



**WORKING ARRANGEMENT
BETWEEN
THE EUROPEAN UNION BORDER ASSISTANCE MISSION IN LIBYA,
represented by Ms. Natalina Cea, Head of Mission
“EUBAM Libya”**

and

**THE ITALIAN BILATERAL MISSION OF ASSISTANCE AND
SUPPORT IN LIBYA
represented by Brig. Gen. Roberto VERGORI, Operation Commander
“MIASIT”**

This Working Arrangement is between the European Union Border Assistance Mission in Libya (EUBAM Libya) and the Italian Bilateral Mission of Assistance and Support in Libya (MIASIT LIBYA), hereinafter collectively referred as “Parties”;

Whereas EUBAM Libya was established pursuant to Council Decision 2013/233/CSFP of 22 May 2013 as amended;

Whereas MIASIT Libya was established and launched pursuant to Libyan GNA requests (letters of 30 May 2017 “training for LIB security forces” and of 23 July 2017 “naval support for tackling illegal migration”), Italian Parliament authorization for International Mission, n. 145/2016);

Whereas both Parties are assisting the Libyan people in their efforts to restore the Rule of Law in the State of Libya;

Whereas the Parties expressed their intention to assist each other in order to achieve their mutual goals avoiding duplication of efforts;

Now therefore, the Parties hereto agreed as follows:

Article 1 Purpose

The purpose of this Working Arrangement is to establish operational cooperation between EUBAM Libya and MIASIT Libya.

Article 2 Areas of Cooperation

Areas of Cooperation are agreed jointly through the cooperation mechanism in the Working Arrangement. Policies and priorities under this Working Arrangement may also be jointly reviewed, as appropriate, by the Parties pursuant to Article 8 to allow the Parties to respond to newly emerging issues related to Libya.

The Parties agree to cooperate, within their respective mandates, with a view to supporting the relevant Libyan authorities in developing a comprehensive national security and strategy, especially in the sector of integrated border management and law enforcement. The cooperation will focus on capacity building and training of the Libyan Border Management Forces (land and maritime).

Cooperation between the Parties will also focus, in accordance with the respective mandates, in collaborating in fields such as safety and health protection.

Article 3 Mode of Cooperation

The cooperation of the Parties in the above-mentioned areas will consist of the following actions:

3.1 Exchange of best practices and experiences

EUBAM Libya and MIASIT Libya will share best practices and experiences in fulfilling their respective mandates.

3.2 Exchange of information

- a) EUBAM Libya and MIASIT Libya will share information, reports and operational analysis in accordance with the respective mandates, including but not limited to sharing best practices and lessons learnt in the area of advising, mentoring, training and capacity building.
- b) EUBAM Libya and MIASIT Libya will inform each other, at the moment of transfer of information or before, in case of any restriction on its use, deletion or destruction, including possible access restriction or specific terms.
- c) Where the need for such restrictions becomes apparent after the transfer, the Parties will inform each other of such restrictions in a timely manner.

d) The exchange of information as specified in this Working Arrangement will take place via the designated point of contact persons of the Parties.

3.3 Joint training

The Parties will develop joint training and invite each other to activities and projects they may organize, such as training sessions, seminars and workshops of common interest.

The Parties intend to explore opportunities to collaborate and coordinate in the development of training courses in accordance with their respective mandates. In particular, it will be considered the possibility of developing “train the trainers” courses for the Libyan security, and Border Management Forces.

The parties will foster and maintain operational cooperation, including, but not limited to, the collaboration within the capacity building support to safety, security and border management Libyan institution with operational needs/training.

Article 4 Organization of the Cooperation

The objectives of this Working Arrangement will be achieved through regular dialogue meetings between EUBAM Libya and MIASIT Libya.

The Parties appoint the following Points-of-Contact for the realization of the provisions of this Working Arrangement.

EUBAM Libya <u>@eubam-libya.eu</u>	MIASIT Libya Chief J7 miasit.j7@smd.difesa.it
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Article 5 Financial Implications

This Working Arrangement does not create or imply any obligations of a financial nature for any of the Parties.

Possible expenses and costs arising out the implementation of common activities and projects will be discussed and agreed in the context of each activity, and by means of specific written agreement between the Parties.

Article 6 Confidentiality

The Parties are obliged to treat all information and details in relation to the cooperation as

confidential and shall not disclose them to any third parties without the prior written consent of both Parties unless such information is already in public domain or required to be disclosed by law.

Should any of the Parties violate the above provision of confidentiality, the violating Party shall be responsible for the damage and further consequences caused for the other Party and is obliged to account for the costs of damage.

Article 7 Dispute Settlement

In the event of a dispute, controversy or claim arising out of or relating to this Working Arrangement, the Parties will promptly settle such dispute through direct negotiation.

Any dispute between the Parties concerning the interpretation or application of this Working Arrangement will be referred to Head of Mission of EUBAM Libya and the MIASIT Commander to find an equitable solution.

Article 8 Entry into Effect, Amendment, Suspension and Termination

This Working Arrangement will enter into effect on the date of its signature by both Parties and will be in effect until the expiration of either Parties' mandate unless terminated earlier in accordance with this working arrangement.

Each Party will promptly notify the other in writing of any anticipated or actual material changes that will affect the implementation of this Working Arrangement.

The Parties may amend this Working Arrangement by mutual consent expressed in writing at any time.

Either Party may suspend this Working Arrangement by giving 5 days written notice to the other Party. The Party suspending the Working Arrangement may end the suspension of the Working Arrangement by giving 5 days written notice to the other Party.

Either Party may terminate this Working Arrangement by giving 3 months' prior written notice to the other Party.

Article 9 Final provisions

This Working Arrangement represents the complete understanding between the Parties.

Any specific activity within the framework of this Working Arrangement will be subject to the availability of resources and the conclusion of separate arrangements, if necessary.

Nothing in this Working Arrangement will affect any of the privileges and immunities of either Party.

IN WITNESS WHEREOF, the duly authorized representatives of the Parties have signed two originals of this Working Arrangement.

**For the EUROPEAN UNION BORDER
ASSISTANCE MISSION IN LIBYA**

For MIASIT Libya

Ms. Natalina CEA

Brig. Gen. Roberto VERGORI

Head of Mission

Operation Commander

Date

Date