

**DEPARTMENT OF DEFENSE****Office of the Secretary**

[Transmittal No. 98-33]

**36(b)(1) Arms Sales Notification**

**AGENCY:** Department of Defense, Defense Security Assistance Agency.

**ACTION:** Notice.

**SUMMARY:** The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated 21 July 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. J. Hurd, DSAA/COMPT/RM, (703) 604-6575.

The following is a copy of a letter to the Speaker of the House of

Representatives, Transmittal 98-33, with attached transmittal, policy justification, sensitivity of technology, and Section 620C(d) of the Foreign Assistance Act of 1961.

Dated: May 26, 1998.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

**BILLING CODE 5000-04-M**



## DEFENSE SECURITY ASSISTANCE AGENCY

WASHINGTON, DC 20301-2800

18 MAY 1998

In reply refer to:

I-63206/98

Honorable Newt Gingrich  
Speaker of the House of  
Representatives  
Washington, D.C. 20515-6501

Dear Mr. Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, we are forwarding herewith Transmittal No. 98-33, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance (LOA) to Turkey for defense articles and services estimated to cost \$43 million. Soon after this letter is delivered to your office, we plan to notify the news media.

You will also find attached a certification as required by Section 620C(d) of the Foreign Assistance Act of 1961, as amended, that this action is consistent with Section 620C(b) of that statute.

Sincerely,

A handwritten signature in black ink, appearing to read "MS Davison", is positioned above the typed name.

MICHAEL S. DAVISON, JR.  
LIEUTENANT GENERAL, USA  
DIRECTOR

## Attachments

Same ltr to: House Committee on International Relations  
Senate Committee on Appropriations  
Senate Committee on Foreign Relations  
House Committee on National Security  
Senate Committee on Armed Services  
House Committee on Appropriations

## Transmittal No. 98-33

Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act

- (i) Prospective Purchaser: Turkey
- (ii) Total Estimated Value:
- |                          |               |
|--------------------------|---------------|
| Major Defense Equipment* | \$ 42 million |
| Other                    | \$ 1 million  |
| TOTAL                    | \$ 43 million |
- (iii) Description of Articles or Services Offered:  
Thirty HARPOON missiles, spare and repair parts, publications, and other related elements of program support.
- (iv) Military Department: Navy (AHG)
- (v) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None
- (vi) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:  
See annex attached
- (vii) Date Report Delivered to Congress: 18 MAY 1998

\* as defined in Section 47(6) of the Arms Export Control Act.

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POLICY JUSTIFICATION

Turkey - HARPOON Missiles

The Government of Turkey has requested a possible sale of 30 HARPOON missiles, spare and repair parts, publications, and other related elements of program support. The estimated cost is \$43 million.

This proposed sale will contribute to the foreign policy and national security objectives of the United States by improving the military capabilities of Turkey, while enhancing weapon system standardization and interoperability.

Turkey will use these missiles to augment its present HARPOON missile inventory and enhance its anti-ship warfare capability. The missiles will be provided in accordance with, and subject to the limitation on use and transfer provided under the Arms Export Control Act, as embodied in the terms of sale. This sale will not adversely affect either the military balance in the region or U.S. efforts to encourage a negotiated settlement of the Cyprus question. Turkey, which already has HARPOONS in its inventory, will have no difficulty absorbing these additional missiles.

The prime contractor will be McDonnell Douglas Aerospace, St. Louis, Missouri. There are no offset agreements proposed to be entered into in connection with this potential sale.

Implementation of this proposed sale will not require the assignment of any additional U.S. Government personnel or contractor representatives to Turkey.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

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Pursuant to Section 36(b)(1)  
of the Arms Export Control Act

Annex  
Item No. vi

(vi) Sensitivity of Technology:

1. The HARPOON missile contains sensitive technology and has the following classified components, including applicable technical and equipment documentation and manuals:

- a. Guidance Section Components
- b. Missile Characteristics and Performance Data

2. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures or equivalent systems which might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

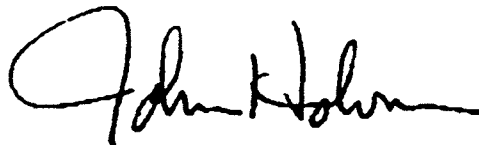
3. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification. Moreover, the benefits to be derived from this sale, as outlined in the Policy Justification, outweigh the potential damage that could result if the sensitive technology were revealed to unauthorized persons.

May 18, 1998

Certification Under Section 620C(d)  
Of The Foreign Assistance Act of 1961, As Amended

Pursuant to section 620C(d) of the Foreign Assistance Act of 1961, as amended (the Act), Executive Order 12163 (sec. 1-201(a)(13)) and the Secretary of State's memorandum of December 15, 1997, I hereby certify that the furnishing to Turkey of thirty RGM-84D-3 HARPOON anti-ship missiles and related elements of program at an estimated cost of \$43 million, is consistent with the principles contained in section 620C(b) of the Act.

This certification will be made part of the notification to the Congress under section 36(b) of the Arms Export Control Act regarding the proposed sale of the above-named articles and services, and is based on the justification accompanying said notification, of which said justification constitutes a full explanation.



John D. Holum  
Acting Under Secretary  
for Arms Control and  
International Security  
Affairs / Director, U.S. Arms  
Control and Disarmament Agency