



Miscellaneous No. 8 (2009)

Amendment

to Article 16 of the Framework Agreement between the French Republic, the Federal Republic of Germany, the Italian Republic, the Kingdom of Spain, the Kingdom of Sweden and the United Kingdom of Great Britain and Northern Ireland Concerning Measures to Facilitate the Restructuring and Operation of the European Defence Industry, Signed at Farnborough on 27th July 2000

Adopted by the Executive Committee Brussels, 13 March 2008

[The Amendment has not been ratified by the UK]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
July 2009*

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AMENDMENT
TO ARTICLE 16 OF THE FRAMEWORK AGREEMENT BETWEEN THE
FRENCH REPUBLIC, THE FEDERAL REPUBLIC OF GERMANY, THE
ITALIAN REPUBLIC, THE KINGDOM OF SPAIN, THE KINGDOM OF
SWEDEN AND THE UNITED KINGDOM OF GREAT BRITAIN AND
NORTHERN IRELAND CONCERNING MEASURES TO FACILITATE
THE RESTRUCTURING AND OPERATION OF THE EUROPEAN
DEFENCE INDUSTRY, SIGNED AT FARNBOROUGH ON 27 JULY 2000¹

ARTICLE 16

The complete text of Article 16 is replaced by the following:

1. The Parties also commit themselves to apply simplified licensing procedures for transfers of components, sub-systems or spare parts between companies located in their territories. Such simplified procedures shall, where appropriate, include Components Licences.
2. The list of military components, sub-systems and spare parts which can be transferred under a Components Licence shall be agreed by the Parties.
3. The companies entitled to transfer components, sub-systems and spare parts under a Components Licence shall be authorised by each Party, and their list shall be notified to the other Parties and maintained on a regular basis.
4. The Components Licence may be recognised by the Parties as a document allowing transit or import in their own countries, where permitted by the national regulations of each of the Parties. Each Party shall notify their national arrangements to each of the Parties.
5. The conditions for granting, withdrawing and cancelling the Components Licence shall be determined by each Party, taking into consideration their obligations under this Agreement.
6. The Parties may authorise the export of equipment, which includes components, sub-systems or spare parts, received under a Components Licence issued by another Party. If such an export is to a State other than:
 - a Party or
 - a non-Party on a list agreed by the Parties for the purpose of this article; and the authorising Party is aware that the components, sub-systems or spare parts were received under a Components Licence issued by

¹ Treaty Series No. 33 (2001) Cm 5185

another Party, the authorising Party shall consult the other Party before granting the licence.

7. Parties shall minimise the use of governmentally issued End-user Certificate and international import certificate requirements on Transfers of components, sub-systems and spare parts in favour of, where possible, company end use declarations.



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