

Pursuant to Article IV A & B of the Agreement, through an exchange of Diplomatic Notes in October, 2005, the Government of the United States of America and the Government of the Republic of Nicaragua agreed to extend the Agreement for an additional five years and to amend Article II of the Agreement:

#### **ARTICLE II Revised 2005**

- A. The Government of the Republic of Nicaragua will use its best efforts to permit the exchange of its archaeological materials according to the procedures established by the National Legislature and under circumstances in which such exchange does not jeopardize its cultural patrimony.
- B. Representatives of the Government of the United States of America will participate in joint efforts with representatives of the Government of the Republic of Nicaragua to publicize this Agreement.
- C. The Government of the United States of America will use its best efforts to facilitate technical assistance to Nicaragua in cultural resource management and security of archaeological materials, under existing programs in the public and/or private sectors in the United States.
- D. Both Governments will seek to encourage academic institutions, non-governmental institutions, and other private organizations to cooperate in the interchange of knowledge and information about the cultural patrimony of Nicaragua, and to collaborate in the preservation and protection of such cultural patrimony through appropriate technical assistance, training, and resources.
- E. The Government of the Republic of Nicaragua will seek to develop professional training programs for archaeological and museum staff and public institution administrators responsible for cultural patrimony, and the Government of the United States of America shall provide information on request regarding sources of assistance and expertise available through existing programs.
- F. While enforcing the existing laws, the Nicaraguan authorities will endeavor to undertake a comprehensive review of the laws governing the discovery, use, transfer, and protection of archaeological resources and materials, and clarify and strengthen them where necessary. As a priority measure, the Government of Nicaragua will review, revise, and institute sentencing guidelines and penalties, to ensure that crimes against the cultural heritage are investigated, prosecuted, and adjudicated consistently and predictably.
- G. Both Governments agree that, in order for United States import restrictions to be fully successful in thwarting pillage, the Government of the Republic of Nicaragua will intensify its efforts to prevent the illegal sale and export of archaeological objects, especially at ports of transit and shipment; and endeavor to strengthen cooperation within Central America, and especially with neighboring states, for the protection of the cultural patrimony of the region.
- H. The Government of the Republic of Nicaragua agrees that it will inform the Government of the United States of America annually of steps it has taken toward meeting the terms of this Agreement.