

**IMPLEMENTING ARRANGEMENT REGARDING  
SECURITY  
IN IMPLEMENTATION OF THE AGREEMENT BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF BULGARIA  
AND  
THE GOVERNMENT OF THE UNITED STATES OF AMERICA  
ON DEFENSE COOPERATION**

Pursuant to Article XXVI, Article XXX, paragraph 2, and Article XXXII, paragraph 6, of the "Agreement Between the Government of the Republic of Bulgaria and the Government of the United States of America on Defense Cooperation" signed in Sofia on 28 April 2006 (hereinafter "the Agreement");

Recognizing the sovereign prerogatives of the Republic of Bulgaria and its primary responsibility for force protection and external security for the agreed facilities and areas in the Republic of Bulgaria that may be used by United States forces pursuant to the Agreement; and

Recognizing the United States forces' responsibility for protection of the force,

The Government of the Republic of Bulgaria and the United States agree as follows:

1. In order to ensure maximum security, the appropriate Bulgarian and United States commanders shall coordinate, develop and implement security procedures. Such security procedures shall not affect the freedom of action of Bulgarian or United States forces and shall not create impediments in the execution of their operational duties.
2. Security within land-based agreed facilities and areas. United States forces may, in close coordination with Bulgarian military authorities: establish armed lookouts, patrols, sentries, and barricades; conduct vehicle and personnel searches; control access; and set parking and vehicle restrictions. While conducting security activities within agreed facilities and areas, United States forces are authorized to:
  - a. Carry and employ standard United States military weapons, both lethal and non-lethal, in order to provide security for all exclusive and joint-use facilities used by United States forces;
  - b. Request identification from and temporarily apprehend as appropriate persons demonstrating suspicious behavior or known to be planning illegal activity for immediate turnover to Bulgarian authorities;
  - c. After approval by Bulgarian authorities, employ a combination of flight restrictions, detection systems, combat air patrols and point defense systems, deemed appropriate by the United States forces, to provide security within specified airspace and other agreed areas;
  - d. Use security and force protection equipment, to include: chemical detection, biological detection, radiation detection, decontamination, and emergency response equipment, deemed safe for use by the United States.
  - e. In situations of heightened security and based upon procedures developed in accordance with paragraph 1, the senior United States commander at each installation may refuse entry to

the part of the installation where United States forces are garrisoned, operating or concentrated, and increase the local force protection condition in order to protect United States forces. As soon as practicable, the senior United States commander will inform the Bulgarian military commander of these actions.

3. In coordination with Bulgarian authorities, United States forces may use contracted civilian guards licensed by proper Bulgarian authorities to perform security duties at locations other than agreed facilities and areas, and to provide security for United States military aircraft, ships, and assets while at airfields and ports within the Republic of Bulgaria.

4. The Bulgarian Executive Agent in close cooperation with other Bulgarian authorities and United States forces shall take necessary measures to ensure the adequate security and protection of United States forces vessels while in Bulgarian ports and territorial waters.

5. United States forces Military Police. The United States forces military police may conduct courtesy patrols. Such courtesy patrols shall be conducted jointly with Bulgarian counterparts (military or civilian police) on public roads, on public transportation, in restaurants, and in other places frequented by United States forces, and take such measures with respect to the members of the United States force as are necessary to maintain order and discipline. The details regarding joint courtesy patrols shall be agreed upon between the Bulgarian authorities and the United States military authorities.

6. In the event of immediate danger or emergency, the United States forces are authorized to temporarily apprehend persons demonstrating suspicious behavior or known to be planning illegal activity on or in close proximity to an installation or facility used by the United States forces. The military authorities will immediately coordinate the transfer of any person temporarily detained, together with any weapons or other items seized, with the appropriate Bulgarian authorities.

7. Security for movement of United States forces within the Republic of Bulgaria. In order to protect United States forces, equipment, and materiel during movement outside of agreed facilities and areas, United States forces may, after coordination with Bulgarian authorities, provide armed security for United States forces during such movements. For this purpose, United States forces may use armed civilian guards. Any contracted civilian guards must be licensed by proper Bulgarian authorities.

8. Senior United States commanders and Bulgarian installation commanders, or their representatives, will develop coordinated plans to respond to security emergencies at each installation.

9. Personnel in possession of a United States Department of Defense Identification Card shall be allowed immediate access to agreed facilities and areas where United States forces are present. All personnel seeking access to installations where United States forces are present must follow installation access control procedures established by the senior United States military commander. The senior United States military commander will have final determination on permitting access to that portion of the installation used by United States forces.

10. United States forces and Bulgarian authorities will coordinate plans to assess and provide appropriate levels of security for critical infrastructure located outside the agreed facilities, installations and areas, which are inherently critical to the mission accomplishment of United States forces.

11. In order to minimize risks from explosive threats the Bulgarian authorities shall provide sufficient exclusion zones around agreed facilities and areas where United States forces are located, in order to achieve minimum United States forces stand off distances. Stand off distances are generally 45 meters from structures used by United States forces, and 25 meters from

existing or planned roadways and parking lots to structures (internal to the installation) used by United States forces.

12. Security of United States and Bulgarian classified facilities will be carried out in accordance with their respective regulations.

13. Security screening (vetting) program for ordinarily resident persons seeking employment with the United States forces and contract organizations. Applicants for local hire will provide their full name, date and place of birth, Bulgarian National Identification Number, and other information as required. The Bulgarian authorities will conduct appropriate background checks to include, but not limited to: criminal activity records, intelligence records, immigration records, and conviction records for all local hire applicants.

a. Bulgarian authorities will conduct appropriate security screening of individuals and contract organizations.

b. If contract organizations are not Bulgarian, the United States will supply information gained from its own security screening procedures to Bulgarian authorities. After this, Bulgarian authorities will conduct their own security screening procedures.

c. Bulgarian authorities will submit completed background checks on identified applicants, identified contract organizations and any other entities seeking business or employment with the United States forces to the appropriate United States hiring or contracting authorities.

d. Access to agreed facilities and areas may be withdrawn or denied by Bulgarian authorities for reasons of security or due to misconduct by an individual or by a contract organization. In such cases, Bulgarian authorities shall state the reasons in writing to the appropriate United States authorities.

e. After receipt of positive or favorable Bulgarian security background checks, United States forces will have final determination on suitability for employment in support of United States operations or interests.

f. Pursuant to Article XXX, paragraph 2 of the Agreement, the Bulgarian authorities will grant access within 10 working days, and in exceptional circumstances, no more than 15 working days, to individuals whose presence at a facility is required for the performance of a contract, if no adverse information is received from the responsible Bulgarian authority.

g. United States and Bulgarian security authorities will cooperate and exchange information to the maximum extent permissible under their respective laws and regulations, in order to affect prompt screening of prospective employees and contract organizations.

14. The Joint Commission shall oversee implementation of this Implementing Arrangement.

15. This Implementing Arrangement may be amended in writing at any time by mutual consent.

16. This Implementing Arrangement shall enter into force upon signature and remain in force unless terminated upon one year's written notice. In any event, this Implementing Arrangement shall terminate on the date the Agreement terminates, should that occur.

IN WITNESS THEREOF, the undersigned, being duly authorized, have signed this Implementing Arrangement.

DONE in Sofia, this 28<sup>th</sup> day of February 2008, in duplicate, in the Bulgarian and English languages, both texts being equally authentic.

**FOR THE GOVERNMENT  
OF THE REPUBLIC OF BULGARIA**

**FOR THE UNITED STATES**