

No. 47944

**European Union
and
United States of America**

Agreement between the European Union and the Government of the United States of America on the security of classified information. Washington, 30 April 2007

Entry into force: *30 April 2007 by signature, in accordance with article 20*

Authentic text: *English*

Registration with the Secretariat of the United Nations: *Council of the European Union, 4 October 2010*

**Union européenne
et
États-Unis d'Amérique**

Accord entre l'Union européenne et le Gouvernement des États-Unis d'Amérique concernant la sécurité d'informations classifiées. Washington, 30 avril 2007

Entrée en vigueur : *30 avril 2007 par signature, conformément à l'article 20*

Texte authentique : *anglais*

Enregistrement auprès du Secrétariat des Nations Unies : *Conseil de l'Union européenne, 4 octobre 2010*

[ENGLISH TEXT – TEXTE ANGLAIS]

AGREEMENT
BETWEEN
THE EUROPEAN UNION
AND
THE GOVERNMENT OF THE
UNITED STATES OF AMERICA
ON THE SECURITY
OF CLASSIFIED INFORMATION

THE GOVERNMENT OF THE UNITED STATES OF AMERICA, hereafter referred to as "the
USG"

and

THE EUROPEAN UNION, hereafter referred to as "the EU", hereafter referred to as "the Parties",

CONSIDERING THAT the USG and the EU share the objectives to strengthen their own security
in all ways and to provide their citizens with a high level of safety within an area of security,

CONSIDERING THAT the USG and the EU agree that consultations and co-operation should be
developed between them on questions of common interest relating to security,

CONSIDERING THAT, in this context, a permanent need therefore exists to exchange classified
information between the USG and the EU,

RECOGNISING THAT full and effective consultation and co-operation may require access to USG
and EU classified information, as well as the exchange of classified information between the USG
and the EU,

CONSCIOUS THAT such access to and exchange of classified information requires appropriate
security measures,

HAVE AGREED AS FOLLOWS:

ARTICLE 1

Scope

1. This Agreement shall apply to classified information provided or exchanged between the Parties.
2. Each Party shall protect classified information received from the other Party, in particular against unauthorised disclosure, in accordance with the terms set forth herein and in accordance with the Parties' respective laws and regulations.

ARTICLE 2

Definitions

1. For the purpose of this Agreement "the EU" shall mean the Council of the European Union (hereafter referred to as "the Council"), the Secretary-General/High Representative and the General Secretariat of the Council, and the Commission of the European Communities (hereafter referred to as "the European Commission").

2. For the purpose of this Agreement "classified information" shall mean information and material subject to this Agreement (i) the unauthorised disclosure of which could cause varying degrees of damage or harm to the interests of the USG, or of the EU or one or more of its Member States; (ii) which requires protection against unauthorised disclosure in the security interests of the USG or the EU; and (iii) which bears a security classification assigned by the USG or the EU. The information may be in oral, visual, electronic, magnetic or documentary form, or in the form of material, including equipment or technology.

ARTICLE 3

Security classifications

1. Classified information shall be marked as follows:
 - (a) For the USG, classified information shall be marked TOP SECRET, SECRET or CONFIDENTIAL.
 - (b) For the EU, classified information shall be marked TRES SECRET UE/EU TOP SECRET, SECRET UE, CONFIDENTIEL UE or RESTREINT UE.