its form or nature, which requires protection against unauthorised manipulation and has been classified in accordance with the national legislation of the Parties and has been so designated by a security classification level;

- d) **“Competent Authority”** means National Security Authority and any other competent entity which, according to the national legislation of the Parties, is responsible for the implementation of this Agreement;
- e) **“Contractor”** means an individual or a legal entity possessing the legal capacity to conclude Classified Contracts;
- f) **“Facility Security Clearance”** means the determination by the Competent Authority confirming, that the legal entity or and individual has the physical and organizational capability to handle and store Classified Information in accordance with the respective national legislation;
- g) **“National Security Authority”** means the state authority of each Party, which in accordance with its national legislation is responsible for the general implementation and supervision of this Agreement; the respective authorities of the Parties are referred to in Article 4 paragraph 1 of this Agreement;
- h) **“Need-to-know”** means the necessity to have access to specific Classified Information in the scope of a given official position and for the performance of a specific task;
- i) **“Originating Party”** means the Party which has created Classified Information;
- j) **“Personnel Security Clearance”** means the determination by the Competent Authority confirming, in accordance with the respective national legislation, that the individual is eligible to have access to Classified Information;
- k) **“Receiving Party”** means the Party to which Classified Information of the Originating Party is transmitted;
- l) **“Third Party”** means any state, including any public or private entities, organization, legal entity or individual, which is not a party to this Agreement.

### Article 3 Security Classification Levels

1. Classified Information released under this Agreement shall be marked with the appropriate security classification level in accordance with the national laws and regulations of the Parties.
2. The Parties agree that the following security classification levels are equivalent and correspond to the security classification levels specified in their national legislation:

For the Grand-Duchy of Luxembourg	For the Republic of Cyprus	Equivalent in English
TRÈS SECRET LUX	ΑΚΡΩΣ ΑΠΟΡΡΗΤΟ	TOP SECRET
SECRET LUX	ΑΠΟΡΡΗΤΟ	SECRET
CONFIDENTIEL LUX	ΕΜΠΙΣΤΕΥΤΙΚΟ	CONFIDENTIAL
RESTREINT LUX	ΠΕΡΙΟΡΙΣΜΕΝΗΣ ΧΡΗΣΗΣ	RESTRICTED

## **Article 4**

### **Competent Authorities**

1. The National Security Authorities of the Parties are:

**For the Government of the Grand-Duchy of Luxembourg:**

Service de Renseignement de l'Etat  
Autorité nationale de Sécurité

**For the Republic of Cyprus:**

National Security Authority  
Ministry of Defence of the Republic of Cyprus

2. The Parties shall inform each other through diplomatic channels of any subsequent changes in relation to the National Security Authorities.
3. Upon request the National Security Authorities shall notify each other about other Competent Authorities.
4. The National Security Authorities shall inform each other of respective national legislation on Classified Information and of any significant amendments thereto and shall exchange information about the security standards, procedures and practices for the protection of Classified Information.

## **Article 5**

### **Protection Measures and Access to Classified Information**

1. In accordance with their national legislation, the Parties shall take all appropriate measures for the protection of Classified Information, which is exchanged or generated under this Agreement. At least the same level of protection shall be assigned to such Classified Information as is provided for the national Classified Information of the equivalent security classification level in accordance with Article 3.
2. The Originating Party shall inform the Receiving Party in writing about any change of the security classification level of the transmitted Classified Information.
3. Access to Classified Information shall be limited to persons on a Need-to-know basis who are authorised in accordance with the national legislation of the Parties to have access to Classified Information of the equivalent security classification level.
4. Within the scope of this Agreement, each Party shall recognise the Personnel Security Clearances and Facility Security Clearances granted in accordance with the national legislation of the other Party. The security clearances shall be equivalent in accordance with Article 3.
5. The Competent Authorities shall, in accordance with the national legislation, assist each other upon request at carrying out vetting procedures necessary for the application of this Agreement.

6. Within the scope of this Agreement, the Competent Authorities of the Parties shall inform each other without delay about any alteration with regard to Personnel and Facility Security Clearances, in particular about their withdrawal or downgrading.
7. The Receiving Party shall:
  - a) submit Classified Information to any Third Party only upon prior written consent of the Originating Party;
  - b) mark the received Classified Information in accordance with Article 3;
  - c) use Classified Information solely for the purposes it has been provided for.

## **Article 6**

### **Transmission of Classified Information**

1. Classified Information shall be transmitted through diplomatic channels unless otherwise agreed by the National Security Authorities. The Receiving Party shall confirm the receipt of Classified Information in writing.
2. Electronic transmission of Classified Information shall be carried out through certified cryptographic means mutually agreed by the National Security Authorities.

## **Article 7**

### **Reproduction and Translation of Classified Information**

1. Translations and reproductions of Classified Information shall be made in accordance with the national legislation of the Receiving Party and the following procedures:
  - a) the translations and the reproductions shall be marked and protected as the original Classified Information;
  - b) the translations and the number of copies shall be limited to that required for official purposes;
  - c) the translations shall bear an appropriate note in the language of the translation indicating that it contains Classified Information received from the Originating Party.
2. Classified Information marked SECRET LUX/ANIOPPHTO/SECRET or above shall be translated or reproduced only upon prior written consent of the Originating Party.

## **Article 8**

### **Destruction of Classified Information**

1. Classified Information shall be destroyed in a manner that prevents its partial or total reconstruction.
2. Classified Information marked up to SECRET LUX/ ANIOPPHTO/SECRET shall be destroyed in accordance with the national legislation.