

No. 46819

**South Africa
and
United Kingdom of Great Britain and Northern Ireland**

Memorandum of Understanding between the Government of the Republic of South Africa and the Government of the United Kingdom of Great Britain and Northern Ireland concerning defence cooperation (with annex). Pretoria, 8 November 2007

Entry into force: *8 November 2007 by signature, in accordance with section 13*

Authentic text: *English*

Registration with the Secretariat of the United Nations: *South Africa, 12 November 2009*

**Afrique du Sud
et
Royaume-Uni de Grande-Bretagne et d'Irlande du Nord**

Mémorandum d'accord entre le Gouvernement de la République sud-africaine et le Gouvernement du Royaume-Uni de Grande-Bretagne et d'Irlande du Nord relatif à la coopération en matière de défense (avec annexe). Pretoria, 8 novembre 2007

Entrée en vigueur : *8 novembre 2007 par signature, conformément à la section 13*

Texte authentique : *anglais*

Enregistrement auprès du Secrétariat des Nations Unies : *Afrique du Sud, 12 novembre 2009*

[ENGLISH TEXT – TEXTE ANGLAIS]

MEMORANDUM OF UNDERSTANDING

BETWEEN

**THE GOVERNMENT OF THE
REPUBLIC OF SOUTH AFRICA**

AND

**THE GOVERNMENT OF THE
UNITED KINGDOM OF
GREAT BRITAIN AND NORTHERN IRELAND**

CONCERNING

DEFENCE COOPERATION

INTRODUCTION

The Government of the Republic of South Africa and the Government of the United Kingdom of Great Britain and Northern Ireland (hereinafter jointly referred to as the "Participants" and separately as a "Participant");

STRIVING to strengthen the good and friendly relations between the Participants by means of close defence cooperation;

DESIRING to draw the maximum benefit from their close defence cooperation;

RECOGNISING that such cooperation will be in accordance with their respective national and international policies and will not conflict with the domestic law of their respective states nor impair the commitments undertaken by their countries in the international field;

WISHING to acknowledge and demonstrate their mutual commitment to the build up and development of their defence relationship;

CONFIRMING that the cooperation between the Participants promotes peace and stability and that this cooperation is not directed against any third state;

HAVE REACHED the following understandings:

SECTION 1

AIM

The aim of the Memorandum of Understanding (hereinafter referred to as "this MOU") is to enhance defence cooperation by identifying a framework for the exchange of experience and knowledge for the use and mutual benefit of the Participants.

SECTION 2

SCOPE AND GOALS

The Participants will, in compliance with their domestic law and with international law, pursue the goal of defence cooperation in the following areas:

- (a) security and defence policy;
- (b) defence legal issues related to their respective Constitutions and Armed Forces as well as questions of military law;
- (c) military aspects of arms control and disarmament;
- (d) initial, advanced and follow-on training of military and civilian personnel;
- (e) defence administration and welfare matters of military personnel;

- (f) peacetime military activities;
- (g) protection of the environment within the Armed Forces;
- (h) military medical services;
- (i) military history;
- (j) military geography;
- (k) military music;
- (l) military sport;
- (m) disaster relief and humanitarian operations of the Armed Forces;
- (n) military exercises;
- (o) exchange visits of personnel and formed units;
- (p) other areas of mutual interest which may be decided upon in future.

SECTION 3

FORMS OF COOPERATION

The defence cooperation between the Participants will be based on the principle of reciprocity and will be implemented primarily along the following lines:

- (a) mutual visits by delegations of high-ranking representatives from the defence sector;
- (b) staff talks and technical meetings;
- (c) meetings between equivalent defence institutions;
- (d) exchange of teaching and training personnel as well as students from military training institutions;
- (e) participation in training courses, practical training, seminars, round-table discussions and symposia;
- (f) orientation periods in units of the Armed services;
- (g) contacts between units assigned for peace support operations under the auspices of the United Nations;
- (h) visits of military ships and aircraft;

- (i) military exercises;
- (j) exchange of personnel;
- (k) exchange of information material about the functional areas mentioned in Section 2.

SECTION 4

IMPLEMENTATION

- (1) A programme of cooperative activities for the following year will be determined at the annual Defence Staff Talks. Additional cooperative activities may be determined at other times.
- (2) Many of the areas of cooperation referred to in Section 2 will need to be covered by additional memoranda or supplementary arrangements to this MOU. Insofar as other forms of cooperation may be practised, different arrangements may also be decided upon separately.
- (3) Official visits will be arranged separately and carried out on the basis of reciprocity.
- (4) All measures arranged under the cooperation programme will be implemented in conformity with the domestic law and international obligations of both countries.
- (5) The Participants will designate a focal point of contact at each Ministry or Department of Defence to implement this MOU and coordinate the activities referred to herein.

SECTION 5

SUBORDINATION / DISCIPLINE

- (1) When the members of the Armed Forces, civilian personnel and their dependants of a Participant are in the territory of the other Participant, they will respect the laws, customs and traditions of that country.
- (2) The members of the Armed Forces, civilian personnel and their dependants of a Participant whilst present in the territory of the other Participant under the provisions of this MOU, remain subject to their own Service law and regulations at all times. They remain under the command of their own military authorities and will wear their own uniforms and insignia.