AGREEMENT BETWEEN THE REPUBLIC OF INDIA AND THE ISLAMIC REPUBLIC OF PAKISTAN ON PRE-NOTIFICATION OF FLIGHT TESTING OF BALLISTIC MISSILES

The Government of the Republic of India and the Government of the Islamic Republic of Pakistan, hereinafter referred to as the Parties:-

<u>Recalling</u> the Memorandum of Understanding of 21 February 1999;

<u>Committed</u> to adopt appropriate measures aimed at preventing misunderstandings and misinterpretations and promoting a stable environment of peace and security between the two countries;

Have agreed as follows:-

Article-1

Each Party shall provide to the other Party, advance Notification of the flight test that it intends to undertake of any land or sea launched, surface-to-surface ballistic missile.

Article-2

Each Party shall notify the other Party, no less than three days in advance of the commencement of a five day launch window within which it

intends to undertake flight tests of any land or sea launched, surface-tosurface ballistic missile.

Article-3

Each Party shall issue appropriate NOTAMs and NAVAREAs through their respective authorities.

Article-4

The bilateral Pre-Notification shall be conveyed through the respective Foreign Offices and the High Commissions, as per the format annexed to this Agreement.

Article-5

Each Party shall ensure that the test launch site(s) do not fall within 40 kms, and the planned impact area does not fall within 75 kms, of the International Boundary or the Line of Control on the side of the Party planning to flight test the ballistic missile.

Article-6

Each Party shall also further ensure that the planned trajectory of the ballistic missile being flight tested shall not cross the International Boundary or the Line of Control between India and Pakistan and further, it shall maintain a horizontal distance of at least 40 kms from the International Boundary and the Line of Control.

Article-7

The Parties shall treat the bilateral Pre-Notification exchanged under this Agreement as confidential, unless otherwise agreed upon.

Article-8

The Parties shall hold consultations, on an annual basis, or more frequently as mutually agreed upon, to review the implementation of the provisions of this Agreement, as well as to consider possible amendments aimed at furthering the objectives of this Agreement. Amendments shall enter into force in accordance with procedures that shall be agreed upon.

Article-9

This Agreement shall enter into force upon signature by the two Parties.

Article-10

This Agreement shall remain in force for a period of five years. It will be automatically extended for successive periods of five years at a time unless one or both Parties decide otherwise.

Article-11

A Party may withdraw from this Agreement by giving six months written notice to the other indicating its intention to abrogate the Agreement.

In witness whereof the undersigned being duly authorized thereto by their respective Governments, have signed this Agreement.

Done at Islamabad on 03 October 2005 in two originals, each text being equally authentic.

Shyam Saran Foreign Secretary For Government of the Republic of India

B. Lannal Khan

Riaz Mohammad Khan Foreign Secretary For Government of the Islamic Republic of Pakistan

ANNEXURE

FORMAT FOR PRE-NOTIFICATION FOR BALLISTIC MISSILE FLIGHT TESTS

The Government ofhereby notifies to the Government ofthat it will conduct a flight test of a land or sea launched, surface-to-surface ballistic missile within the period of to......

The test launch site, the planned impact area and the planned trajectory of the ballistic missile conform to the provision of Article 5 & 6 of the Agreement between the Republic of India and the Islamic Republic of Pakistan on Pre-Notification of Flight Testing of Ballistic Missiles.

-X-X-X-