



United States Department of State

*Bureau of Oceans and International
Environmental and Scientific Affairs*

Washington, D.C. 20520

January 26, 1998

Mr. Victor Bradley
Head of the Canadian Delegation
to the International Space Station
Negotiations
Department of Foreign Affairs
and International Trade of Canada

Dear Mr. Bradley:

With reference to our negotiations on the 1998 Space Station Intergovernmental Agreement to be submitted for signature by the Partner States, this is to confirm that, pursuant to that agreement, which provides that all utilization of the civil international Space Station will be for peaceful purposes, in accordance with international law, the United States has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by the United States.

Sincerely yours,

Ralph Braibanti

Ralph Braibanti
Head of the United States
Delegation to the International
Space Station Negotiations
United States Department of State

OTTAWA, Ontario
K1A 0G2

January 26, 1998

Mr. Ralph Braibanti
Head of the United States Delegation
to the International Space Station Negotiations
United States Department of State

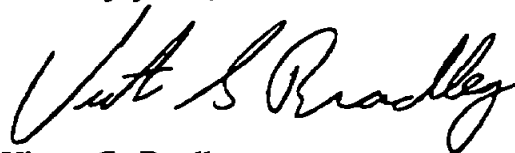
Dear Mr. Braibanti:

I am writing to you in reply to your letter of January 26, 1998. As you know, Article 9.3(b) of the Agreement provides that the "Partner providing an element shall determine whether a contemplated use of that element is for peaceful purposes, except that this subparagraph shall not be invoked to prevent any Partner from using resources derived from the Space Station infrastructure."

Thus Canada determines whether a contemplated use of its elements is for peaceful purposes, and, as noted in your letter, the United States decides whether a contemplated use of its elements, as well as of its allocations of resources derived from the Space Station infrastructure, may be carried out under the Agreement.

Your letter and this reply are consistent with, and without prejudice to, Canadian and US rights and obligations under the Agreement. We would be grateful if you would copy our response to the other Partners.

Sincerely yours,



Victor G. Bradley
Head of the Canadian Delegation
to the International Space Station Negotiations
Department of Foreign Affairs and
International Trade



United States Department of State

*Bureau of Oceans and International
Environmental and Scientific Affairs*

Washington, D.C. 20520

January 26, 1998

Mr. Gerhard Fulda
Spokesman of the European Delegation
to the International Space Station
Negotiations
Federal Foreign Office
Bonn, Germany

Dear Mr. Fulda:

With reference to our negotiations on the 1998 Space Station Intergovernmental Agreement to be submitted for signature by the Partner States, this is to confirm that, pursuant to that agreement, which provides that all utilization of the civil international Space Station will be for peaceful purposes, in accordance with international law, the United States has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by the United States.

Sincerely yours,

A handwritten signature in cursive script that reads "Ralph Braibanti".

Ralph Braibanti
Head of the United States
Delegation to the International
Space Station Negotiations
United States Department of State

January 26, 1998

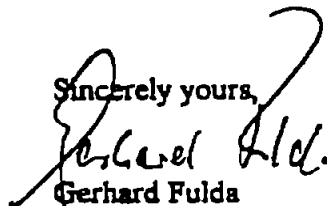
Mr. Ralph Braibanti
Head of the United States Delegation
to the International Space Station
Negotiations
United States Department of State

Dear Mr. Braibanti:

I am writing to you in reply to your letter of January 26, 1998. This is to confirm, on behalf of the representatives to the Space Station negotiations of the European States that will be signatories to the Agreement, that your letter of January 26, 1998, correctly states U.S. rights under the Agreement to decide whether contemplated uses of its elements and its allocations of resources derived from the Space Station infrastructure may be carried out under the Agreement.

I should like to confirm that, with respect to the use of the elements of the civil international Space Station provided by Europe, the European Partner will be guided by Article II of the Convention establishing the European Space Agency. I should like to confirm also that when the European Partner determines, pursuant to Article 9 3(b) of the Agreement, that a contemplated use of its elements is not for peaceful purposes, such use will not take place.

Sincerely yours,



Gerhard Fulda

Spokesman of the European
Delegation to the International
Space Station Negotiations
Federal Foreign Office
Bonn, Germany



United States Department of State

*Bureau of Oceans and International
Environmental and Scientific Affairs*

Washington, D.C. 20520

January 26, 1998

Mr. Alexandr Yakovenko
Head of the Russian Delegation
to the International Space Station
Negotiations
Ministry of Foreign Affairs
of Russia

Dear Mr. Yakovenko:

With reference to our negotiations on the 1998 Space Station Intergovernmental Agreement to be submitted for signature by the Partner States, this is to confirm our mutual understanding that, pursuant to that Agreement, which provides that all utilization of the civil International Space Station will be for peaceful purposes, in accordance with international law:

1. The United States has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by the United States.

2. Russia has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by Russia.

Sincerely yours,

A handwritten signature in black ink that reads "Ralph Braibanti".

Ralph Braibanti
Head of the United States
Delegation to the International
Space Station Negotiations
United States Department of State

26 January 1998

Mr. Ralph Braibanti
Head of the United States Delegation
to the International Space Station
Negotiations
United States Department of State

Dear Mr. Braibanti,

With reference to our negotiations on the 1998 Space Station Intergovernmental Agreement to be submitted for signature by the Partner States, this is to confirm our mutual understanding that, pursuant to that Agreement, which provides that all utilization of the civil International Space Station will be for peaceful purposes, in accordance with international law:

1. Russia has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by Russia.

2. The United States has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by the United States.

Sincerely Yours,



Alexander Yakovenko
Head of the Russian Delegation
to the International Space Station
Negotiations
Ministry of Foreign Affairs
Russia

26 января 1998 года

Г-ну Ральфу Брайбанти,
Главе делегации Соединенных
Штатов на переговорах по
международной космической станции

Государственный департамент
Соединенных Штатов

Уважаемый г-н Брайбанти,

С учетом наших переговоров относительно Межправительственного соглашения о космической станции 1998 года, которое будет представлено на подписание Государствами-партнерами, настоящее письмо составлено с тем, чтобы подтвердить достигнутое нами взаимное понимание о том, что согласно этому Соглашению, которое предусматривает, что все виды использования международной космической станции гражданского назначения будут осуществляться в мирных целях, в соответствии с международным правом:

1. Россия имеет право использовать собственные элементы, равно как и свою часть распределенных ресурсов, полученных от инфраструктуры космической станции, для целей национальной безопасности. Решение относительно возможности такого рода использования этих элементов и ресурсов в рамках Соглашения будет приниматься Россией.

2. Соединенные Штаты имеют право использовать собственные элементы, равно как и свою часть распределенных ресурсов, полученных от инфраструктуры космической станции, для целей национальной безопасности. Решение относительно возможности такого использования этих элементов и ресурсов в рамках Соглашения будет приниматься Соединенными Штатами.

Искренне Ваш,



Александр Яковенко,
Глава делегации России
на переговорах по международной
космической станции
Министерство иностранных дел России



United States Department of State

*Bureau of Oceans and International
Environmental and Scientific Affairs*

Washington, D.C. 20520

January 26, 1998

Mr. Akira Mizutani
Director, International Science Cooperation
Division,
Foreign Policy Bureau,
Ministry of Foreign Affairs of Japan

Dear Mr. Mizutani:

With reference to our negotiations on the 1998 Space Station Intergovernmental Agreement to be submitted for signature by the Partner States, this is to confirm that, pursuant to that agreement, which provides that all utilization of the civil international Space Station will be for peaceful purposes, in accordance with international law, the United State has the right to use its elements, as well as its allocations of resources derived from the Space Station infrastructure, for national security purposes. With respect to such uses of these elements and resources, the decision whether they may be carried out under the Agreement will be made by the United States.

Sincerely yours,

A handwritten signature in cursive script that reads "Ralph Braibanti".

Ralph Braibanti
Head of the United States
Delegation to the International
Space Station Negotiations
United States Department of State

January 26, 1998

Mr. Ralph Braibanti
Head of the United States Delegation
to the International Space Station
Negotiations
United States Department of State

Dear Mr. Braibanti:

I am writing to you in reply to your letter of January 26, 1998. This is to confirm that your letter of January 26, 1998 correctly states U.S. rights under the Agreement to decide whether contemplated uses of its elements and its allocations of resources derived from the Space Station infrastructure may be carried out under the Agreement.

I should also like to confirm that when Japan determines, pursuant to Article 9.3 (b) of the Agreement, that a contemplated use of its elements is not for peaceful purposes, such use will not take place.

Sincerely yours,



Akira Mizutani
Director
International Science Cooperation Division
Foreign Policy Bureau
Ministry of Foreign Affairs
of Japan