

DEPARTMENT OF DEFENSE**Office of the Secretary**

[Transmittal Nos. 09–31]

36(b)(1) Arms Sales Notification**AGENCY:** Department of Defense, Defense Security Cooperation 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. B. English, DSCA/DBO/CFM, (703) 601–3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 09–31 with attached transmittal and policy justification.

Dated: July 17, 2009.

Patricia L. Toppings,
OSD Federal Register Liaison Officer,
Department of Defense.

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Transmittal No. 09-31

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

- (i) **Prospective Purchaser:** Kuwait
- (ii) **Total Estimated Value:**
- | | |
|--------------------------|----------------------|
| Major Defense Equipment* | \$ 0 million |
| Other | <u>\$314 million</u> |
| TOTAL | \$314 million |
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** upgrade the Desert Warrior Fire Control System with Gunner's Integrated TOW System (GITS II) hardware that includes installation of the Improved Thermal Sight System 2nd Generation Forward-Looking Infrared Radar, spare and repair parts, support equipment, publications and technical documentation, test equipment, personnel training and training equipment, U.S. Government and contractor technical and logistics personnel services and other related elements of program support.
- (iv) **Military Department:** Army (ULH)
- (v) **Prior Related Cases, if any:** none
- (vi) **Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid:** none
- (vii) **Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:** None
- (viii) **Date Report Delivered to Congress:**

JUL 08 2009

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

POLICY JUSTIFICATION

Kuwait – Upgrade Desert Warrior Fire Control System with GITS II

The Government of Kuwait has requested a possible sale to upgrade the Desert Warrior Fire Control System with Gunner's Integrated TOW System (GITS II) hardware that includes installation of the Improved Thermal Sight System 2nd Generation Forward-Looking Infrared Radar, spare and repair parts, support equipment, publications and technical documentation, test equipment, personnel training and training equipment, U.S. Government and contractor technical and logistics personnel services and other related elements of program support. The estimated cost is \$314 million.

This proposed sale will contribute to the foreign policy and national security of the United States by helping to improve the security of a friendly country which has been, and continues to be, an important force for political stability and economic progress in the Middle East.

The Government of Kuwait will use the upgraded Desert Warrior Infantry Fighting Vehicle for protecting its borders. The upgrade will provide Kuwait's infantry with an advanced target acquisition and destruction capability, and will also improve the vehicles' operational readiness. The proposed sale will provide for the defense of vital installations, and its ground forces. Kuwait will have no difficulty absorbing this upgrade into its armed forces.

The proposed sale of this upgrade will not alter the basic military balance in the region.

The principal contractor will be Raytheon Company Network Centric Systems in McKinney, Texas. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require the assignment of five (5) contractor representatives to Kuwait for a period of five (5) years to accomplish the requested upgrade.

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