

**No. 51985\***

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**Italy  
and  
India**

**Agreement between the Government of the Italian Republic and the Government of the Republic of India on defence co-operation. New Delhi, 3 February 2003**

**Entry into force:** *26 May 2009 by notification, in accordance with article 11*

**Authentic texts:** *English, Hindi and Italian*

**Registration with the Secretariat of the United Nations:** *Italy, 20 June 2014*

*\*No UNTS volume number has yet been determined for this record. The Text(s) reproduced below, if attached, are the authentic texts of the agreement /action attachment as submitted for registration and publication to the Secretariat. For ease of reference they were sequentially paginated. Translations, if attached, are not final and are provided for information only.*

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**Italie  
et  
Inde**

**Accord entre le Gouvernement de la République italienne et le Gouvernement de la République de l'Inde relatif à la coopération en matière de défense. New Delhi, 3 février 2003**

**Entrée en vigueur :** *26 mai 2009 par notification, conformément à l'article 11*

**Textes authentiques :** *anglais, hindi et italien*

**Enregistrement auprès du Secrétariat des Nations Unies :** *Italie, 20 juin 2014*

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***“AGREEMENT BETWEEN THE GOVERNMENT OF THE ITALIAN REPUBLIC AND THE GOVERNMENT OF THE REPUBLIC OF INDIA ON DEFENCE CO-OPERATION”.***

The Government of the Italian Republic and the Government of the Republic of India, hereinafter jointly referred to as the “Parties” and separately as a “Party”:

- confirming their commitment to the Charter of the United Nations;
- desiring to enhance co-operation between their Ministries of Defence;
- convinced that bilateral defence co-operation will contribute to better understanding of each others’ security concerns and consolidate their respective defence capabilities;
- reaffirming the existing arrangements under the bilateral Memorandum of Understanding in the field of defence equipment of 4 November 1994;

have agreed on the following:

**ARTICLE 1**

1.1 The Parties will act in conformity with their respective domestic legislation and international commitments to encourage, facilitate and develop co-operation in the field of defence, on a mutual basis.

**ARTICLE 2**

2.1 The organisation and promotion of bilateral defence co-operation will be carried out by the Ministry of Defence of the Italian Republic and the Ministry of Defence of the Republic of India.

2.2 Necessary consultations between the Parties will take place alternatively in Rome and New Delhi, with a view to reaching agreement on possible specific programmes of co-operation to implement and supplement this Agreement.

**ARTICLE 3**

3.1 Co-operation between the Parties may include the following areas:

- a. security and defence policy;
- b. peacekeeping and humanitarian operations;
- c. participation in joint or multilateral exercises;
- d. structure, organisation and management of their respective Ministries of Defence and Armed Forces;
- e. environmental issues relating to the Armed Forces;
- f. defence industry and procurement policy under the respective Ministries of Defence;
- g. import, export of defence equipment;
- h. Medicine, sports, military history and law .

3.2 Military co-operation may not be limited to the above mentioned areas. The Parties may explore new areas of co-operation in the mutual interest.

#### **ARTICLE 4**

4.1 Bilateral defence co-operation between the Parties may take the following forms:

- a. meetings and exchange of visits of Ministers of Defence, Commanders in Chief, and Deputies or Vice Chiefs of the Armed Forces and other concerned officials;
- b. exchange of experiences between the experts of the two Parties;
- c. participation in training activities, courses and exercises;
- d. participation of observers in military exercises;
- e. contacts between military institutions;
- f. discussions, consultations, meetings and participation in symposiums, conferences, courses, workshops;

- g. visits of military ships and aircraft, and to each other's military establishment;**
- h. exchange of information and educational publications;**
- i. exchange of cultural and sporting activities;**
- j. contacts between defence industry and R & D institutions.**

## **ARTICLE 5**

**5.1 In accordance with their respective national laws and in order to regulate activities relating to defence equipment, the Parties agree on possible co-operation in the following categories of armaments:**

- a. automatic firearms and associated ammunition;**
- b. medium and large-calibre weapons and associated ammunition;**
- c. Bombs, mines, rocket missiles, torpedoes and associated monitoring equipment;**
- d. tanks and vehicles for military use;**
- e. military aircraft and helicopters and related equipment;**
- f. gunpowder, explosives and propellants for military use;**
- g. electronic, electro-optical and photographic systems and equipment for military use;**
- h. materials for military training;**
- i. machines and equipment designed for manufacturing, testing and monitoring weapons and ammunition;**
- j. special equipment manufactured for military use;**
- k. satellites;**
- l. communication systems and equipment, including digital communication equipment;**
- m. electronic warfare equipment;**
- n. computers and information technology;**
- o. any other equipment by mutual agreement.**

**5.2 The mutual procurement of materials of interest for the respective Armed Forces will take place under this Agreement and can be implemented either through direct State-to-State operations or through private companies authorised by the respective governments.**

**Co-operation in other areas of interest for both parties will be specified later on by ad hoc Technical Agreements.**

## **ARTICLE 6**

**6.1 The Parties will fund the implementation of this Agreement and activities resulting from it on the principle of reciprocity.**

**6.2 The Sending Party will pay the travelling expenses, salaries, health and accident insurance and any other allowance due to its own personnel under its regulations.**

**6.3 The Receiving Party will pay for local transportation, from the established point of entry into its own territory, room and board expenses, if available in military facilities, as well as planned activities.**

**6.4 Expenditure on medical treatment would be governed by the following:**

- **the Receiving Party will provide emergency medical treatment;**
- **the Sending Party will pay health insurance, in addition to the expenses for the repatriation of its own sick personnel.**

**6.5 This general principle of reciprocity will not be applicable to groups larger than 10 persons. Funding procedures relevant to these groups will be established by mutual agreement between the Parties.**

**6.6 Should one of the Parties send a delegation outside the framework of this Agreement, it shall bear all the relevant expenses.**

## **ARTICLE 7**

**7.1 Compensation for any damage caused by military personnel during or in connection with their mission/exercise will be paid by the Sending Party. If the damage is caused to military personnel, equipment and infrastructure, compensation for such damages will be settled by mutual agreement.**

## **ARTICLE 8**

**8.1 The Host Party's Authorities are entitled to exercise their jurisdiction on visiting personnel as regards violations committed on the Host Party's territory that are offences under its legislation.**

**8.2 Nevertheless, the Authorities of the Sending Country are entitled to exercise their own jurisdiction on the members of their Armed Forces in the**