

## POLICY JUSTIFICATION

### Japan - PATRIOT Advanced Capability-3 (PAC-3) Guided Missiles

The Government of Japan has requested a possible sale of 20 PATRIOT Advanced Capability-3 (PAC-3) (10 packs containing 2 missiles each) guided missiles, support equipment, modification kits, fire solution computer, publications, personnel training, spare and repair parts, supply support, U.S. Government and contractor technical assistance and other related elements of logistics support. The estimated cost is \$79 million.

Japan is one of the major political and economic powers in East Asia and the Western Pacific and a key ally of the United States in ensuring the peace and stability of that region. It is vital to the U.S. national interest to assist Japan to develop and maintain a strong and ready self-defense capability, which will contribute to an acceptable military balance in the area. This proposed sale is consistent with these U.S. objectives and with the 1960 Treaty of Mutual Cooperation and Security.

This proposed sale is in support of a PATRIOT PAC-3 ground systems co-production program. The proposed sale will provide Japan with an effective, state-of-the-art, anti-tactical missile capability and will greatly improve the defense posture of Japan. Japan will have no difficulty absorbing these PAC-3 missiles into its inventory.

The proposed sale of this equipment and support will not affect the basic military balance in the region.

The prime contractor will be Lockheed-Martin in Dallas, Texas. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require the assignment of two U.S. Government and eight contractor representatives to Japan following delivery of the missiles.

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

[FR Doc. 04-20729 Filed 9-14-04; 8:45 am]

BILLING CODE 5001-06-C

#### DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal No. 04-22]

#### 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. J. Hurd, DSCA/OPS-ADMIN, (703) 604-6575.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittal 04-22 with attached transmittal and policy justification.

Dated: September 9, 2004.

**L. M. Bynum,**

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

BILLING CODE 5001-06-M



## DEFENSE SECURITY COOPERATION AGENCY

WASHINGTON, DC 20301-2800

7 SEP 2004

**In reply refer to:  
I-04/007890**

**The Honorable J. Dennis Hastert  
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, as amended, we are forwarding herewith Transmittal No. 04-22, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Pakistan for defense articles and services estimated to cost \$78 million. Soon after this letter is delivered to your office, we plan to notify the news media.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "J. B. Kohler".

**JEFFREY B. KOHLER  
LIEUTENANT GENERAL, USAF  
DIRECTOR**

**Enclosures**

- 1. Transmittal No. 04-22**
- 2. Policy Justification**

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

**Transmittal No. 04-22****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:** Pakistan
- (ii) **Total Estimated Value:**
- |                          |                     |
|--------------------------|---------------------|
| Major Defense Equipment* | \$ 0 million        |
| Other                    | <u>\$78 million</u> |
| <b>TOTAL</b>             | <b>\$78 million</b> |
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** Harris High Frequency/Very High Frequency radio systems, which include 1,635 20-Watt High Frequency (HF) Man Packs, 1,635 20-Watt HF Vehicular Systems, 50 150-Watt HF Vehicular Systems, six (6) 400-Watt HF Base Station Systems, two (2) Radio Frequency Remote Control Systems, ancillary equipment, spare and repairs parts, support equipment, personnel training and training equipment, publications, U.S. Government and contractor engineering and logistics services and other related elements of program support.
- (iv) **Military Department:** Army (VLY)
- (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:** 7 SEP 2004

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

## POLICY JUSTIFICATION

### Pakistan – HF/VHF Radio Systems

**The Government of Pakistan has requested a possible sale for Harris High Frequency/Very High Frequency radio systems, which include 1,635 20-Watt High Frequency (HF) Man Packs, 1,635 20-Watt HF Vehicular Systems, 50 150-Watt HF Vehicular Systems, six (6) 400-Watt HF Base Station Systems, two (2) Radio Frequency Remote Control Systems, ancillary equipment, spare and repairs parts, support equipment, personnel training and training equipment, publications, U.S. Government and contractor engineering and logistics services and other related elements of program support. The estimated cost is \$78 million.**

**This proposed sale will contribute to furthering the foreign policy and national security of the United States by helping a friendly country provide for its own security against terrorist activity along its porous borders.**

**The radios will enable Pakistan to improve on its capability to provide current and updated intelligence between patrols and higher headquarters. Also, the radios will increase interoperability between Pakistan and the U.S. and coalition forces assisting in the efforts to curtail and eliminate terrorist activities. Pakistan will have no difficulty absorbing this equipment into its armed forces.**

**The proposed sale of this equipment and support will not affect the basic military balance in the region.**

**The prime contractor is Harris Corporation of Rochester, New York. There are no known offset agreements proposed in connection with this potential sale.**

**Implementation of this proposed sale will require the assignment of a contractor field service representative up to two years to Pakistan. There will be two contractor representatives to provide training and several U.S. Government and contractor representatives will participate in program management and technical reviews for up to four weeks.**

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

[FR Doc. 04–20730 Filed 9–14–04; 8:45 am]  
BILLING CODE 5001–06–C

#### DEPARTMENT OF DEFENSE

##### Office of the Secretary

##### Renewal of the Defense Intelligence Agency Advisory Board

**AGENCY:** Department of Defense.

**ACTION:** Notice.

**SUMMARY:** The Defense Intelligence Agency Advisory Board (DIA/AB) has been renewed in consonance with the public interest, and in accordance with the provisions of Public Law 92–463, the “Federal Advisory Committee Act.”

The DIA/AB will provide the Director, Defense Intelligence Agency (DIA) with expertise and advice on current and long-term operational and intelligence matters covering the total range of DIA’s mission. The DIA/AB will address the

top priorities for the DIA intelligence mission.

The Board will be composed of not more than 20 members and include officials of other government agencies or departments, senior officials from large and small corporations, private consultants, and senior members of the academic community.

**FOR FURTHER INFORMATION CONTACT:**

Please contact Jane McGehee, Defense Intelligence Agency, telephone: 703–693–9567.

Dated: September 8, 2004.

**L.M. Bynum,**

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

[FR Doc. 04–20725 Filed 9–14–04; 8:45 am]

BILLING CODE 5001–06–M

#### DEPARTMENT OF DEFENSE

##### Office of the Secretary

##### Manual for Courts-Martial; Proposed Amendments

**AGENCY:** Joint Service Committee on Military Justice (JSC).

**ACTION:** Notice of proposed amendments to the Manual for Courts-Martial, United States (2002 ed.) and notice of public meeting.

**SUMMARY:** The Department of Defense is considering recommending changes to the Manual for Courts-Martial, United States (2002 ed.) (MCM). The proposed changes constitute the 2004 annual review required by the MCM and DoD Directive 5500.17, “Role and Responsibilities of the Joint Service Committee (JSC) on Military Justice,” May 3, 2003. The proposed changes concern the rules of procedure and evidence and the punitive articles