

From:	WHA-Staffers <WHA-Staffers@state.sgov.gov>	
To:	Kozak, Michael G (b)(6)@state.sgov.gov>	
CC:	(b)(6)@state.sgov.gov>; (b)(6)@state.sgov.gov>; WHA-Staffers <WHA-Staffers@state.sgov.gov>	Declassified By: Winkle Nemeth, Senior Reviewer, A/GIS/IPS Declassified Date: 3/3/2026
Subject:	SBO CLEARANCE: Guatemala Memcon	
Date:	Tue, 18 Feb 2025 15:45:50 +0000	

SBO Kozak,

Requesting your clearance on the memcon attached. If you make any edits, please save to your computer and email back as an attachment.

- WHA Staffers

Official - Sensitive

SECRET

Classified By: Michael Kozak - SBO, Office:WHA, Agency:U.S. Department of State

Declassify On: 2/18/2050

Reasons: Derived Per DSCG.

Sender:	WHA-Staffers <WHA-Staffers@state.sgov.gov>
Recipient:	Kozak, Michael G (b)(6)@state.sgov.gov>; (b)(6)@state.sgov.gov>; (b)(6)@state.sgov.gov>; WHA-Staffers <WHA-Staffers@state.sgov.gov>

Withheld pursuant to exemption

(b)(1)(1.4)(b); (b)(1)(1.4)(d); (b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(1)(1.4)(b); (b)(1)(1.4)(d); (b)(5) DPP

Withheld pursuant to exemption

(b)(1)(1.4)(b); (b)(1)(1.4)(d); (b)(5) DPP

Withheld pursuant to exemption

(b)(1)(1.4)(b); (b)(1)(1.4)(d); (b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP; (b)(5) AWP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP; (b)(5) AWP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) AWP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP; (b)(5) AWP



U.S. Department of State
FEDERAL ASSISTANCE AWARD

1. Recipient Name JP MORGAN CHASE BANK		2. Assistance Type: ☐ Cooperative Agreement ☐ Fixed Amount Award ☒ Grant ☐ Property Grant ☐ Voluntary Contribution	
3. Address CONVERSION CHARLESTON-FV, SC 29415 USA			
4. Recipient POC: Minister of Foreign Affairs Phone Number: (b)(6) Email: (b)(6)@rree.gob.sv.			
5. Type of Entity Foreign Government	6. Unique Entity Identifier	7. EIN/ TIN *****	
8. Assistance Listing Number 19.703	9. Statutory Authority for Assistance Foreign Assistance Act	10. Award Number SINLEC25GR0132	
11. Period of Performance Start Date 2025-03-25 End Date 2026-03-24		12. Amendment Number	
13. Accounting and Appropriation Data 1900-2024-2025-1911451022000J-2071-INL-2787-- SINLEC25GR0132-4121-IN13USDA-019400-----SLV-PS.9 \$4,760,000.00		14. Funds Certified By	
Funding Distribution			
15.	Total Prior Costs	New Costs	Total Cost
U.S. Share of Costs		\$4,760,000.00	\$4,760,000.00
Recipient Share of Costs		\$0.00	\$0.00
Total Costs		\$4,760,000.00	\$4,760,000.00
16. Purpose of the Federal Award Activity Purpose and Structure of Arrangement Between the Department and the Government of El Salvador (GOES) Resulting in a Letter Grant.			
17. Specific Award Conditions ☐ Attached			
Agreement			
The recipient agrees to execute the work in accordance with the Notice of Award, the approved application incorporated herein by reference or as attached, and 2 CFR Parts 200 and 600 including any subsequent revisions.			
18a. Recipient Name		19a. Grants Officer Name (b)(6)	
18b. Recipient Signature		19b. Grants Officer Signature (b)(6) (electronically signed)	
18c. Title	18d. Date (dd-mmm-yyyy)	19c. Bureau/Office/Post DEPARTMENT OF STATE - MGMT SYSTEMS DIV (INI /RM/MS)	19d. Date (dd-mmm-yyyy) 2025-03-24
By signing this Federal award, the recipient acknowledges that it will comply with Federal regulations, the Terms and Conditions, and any Special Award Conditions associated with this award. Receipt of the recipient's signature and return of the Federal Award Coversheet is required within ten (10) business days of the Grants Officer's signature. Please return to the Grants Officer address indicated here:			



THE MINISTRY OF FOREIGN AFFAIRS
OF THE REPUBLIC OF EL SALVADOR

Antiguo Cuscatlán, March 14, 2025.

To the Honorable Embassy of the United States of America:

In response to your Diplomatic Note No. 2025-068, regarding the transfer of two individuals identified as members of the terrorist organization MS-13 (Cesar Antonio Lopez Larios and Cesar Eliseo Sorto Amaya), as well as individuals designated by the United States as members of the foreign terrorist organization "Tren de Aragua," we wish to communicate the following:

The Ministry of Foreign Affairs of the Republic of El Salvador reaffirms its commitment to assist the United States in combating terrorism and promoting peace and freedom across our nations, while upholding human rights. In this context, we respectfully:

Agree to the transfer of the two individuals mentioned above, who are members of MS-13.

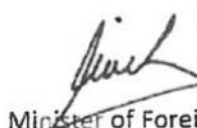
Express our readiness to accommodate approximately 300 members of the foreign terrorist organization "Tren de Aragua," currently detained by the United States. The Republic of El Salvador confirms it will house these individuals for one (1) year, pending further decisions on their long-term disposition.

Furthermore, we assure you that the reception of these individuals will be conducted in accordance with Salvadoran law and international obligations, including adherence to the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, of which we have been a signatory since May 19, 1994.

We also wish to express our appreciation for the United States offer of in-kind and financial support to El Salvador in recognition of this cooperation.

In closing, we take this opportunity to reiterate our highest esteem and consideration for the Honorable Embassy of the United States of America.




Minister of Foreign Affairs
Republic of El Salvador



Classified By: Michael G. Kozak, WHA Senior
Bureau Official

Reasons: 1.4(b) & (d), E.O. 13526

Declassify On: Exempt from auto declass sec.
3.3(b)(6), foreign government information,
consult with El Salvador prior to
declassification.

From: (b)(6)W@state.gov>
To: (b)(6)@state.gov>;
(b)(6)@state.gov>;
(b)(6)@state.gov>;
(b)(6)@state.gov>
CC: (b)(6)@state.gov>
Subject: RE: URGENT rough review of cable for STCA
Date: Mon, 10 Feb 2025 17:42:20 +0000

(b)(5)
DPP

I've not heard anything further on it. The note from Julie Stufft (CA's SBO) indicates that the WH wanted (b)(6) and that regional bureaus are giving their country list today.

—SENSITIVE BUT UNCLASSIFIED—

From: (b)(6)@state.gov>
Sent: Monday, February 10, 2025 12:25 PM
To: (b)(6)@state.gov>; (b)(6)@state.gov>; (b)(6)
(b)(6)@state.gov>; (b)(6)@state.gov>
Cc: (b)(6)@state.gov>
Subject: RE: URGENT rough review of cable for STCA

Hi guys – Any idea where this cable stands today? (b)(5) DPP
(b)(5) DPP

I haven't heard a word about this effort from WHA but could ask.

Best,

(b)(6)

—SENSITIVE BUT UNCLASSIFIED—

From: (b)(6)@state.gov>
Sent: Monday, February 10, 2025 12:17 PM
To: (b)(6)@state.gov>
Subject: FW: URGENT rough review of cable for STCA

~~SENSITIVE BUT UNCLASSIFIED~~

From: (b)(6)@state.gov>
Sent: Monday, February 10, 2025 10:38 AM
To: (b)(6)@state.gov>
Subject: FW: URGENT rough review of cable for STCA

~~SENSITIVE BUT UNCLASSIFIED~~

From: (b)(6)
Sent: Friday, February 7, 2025 12:05 PM
To: (b)(6)@state.gov>
Cc: (b)(6)@state.gov>; (b)(6)@state.gov>
Subject: RE: URGENT rough review of cable for STCA

One last thought:

(b)(5) DPP

From: (b)(6)
Sent: Friday, February 7, 2025 12:02 PM
To: (b)(6)@state.gov>
Cc: (b)(6)@state.gov>; (b)(6)@state.gov>
Subject: RE: URGENT rough review of cable for STCA

Many thanks, (b)(6) I have added some edits and comments in the shared document. The key points in my mind are:

(b)(5) DPP

(b)(5) DPP

Hope this all helps. Happy to discuss further if useful.

Regards, (b)(6)

From: (b)(6)@state.gov>
Sent: Friday, February 7, 2025 10:58 AM
To: (b)(6)@state.gov>
Cc: (b)(6)@state.gov>; (b)(6)@state.gov>
Subject: FW: URGENT rough review of cable for STCA

(b)(5) DPP; (b)(6)

(b)(6)
Deputy Assistant Legal Adviser – Visas
Office of the Legal Adviser – Consular Affairs
U.S. Department of State

(b)(6)

— SENSITIVE BUT UNCLASSIFIED —

From: (b)(6)
Sent: Friday, February 7, 2025 8:14 AM
To: (b)(6)@state.gov>
Cc: (b)(6)@state.gov>
Subject: RE: URGENT rough review of cable for STCA

And here is a linked version of the draft with some comments from me: ☒ [Draft STCA ALDAC \(L Comments\).docx](#)

(b)(6)
Deputy Assistant Legal Adviser – Visas
Office of the Legal Adviser – Consular Affairs
U.S. Department of State

(b)(6)

From: (b)(6)
Sent: Friday, February 7, 2025 8:03 AM
To: (b)(6)@state.gov>
Cc: (b)(6)@state.gov>
Subject: FW: URGENT rough review of cable for STCA

Good morning, (b)(6) CA sent us a very rough draft of an ALDAC for posts to pursue safe third country agreements. (b)(5) DPP; (b)(6)
I'm reviewing now, but would L/HRR also want to give a quick chop at this point?

(b)(6)

(b)(6)

Deputy Assistant Legal Adviser – Visas
Office of the Legal Adviser – Consular Affairs
U.S. Department of State

(b)(6)

From: (b)(6)@state.gov>

Sent: Thursday, February 6, 2025 6:59 PM

To: (b)(6)@state.gov>; (b)(6)@state.gov>; (b)(6)

(b)(6)@state.gov>

Cc: (b)(6)@state.gov>; (b)(6)@state.gov>; (b)(6)

(b)(6)@state.gov>

Subject: URGENT rough review of cable for STCA

(b)(6) after the WH call today, (b)(5) DPP

(b)(5) DPP

(b)(5) DPP

(b)(5) Regional bureaus are giving their country list on Monday, so realistically this cable would go out Tuesday or Wednesday.

Could you take a look and offer your comments by 10am tomorrow? It's okay if we still have open questions – this is just a first rough draft. But I suspect you can make it better. (b)(6)

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

(b)(5) DPP

~~SENSITIVE BUT UNCLASSIFIED~~

Sender:	(b)(6)@state.gov>
Recipient:	(b)(6)@state.gov>;
	(b)(6)@state.gov>;
	(b)(6)@state.gov>;
	(b)(6)@state.gov>;
	(b)(6)@state.gov>

From: (b)(6)@state.gov>
To: (b)(6)@state.gov>;
(b)(6)@state.gov>;
(b)(6)@state.gov>;
(b)(6)@state.gov>;
(b)(6)@state.gov>;
(b)(6)@state.gov>
CC: (b)(6)@state.gov>
Subject: RE: Short Fuse Input by 4:30: For NSC STCA Demarche
Date: Mon, 10 Feb 2025 20:27:45 +0000

(b)(5) DPP Attaching the comments we provided previously – there's a link in the message to a shared document that includes edits to the cable in addition to the narrative comments.

~~— SENSITIVE BUT UNCLASSIFIED —~~

From: (b)(6)@state.gov>
Sent: Monday, February 10, 2025 3:10 PM
To: (b)(6)@state.gov>; (b)(6)@state.gov>;
(b)(6)@state.gov>; (b)(6)@state.gov>; (b)(6)
(b)(6)@state.gov>
Cc: (b)(6)@state.gov>; (b)(6)@state.gov>
Subject: RE: Short Fuse Input by 4:30: For NSC STCA Demarche
+ (b)(6)

~~— SENSITIVE BUT UNCLASSIFIED —~~

From: (b)(6)@state.gov>
Sent: Monday, February 10, 2025 3:09 PM
To: (b)(6)@state.gov>; (b)(6)
(b)(6)@state.gov>; (b)(6)@state.gov>; (b)(6)
(b)(6)@state.gov>; (b)(6)@state.gov>
Subject: FW: Short Fuse Input by 4:30: For NSC STCA Demarche

All – what has historically been the division of labor within L for STCAs?

(b)(6)

Attorney-Adviser
Office of the Legal Adviser, L/CA
United States Department of State

Office: (b)(6)

Cell: (b)(6)

~~SENSITIVE BUT UNCLASSIFIED~~

From: (b)(6)

All State Emails

Sent: Monday, February 10, 2025 3:06 PM

To: (b)(6)

(b)(6)

Subject: RE: Short Fuse Input by 4:30: For NSC STCA Demarche

+ (b)(6) in L/T as well.

(b)(6)

Attorney-Adviser
Office of the Legal Adviser, L/CA
United States Department of State

Office: (b)(6)

Cell: (b)(6)

From: (b)(6)@state.gov>

All State Emails

Sent: Monday, February 10, 2025 2:18 PM

To: (b)(6)

(b)(6)

(b)(6)

Subject: RE: Short Fuse Input by 4:30: For NSC STCA Demarche

+ (b)(6) from L/CA.

(b)(6)

Attorney-Adviser

U.S. Department of State

Office of the Legal Adviser, Consular Affairs

(b)(6)@state.gov

CONFIDENTIALITY NOTICE:

The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this message or its attachments is strictly prohibited.

~~SENSITIVE BUT UNCLASSIFIED~~**From:** (b)(6)@state.gov>

All State Emails

Sent: Monday, February 10, 2025 1:26 PM**To:** (b)(6)

(b)(6)

Subject: Short Fuse Input by 4:30: For NSC STCA Demarche

I'm sending you all the draft demarche on Safe Third Country Agreements with very initial L and NSC input. As I've mentioned to some of you, (b)(5) DPP

(b)(5) DPP

(b)(5) DPP

b)(5) DPP	Please add comments/thoughts by 4:30 pm
as we'll be sending it back to NSC at 5.	

This is what would go to

(b)(5) DPP

I'll be working on it shortly and expanding the language to include all (b)(5) DPP

(b)(5) DPP

(b)(5) DPP

 Feb 10 2025 SafeThird Country Agreements Demarche for HSC.docx

Thanks!

(b)(6)

(b)(6)

*Visa Office Senior Advisor for Afghanistan Issues and Removals
Bureau of Consular Affairs*

(b)(6)@state.gov

(b)(6)

~~SENSITIVE BUT UNCLASSIFIED~~

Sender: (b)(6)@state.gov>

(b)(6)@state.gov>;

(b)(6)@state.gov>;

(b)(6)@state.gov>;

Recipient: (b)(6)@state.gov;

@state.gov>;

(b)(6)@state.gov>;

(b)(6)@state.gov>

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) AWP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) AWP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) AWP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) AWP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) AWP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

March 22, 2025

Ministry of Foreign Relations of El Salvador
Blvd. Cancillería , Calle El Pedregal, Antiguo Cuscatlan
La Libertad, El Salvador C.A

On behalf of the United States, I am pleased to inform you that, under the authority contained in the Foreign Assistance Act of 1961 (FAA), including sections 481 and 635 of that Act, the Government of the United States of America, through the Bureau of International Narcotics and Law Enforcement Affairs (INL), of the U.S. Department of State, hereby provides a sum of \$4,760,000 through this grant agreement for El Salvador's law enforcement and anticrime needs, which may include costs associated with the detention of members of the Foreign Terrorist Organization Tren de Aragua (TdA), whom El Salvador accepted from the United States. Your countersignature of this letter and the accompanying DS-1909 Federal Assistance Award coversheet acknowledges acceptance of these funds and your agreement to comply with the terms and conditions set forth in this letter.

On March 14, 2025, the Government of El Salvador (GOES) communicated its willingness to accept and house approximately 300 members of TdA removed for up to one year or until another decision is made on their disposition. The purpose of this grant is to provide funds to be used by Salvadoran law enforcement and corrections agencies for its law enforcement needs, which include costs associated with detaining the 238 TdA members recently deported to El Salvador.

The GOES shall not transfer any part of the funds provided under this grant to a third party or use funds for any purpose other than costs described above, subject to the terms and conditions identified in this grant agreement. Funds provided under this grant will be deposited into the GOES bank account using the following banking data:

U.S. Intermediate Bank: JP Morgan Chase Bank

BIC: CHASU33

ABA: (b)(4); (b)(7)(A)

Beneficiary Bank: Central Reserve Bank of El Salvador

BIC: CENRSVSS

Account Number: (b)(4);
(b)(7)(A)

Final Bank: General Directorate of the Treasury

Account Number: (b)(4);
(b)(7)(A)

Account: R DE H-DGT-ATENCIÓN A OTROS SERVICIOS

Additional terms and conditions of this grant are outlined in the attached Annex, which is incorporated into this letter by reference. The GOES further agrees to exercise due diligence to ensure compliance with section 620M of the FAA and Department of State policy, and to cooperate with the Department of State in the implementation of this requirement. At least 30 days prior to using these funds to provide assistance to any security force unit, the GOES agrees to identify such unit to the Department of State. The GOES agrees not to provide this assistance to any unit identified by the Department of State as prohibited under section 620M of the FAA.

The GOES agrees that no part of the funds provided by this grant will: a) be used in transactions with, or to provide resources or support to, individuals and organizations designated pursuant to Executive Order 13818 for being foreign persons who are current or former government officials, or persons acting for or on behalf of such an official, who are responsible for or complicit in, or have directly or indirectly engaged in corruption, including the misappropriation of state assets, the expropriation of private assets for personal gain, corruption related to government contracts or the extraction of natural resources, or bribery; or b) be used in transactions with, or to provide resources or support to, individuals and organizations associated with terrorism, including any individual or entity designated under United States Executive Order 13224 (a list of these names can be found on the following website <http://www.treasury.gov/ofac/downloads.sdnlist.pdf>), except as authorized under U.S. law or to support the detention of such individuals, including TdA members removed from the United States.

Further, GOES agrees that no part of the funds provided by this grant will be used in transactions with, or to provide resources or support to or through, a known drug trafficker in accordance with section 487 of the Foreign Assistance Act of 1961 (FAA).

The GOES will provide, within six months following the end of each calendar year, a comprehensive report of financial activity related to the funding provided through this agreement. The GOES will provide, upon request, additional reports of financial transaction-level activity related to the funding provided through this agreement as requested by the United States.

This agreement may be amended in writing if agreed to by both the Government of the United States and the Government of El Salvador.

The above agreement as memorialized in this letter is not an international agreement and any rights or obligations arising from it do not arise under international law. Any issue or dispute related to the agreement, including the legal obligations of the parties are to be

resolved solely through consultations between the Ministry of Foreign Relations of El Salvador and the Department of State. The Department of State does not assume liability for any third-party claims for damages arising out of this award.

Please counter-sign, as indicated below, and return this letter as soon as possible. Our receipt of this letter with your countersignature, indicating your acceptance of the terms and conditions of this letter, will serve as the official U.S. obligation of funds. The funds provided herein will be transferred to the GOES as soon as practicable following my receipt of your acceptance. The purpose of this grant, which is to support costs related to detention of members of TdA, will be met upon disbursement.

Sincerely,

Frank C
Weiland

Digitally signed by Frank
C Weiland
Date: 2025.03.22
17:00:14 -04'00'

F. Cartwright Weiland
Senior Bureau Official
Bureau of International Narcotics and Law
Enforcement Affairs

(b)(6)

Countersignature

Minister of Foreign Affairs

Title

Date

Attachment: Annex – Additional Terms and Conditions

Annex – Additional Terms and Conditions

1. GOES agrees that none of the funds awarded under this agreement may be made available to encourage, mobilize, publicize, or manage mass-migration caravans towards the United States southwest border. Funds may not be made available for legal counseling on the United States asylum process, or for referrals to legal representation in the United States.
2. GOES agrees that funds may not be made available for legal counseling on the United States asylum process; and/or for referrals to legal representation in the United States.
3. GOES agrees that none of the funds awarded under this agreement may be made available for subawards, direct financial support, or otherwise used to provide any payment or transfer to United Nations Relief and Works Agency (UNRWA).
4. GOES agrees that none of the funds provided under this agreement may be used to lobby for or against abortion. The GOES agrees that none of the funds provided under this agreement may be used to pay for the performance of abortion as a method of family planning or to motivate or coerce any person to practice abortions.
5. GOES agrees that none of the funds awarded under this agreement may be used for any initiatives or programs, or any activities that do not comply with Executive Order 14173 titled Ending Illegal Discrimination and Restoring Merit-Based Opportunity. By signing the letter, the Recipient certifies the following: 1) Its compliance in all respects with all applicable Federal anti-discrimination laws is material to the government's payment decisions for purposes of section 3729(b)(4) of title 31, United States Code and; 2) It does not operate any programs promoting Diversity, Equity, and Inclusion that violate any applicable Federal anti-discrimination laws.

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)



~~CONFIDENTIAL//FGI//MOD~~

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Republic of El Salvador and has the honor to request that El Salvador accept, by March 14, 2025, César Antonio Lopez Larios, Mara Salvatrucha (MS-13) gang leader requested by President Bukele, César Eliseo Sorto Amaya, MS-13 gang leader convicted of murder in El Salvador, and up to 500 Venezuelan Tren de Aragua (TdA) members.

The United States understands that El Salvador will take these actions in accordance with its authorities under Salvadoran domestic law, and in a manner that is consistent with El Salvador's international legal obligations regarding human rights and treatment of prisoners, including the Convention Against Torture. Further, with regard to the TdA members, the United States understands El Salvador intends to accommodate them for a duration of one year unless or until a determination concerning their long-term disposition is made.

~~[CONFIDENTIAL//FGI//MOD]~~
DIPLOMATIC NOTE

~~CONFIDENTIAL//FCI//MOD~~

-2-

In recognition of El Salvador's assistance on this matter, and in order to advance the shared objective of advancing the anti-crime and anti-drug objectives of our countries, the United States intends, consistent with U.S. domestic legal requirements to provide in-kind and financial support to the Government of El Salvador.

This note serves as 24-hour notice of the arrival of the Lopez Larios, Amaya, and up to 500 Venezuelan TdA members.

The United States requests the Ministry of Foreign Affairs of the Republic of El Salvador confirm receipt of this diplomatic note and provide a response to the Embassy of the United States of America confirming that it shares the understandings set forth in this note.

The Embassy avails itself of this opportunity to express to the Ministry of Foreign Affairs the renewed assurances of its highest consideration.

Embassy of the United States of America,

San Salvador, March 13, 2025.

Classified By: Michael G. Kozak, WHA Senior Bureau Official

Reasons: 1.4(b) & (d), E.O. 13526

Declassify On: Exempt from auto declass sec. 3.3(b)(6), foreign government information, consult with El Salvador prior to declassification.

Declassified by Michael G. Kozak
Senior Bureau Official
Western Hemisphere Affairs
Declassified on: 20250509

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP; (b)(5) AWP

Withheld pursuant to exemption

(b)(5) DPP; (b)(5) ACP; (b)(5) AWP; (b)(6)



United States Department of State

Washington, DC 20520

~~SENSITIVE BUT UNCLASSIFIED~~

March 24, 2025

Action Memo for the Secretary

FROM: INL – F. Cartwright Weiland, SBO

SUBJECT: ~~(SBU)~~ Use the International Narcotics Control and Law Enforcement (INCLE) “Notwithstanding Authority” to Expedite Payment to El Salvador for Assistance in Detaining Criminal Actors Removed from U.S.

~~(SBU)~~ **Recommendation:** That you approve the use of the notwithstanding authority in Section 481 of the Foreign Assistance Act to immediately send \$4.76 million to the Government of El Salvador for costs associated with the detention of 238 Tren de Aragua gang members. (Approve/Disapprove by 03/21/25).

Decision: ☐ Approve ☐ Disapprove ☐ Discuss

Background

~~(SBU)~~ On March 19, you approved the use of up to \$15 million in FY 2024 INCLE Central America Regional Security Initiative (CARSI) funds to provide direct budgetary assistance to the Government of El Salvador (GOES) to support costs associated with the detention of Venezuelan Tren de Aragua (TdA) members previously held in the United States.

~~(SBU)~~ Now that 238 TdA members have been removed to El Salvador, we are seeking permission to immediately send payment of an initial \$4.76 million (\$20,000 multiplied by 238 individuals) to the GOES. To send this payment expeditiously, you would need to rely upon Section 481(a)(4) of the Foreign Assistance Act (colloquially known as the INCLE “notwithstanding authority”) to overcome the 15-day congressional notification requirement with respect to this payment. Although reliance on

-2-

such "notwithstanding" provisions is rare due to concerns about Congressional relations and future funding, it has been done before. The same considerations identified in the previous action memo related to the potential reactions of Congress to the use of this INCLE "notwithstanding" authority are present here.

(b)(5) DPP

~~SENSITIVE BUT UNCLASSIFIED~~

-3-

(b)(6)

~~SENSITIVE BUT UNCLASSIFIED~~



FL-2025-00071 A-00001062669

United States Department of State

Washington, DC 20520

~~SENSITIVE BUT UNCLASSIFIED~~

March 19, 2025

Action Memo for the Secretary

FROM: INL – F. Cartwright Weiland, SBO
WHA – Michael G. Kozak, SBO
H – Paul D. Guaglianone, SBO
F – Peter Marocco, Director

SUBJECT: ~~(SBU)~~ Use of International Narcotics Control and Law Enforcement (INCLE) Funds to Support the Detention of Tren de Aragua (TdA) Members in El Salvador

~~(SBU)~~ **Recommendation 1:** That you approve the use of \$15 million in FY 2024 INCLE Central America Regional Security Initiative (CARSI) funds, including waiving the foreign assistance pause for new obligations, to provide direct budgetary assistance to the Government of El Salvador to support costs associated with the detention of Venezuelan TdA members previously held in the United States, and authorize H to transmit the attached Congressional Notification. (Approve/Disapprove by 03/20/25)

Decision: ☐ Approve ☐ Disapprove ☐ Discuss

~~(SBU)~~ **Recommendation 2:** That you approve reliance on the INCLE notwithstanding authority in section 481(a)(4) of the Foreign Assistance Act of 1961 (FAA) to overcome restrictions on direct government-to-government assistance to support this program. (Approve/Disapprove by 03/20/25)

Decision: ☐ Approve ☐ Disapprove ☐ Discuss

Background

~~(SBU)~~ You designated the Venezuelan transnational criminal organization TdA as an FTO on February 20. On March 13, following an exchange of diplomatic notes, El Salvador committed to accommodate an initial transfer

~~SENSITIVE BUT UNCLASSIFIED~~

of Venezuelan members of TdA (who were previously held in U.S. immigration custody) for up to one year, or until another decision on their disposition is made (for example, they are repatriated to Venezuela). The DHS removed 238 members of TdA to El Salvador on March 15, where they are currently being held in the custody of El Salvador. In recognition of El Salvador's assistance and to advance shared anti-crime and anti-drug objectives, the White House expressed its intention to provide direct government-to-government funding within 60 days to support costs associated with the detention of these TdA members, as well as others that may be removed in the future. INL and WHA request a decision by March 20 to enable the Department to transmit the related congressional notification, after which the Department must wait at least 15 days before proceeding with payment to El Salvador in line with the deal negotiated by Department leadership. Without your urgent approval the timeline for payment to El Salvador risks delay.

(b)(5) DPP

(b)(5) DPP

~~(SBU)~~ In section 7031(a) of the FY 2024 SFOAA (and similar provisions in prior year acts), Congress established a set of statutory conditions that must be met to provide government-to-government assistance (i.e., cash assistance). El Salvador has not been considered for this type of assistance since 2017, (b)(5) DPP

(b)(5) DPP

~~(SBU)~~ Additionally, section 7031(a) of the FY 2024 SFOAA provides that funds shall not be made available for direct government-to-government assistance that provides budget support to the receiving government unless the Department consults with and notifies Congress prior to obligating funds for this purpose, including with an explanation of how the receiving government has met the statutory criteria. Consistent with that provision, the Department consulted with Congress regarding this assistance and, with your approval, will now transmit a notification (see Tabs 2 and 6). We also request your approval to rely on the INCLE notwithstanding authority to

(b)(5) DPP

Attachments:

Tab 1 – Potential Material Support Implications

Tab 2 – Draft Congressional Notification

Tab 3 – Additional Legal Considerations

Tab 4 – U.S. Diplomatic Note to El Salvador (March 13, 2025)

Tab 5 – Supplemental Budget Tables for F

Tab 6 – Transmitted Consult Note (March 17, 2025)

(b)(5) DPP; (b)(6)

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP



United States Department of State

Washington, DC 20520

~~SENSITIVE BUT UNCLASSIFIED~~

April 8, 2025

Action Memo for the Secretary

FROM: INL – F. Cartwright Weiland, SBO

SUBJECT: ~~(SBU)~~ Use of the International Narcotics Control and Law Enforcement (INCLE) “Notwithstanding Authority” to Expedite Additional Assistance to El Salvador

~~(SBU)~~ **Recommendation:** That you approve the use of the notwithstanding authority in section 481(a)(4) of the Foreign Assistance Act (FAA) to overcome the 15-day Congressional notification requirement to provide up to the remaining \$10.24 million of the \$15 million in previously approved INCLE assistance to the Government of El Salvador for its law enforcement and anticrime needs, which may include costs associated with the detention of Tren de Aragua (TdA) gang members removed to El Salvador. (Approve/Disapprove by 04/14/25)

Decision: ☐ Approve ☐ Disapprove ☐ Discuss**Background**

~~(SBU)~~ On March 19, you approved the use of up to \$15 million in FY 2024 INCLE Central America Regional Security Initiative (CARSI) funds to provide direct budgetary assistance to the Government of El Salvador, which would help support costs associated with the detention of Venezuelan TdA members previously removed from the United States. On March 24, you approved reliance on section 481(a)(4) of the FAA (colloquially known as the INCLE “notwithstanding authority”) to overcome the 15-day Congressional notification requirement for El Salvador, a special notification country, with respect to an initial \$4.76 million in assistance to the Government of El Salvador. The Department provided this assistance to El Salvador for its law

enforcement and anticrime needs, which may include costs associated with the detention of 238 TdA members previously removed to El Salvador.

~~(SBU)~~ El Salvador accepted an additional seven TdA members on March 30.

and

(b)(5) DPP

(b)(5) DPP

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)



United States Department of State

Washington, DC 20520

~~SENSITIVE BUT UNCLASSIFIED~~

June 6, 2025

Action Memo for the Secretary

FROM: WHA – Michael Kozak, SBO

SUBJECT: ~~(SBU)~~ Circular 175: Authority to Negotiate and Conclude a Safe Third Country Agreement (STCA) with Guatemala

~~(SBU)~~ **Recommendation:** That you authorize the negotiation and conclusion of an STCA with Guatemala, with any changes subject to the concurrence of WHA, PRM, and L. (Approve/Disapprove by 06/09/2025)

Decision: ☐ Approve ☐ Disapprove ☐ Discuss**Background**

~~(SBU)~~ E.O. 14165 Securing Our Borders, dated January 20, directs you, in consultation with the Secretary of Homeland Security and Attorney General, to take all appropriate action to facilitate additional international cooperation and agreements to secure U.S. borders, including entering into agreements based upon the provisions of section 208(a)(2)(A) of the Immigration and Nationality Act (INA), 8 U.S.C. § 1158(a)(2)(A). Such agreements, known as STCAs or Asylum Cooperative Agreements, allow the United States to remove aliens with protection claims pursuant to a bilateral or multilateral agreement to a country other than the country of the alien's nationality or last habitual residence if the alien's "life or freedom would not be threatened on account of race, religion, nationality, membership in a particular social group, or political opinion" and the alien would have "access to a full and fair procedure for determining a claim to asylum or equivalent temporary protection." 8 U.S.C. § 1158(a)(2)(A).

(b)(5) DPP

~~SENSITIVE BUT UNCLASSIFIED~~

Withheld pursuant to exemption

(b)(5) DPP

~~SENSITIVE BUT UNCLASSIFIED~~

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Approved: WHA SBO Mike Kozak [mk]

I confirm the drafter received guidance on this paper's intent, objectives, topics, scope, and structure. ☒ **Yes** ☐ **No**

(b)(5) DPP; (b)(6)

~~SENSITIVE BUT UNCLASSIFIED~~

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)

Withheld pursuant to exemption

(b)(5) DPP

Withheld pursuant to exemption

(b)(5) DPP; (b)(6)



No. 243

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Relations of the Republic of Guatemala and has the honor to acknowledge receipt of the Ministry's note Exp. 4393-2025/AB/LV DITRAI-353-2025, dated February 24, 2025 (hereinafter referred to as the "Ministry's note").

The Embassy, on behalf of the Government of the United States of America, is pleased to propose the following Agreement between the Government of the Republic of Guatemala and the Government of the United States of America (hereinafter referred to individually as the "Party" and collectively as the "Parties"), consistent with the Ministry's note.

Under this Agreement, the Parties intend to ensure the dignified, safe, and timely transfer of nationals of Central American countries to Guatemala, and the Parties' actions under this Agreement shall be in accordance with their respective

- 2 -

international obligations, national constitutions, laws, regulations, and immigration and visa policies, including consideration by Guatemala of requests by these nationals of Central American countries for refugee or equivalent temporary protection.

Either Party may: a) terminate this Agreement by notifying the other Party in writing 30 days in advance; or b) suspend implementation of this Agreement by notifying the other Party in writing 30 days in advance. Nothing set forth in this Agreement shall be interpreted in such a way that commits the disbursement or allocation of funds by the Parties.

If this proposal is acceptable to the Government of the Republic of Guatemala, the Government of the United States of America has the honor to propose that this note, along with the affirmative reply from the Government of the Republic of Guatemala, shall form an Agreement between the two governments, which shall enter into force upon an exchange of notes between

- 3 -

the Parties indicating the domestic steps required for entry into force have been completed.

The Embassy of the United States of America avails itself of this opportunity to express its highest consideration.

Embassy of the United States of America,

Guatemala, June 11, 2025.



Exp. 4393-2025 AB/LV

DITRAI-1125-2025

El Ministerio de Relaciones Exteriores de la República de Guatemala, saluda atentamente a la Embajada de los Estados Unidos de América y se refiere a la nota No. 243, con fecha de 11 de junio de 2025, de la Embajada, en la que se indica lo siguiente:

“La Embajada de los Estados Unidos de América saluda atentamente al Ministerio de Relaciones Exteriores de la República de Guatemala y tiene el honor de acusar recibo de la nota del Ministerio Exp. 4393-2025/AB/LV DITRAI-353-2025, con fecha del 24 de febrero de 2025 (en adelante denominada la “Nota del Ministerio”).

La Embajada, en nombre del Gobierno de los Estados Unidos de América, se complace en proponer el siguiente Acuerdo entre el Gobierno de la República de Guatemala y el Gobierno de los Estados Unidos de América (en adelante denominados individualmente como la “Parte” y colectivamente como las “Partes”), en coherencia con la nota del Ministerio.

**HONORABLE
EMBAJADA DE LOS ESTADOS UNIDOS DE AMÉRICA
CIUDAD DE GUATEMALA**



En virtud del presente Acuerdo, las Partes se proponen garantizar el traslado digno, seguro y oportuno de nacionales de países centroamericanos a Guatemala, y las acciones de las Partes en virtud del presente Acuerdo se ceñirán a sus respectivas obligaciones internacionales, constituciones nacionales, leyes, reglamentos y políticas de inmigración y visados, incluida la consideración por Guatemala de las solicitudes de refugio o protección temporal equivalente de estos nacionales de países centroamericanos.

Cualquiera de las Partes podrá: a) rescindir el presente Acuerdo al notificarlo por escrito a la otra Parte con 30 días de antelación; o b) suspender la aplicación del presente Acuerdo al notificarlo por escrito a la otra Parte con 30 días de antelación. Nada de lo dispuesto en el presente Acuerdo se interpretará de manera que comprometa el desembolso o la asignación de fondos por las Partes.

Si esta propuesta es aceptable para el Gobierno de la República de Guatemala, el Gobierno de los Estados Unidos de América tiene el honor de proponer que esta nota, junto con la respuesta afirmativa del Gobierno de la República de Guatemala a la misma, formen un Acuerdo entre los dos gobiernos, que entrará en vigor a partir de un canje de notas entre las Partes indicando que se han completado los pasos internos requeridos para la entrada en vigor.

La Embajada de los Estados Unidos de América aprovecha la oportunidad para expresar su más alta consideración."



El Ministerio de Relaciones Exteriores de la República de Guatemala confirma que la propuesta contenida en la nota de la Embajada de los Estados Unidos de América es aceptable para el Gobierno de la República de Guatemala. Por lo tanto, la nota de la Embajada de los Estados Unidos de América y esta nota de respuesta formarán un Acuerdo entre el Gobierno de la República de Guatemala y el Gobierno de los Estados Unidos de América, el cual entrará en vigor a partir de un canje de notas entre las Partes indicando que se han completado los pasos internos requeridos para su entrada en vigor.

El Ministerio de Relaciones Exteriores de la República de Guatemala, aprovecha esta oportunidad para expresar su más alta consideración.

Guatemala, 13 de junio de 2025



U.S. Department of State
Office of Language
Services
Translating Division



LS No. 2025-0127864
Spanish/English
BBM/AFV

Translation/Comparison

**Ministry of Foreign Relations
Republic of Guatemala, C.A.**

Exp. 4393-2025/AB/LV
DITRAI-1125-2025

The Ministry of Foreign Relations presents its compliments to the Embassy of the United States of America and has the honor to refer to Embassy note No. 243 of June 11, 2025, which reads as follows:

[The Spanish-language translation of Embassy note No. 243 of June 11, 2025, contained in Guatemala Ministry note No. Exp. 4393-2025/AB/LV DITRAI-1125-2025, agrees in all substantive respects with the original English text.]

The Ministry of Foreign Relations of the Republic of Guatemala confirms that the proposal contained in the U.S. Embassy's note is acceptable to the Republic of Guatemala. Accordingly, the Embassy's note and this note in reply shall constitute an agreement between the Government of the Republic of Embassy of the United States of America, Guatemala City.

Guatemala and the Government of the United States of America which shall enter into force following an exchange of notes between the Parties indicating the domestic steps required for entry into force have been completed

[Complimentary close]

Guatemala City, June 13, 2025

[Initialed]

[Ministry stamp]

MIGRATION AND REFUGEES

**Agreement between the
UNITED STATES OF AMERICA
and HONDURAS**

Signed at Washington March 10, 2025

Entered into force June 25, 2025

With Joint Implementation Plan signed
June 18 and 20, 2025



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966
(80 Stat. 271; 1 U.S.C. 113)—

“ . . . the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

11-20123-000077 8-000010129376 "LEGAL ASSOCIATES" 20120913 1531

**AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF
AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF HONDURAS
FOR COOPERATION IN THE EXAMINATION OF PROTECTION REQUESTS**

THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF HONDURAS, hereinafter referred to individually as a Party or collectively as the Parties,

CONSIDERING that Honduras is a party to the main international human rights instruments, particularly the 1951 Convention Relating to the Status of Refugees, done at Geneva on July 28, 1951 (the "1951 Convention"), and the Protocol Relating to the Status of Refugees, done at New York on January 31, 1967 (the "1967 Protocol"). The United States of America is a party to the 1967 Protocol and other relevant international instruments to which Honduras is also a party, and reaffirming the Parties' obligations to provide protection to eligible refugees physically present in their respective territories, in accordance with their obligations under these instruments, subject to the reservations, understandings, and declarations of the Parties;

RECOGNIZING in particular the Parties' obligations to comply with the principle of non-refoulement established in the 1951 Convention and the 1967 Protocol, as well as in the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, adopted in New York on December 10, 1984 (the "Convention against Torture"), subject to the Parties' respective reservations, understandings, and declarations of the Parties, and reaffirming their obligations to promote and protect human rights and fundamental freedoms in accordance with their international obligations;

RECOGNIZING AND RESPECTING each Party's obligations under their national laws, policies, instructions, and agreements;

HIGHLIGHTING that the United States of America and Honduras offer asylum and refugee protection systems that are consistent with their obligations under the 1951 Convention and the 1967 Protocol, and are committed to cooperation and the sharing of responsibilities regarding protection applicants;

DESIRING to preserve access to asylum and refugee status or equivalent temporary protection as an essential instrument of international refugee protection, while seeking to prevent fraud in the protection system, which undermines its legitimate purpose, and determined to strengthen the integrity of that institution and the public support on which it depends;

CONVINCED that relations between States can enhance international refugee protection by promoting the orderly management of asylum, refuge, or protection requests by the responsible authority and the principle of responsibility-sharing;

AWARE that responsibility-sharing must ensure in practice that individuals in need of international protection are identified and that violations of the fundamental principle of non-refoulement are avoided, and therefore determined to ensure that each eligible protection applicant under their jurisdiction has access to a full and fair protection determination procedure;

AGREE as follows:

ARTICLE 1

Definitions for the purpose of this Agreement:

1. **"Protection Request"** means a request by an individual to the government of a Party to receive protection in accordance with its obligations under the 1951 Convention, the 1967 Protocol, or the Convention against Torture, in accordance with the laws and policies of each Party, or any other equivalent temporary protection available under Honduran immigration law.
2. **"Protection Applicant"** means any individual who submits a Protection Request in the territory of one of the Parties in relation to the obligations of each Party.
3. **"Protection Determination System"** means the set of laws and administrative and judicial practices used by each national government of each Party to adjudicate Protection Requests.
4. **"Unaccompanied Minor"** means a Protection Applicant who has not yet reached eighteen years of age and who does not have a parent or legal guardian present and available to provide care and custody in the country where the Unaccompanied Minor is found, whether in the United States or in Honduras.

ARTICLE 2

This Agreement does not apply to Protection Applicants who are citizens or nationals of Honduras, or who, having no country of nationality, are habitual residents of Honduras.

ARTICLE 3

1. In order to ensure that Protection Applicants have access to a Protection Determination System, or equivalent temporary protection, Honduras shall not return or expel a Protection Applicant referred by the United States until a final administrative decision has been made on the individual's Protection Request. In accordance with its national legislation and international obligations, it is expected that Honduras will determine a procedure to resolve the possible abandonment of requests by individuals transferred under this Agreement.

Honduras reserves the right to accept any Protection Applicant removed under the terms of this Agreement.

2. The acceptance of all individuals transferred under this Agreement will be at the discretion of Honduras.
3. Except for the individuals described in paragraphs 1 and 2 of Article 4 and paragraph 2 of Article 5, Honduras shall examine, in accordance with its Protection Determination System, the Protection Request of any individual who submits such a request in Honduran territory after arriving at a port of entry or crossing a border between ports of entry of the United States on or after the entry into force of this Agreement. The Parties shall respect the decisions of each in relation to Protection Determinations made in accordance with their respective national laws.
4. The United States shall apply this Agreement with respect to Unaccompanied Minors in accordance with its domestic laws and international obligations.

ARTICLE 4

1. The responsibility for determining the outcome of the Protection Request lies with the United States when the United States determines that the individual:
 - a. Is an Unaccompanied Minor; or
 - b. Arrived in the territory of the United States:
 - i) With a valid visa issued or with another valid admission document, other than transit, issued by the United States; or
 - ii) Without being required to obtain a visa to enter the United States.
2. Honduras shall not dispute any decision by the United States that determines an individual qualifies for an exception under Articles 4 and 5 of this Agreement.
3. The Parties shall establish procedures to ensure that the transfers of Protection Applicants to Honduras comply with the obligations set forth in this Agreement and the national laws of each Party.

ARTICLE 5

1. Notwithstanding any provision of this Agreement, either Party may, at its own discretion, examine any Protection Request submitted to that Party when it determines that it is in the public interest to do so.
2. Nothing in this Agreement shall be understood as an obligation for the Parties to accept requests from individuals involved in: Crimes against humanity, drug trafficking, terrorism, human trafficking, smuggling of migrants, child pornography, human rights violations, and any other activity linked to illicit activities, or who are the subject of Interpol notifications.

ARTICLE 6

1. The Parties shall develop standard operating procedures to assist with the implementation of this Agreement.
2. In the event of a conflict or controversy arising from the application of this Agreement, the Parties commit to resolving such matters through dialogue or diplomatic channels.
3. The United States intends to cooperate with Honduras to strengthen institutional capacities with respect to its Protection Determination System.
4. The Parties intend to review this Agreement and its implementation. The first review may be conducted no later than 3 months after the effective date of this Agreement and will be carried out jointly by representatives of each Party.

ARTICLE 7

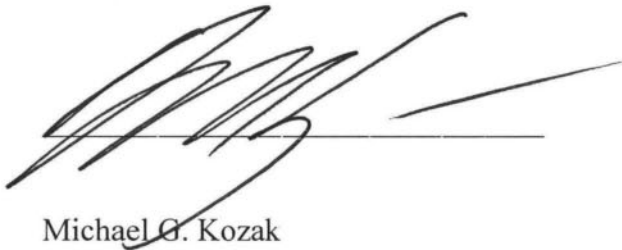
1. This Agreement shall enter into force upon the exchange of notes by both Parties, indicating that each has completed the necessary internal legal procedures for the entry into force of this Agreement. This Agreement will automatically renew after each one-year period for an additional year, subject to notification at least 30 days prior to its expiration by either Party of its intention not to renew it.
2. Either Party may terminate this Agreement by providing written notice six months in advance to the other Party.
3. Either Party may, immediately upon written notice to the other Party, suspend the implementation of this Agreement in its entirety for an initial period of up to three months. Such suspension may be renewed for additional periods of up to three months by written notice to the other Party. Either Party may, with the written agreement of the other Party, suspend any part of this Agreement.

4. The Parties may agree in writing to any amendment to this Agreement. When so agreed and approved in accordance with the applicable legal procedures of each Party, an amendment shall constitute an integral part of this Agreement.
5. Nothing in this Agreement shall be interpreted in a manner that obligates the Parties to disburse or commit funds. The implementation of this Agreement shall be subject to the availability of funds and technical capacities of each Party.

IN WITNESS WHEREOF, the undersigned, duly authorized by their respective governments, have signed this Agreement.

DONE at Washington on the 10 of March, 2025, in duplicate in the English and Spanish languages, both texts being equally authentic.

**FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA**



Michael G. Kozak
Senior Bureau Official
Bureau of Western Hemisphere Affairs
U.S. Department of State

**FOR THE GOVERNMENT OF THE
REPUBLIC OF HONDURAS**



Eduardo Enrique Reina García
Foreign Minister
Ministry of Foreign Relations and
International Cooperation

**ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y
EL GOBIERNO DE LA REPÚBLICA DE HONDURAS PARA LA COOPERACIÓN
EN EL EXAMEN DE LAS SOLICITUDES DE PROTECCIÓN**

EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DE HONDURAS, en adelante denominados individualmente como una Parte o colectivamente como las Partes,

CONSIDERANDO que Honduras es parte de los principales instrumentos internacionales de derechos humanos, en particular la Convención sobre el Estatuto de los Refugiados de 1951, hecha en Ginebra el 28 de julio de 1951 (la "Convención de 1951"), y del Protocolo sobre el Estatuto de los Refugiados, hecho en Nueva York el 31 de enero de 1967 (el "Protocolo de 1967"). Los Estados Unidos de América es parte del Protocolo de 1967 y de otros instrumentos internacionales relevantes de los cuales Honduras también es parte, y reafirmando las obligaciones de las Partes de brindar protección a los refugiados elegibles que se encuentren físicamente en sus respectivos territorios, de conformidad con sus obligaciones en virtud de estos instrumentos, con sujetas a las reservas, entendimientos y declaraciones de las Partes;

RECONOCIENDO en particular las obligaciones de las Partes de cumplir con el principio de no devolución establecido en la Convención de 1951 y el Protocolo de 1967, así como en la Convención contra la Tortura y Otros Tratos o Penas Crueles, Inhumanos o Degradantes, adoptada en Nueva York el 10 de diciembre de 1984 (la "Convención contra la Tortura"), sujeto a las respectivas reservas, entendimientos y declaraciones de las Partes, y reafirmando sus obligaciones de promover y proteger los derechos humanos y las libertades fundamentales de conformidad con sus obligaciones internacionales;

RECONOCIENDO Y RESPETANDO las obligaciones de cada Parte conforme sus leyes nacionales, políticas, instrucciones y acuerdos;

DESTACANDO que los Estados Unidos de América y Honduras ofrecen sistemas de asilo y protección de refugiados que son coherentes con sus obligaciones en virtud de la Convención de 1951 y el Protocolo de 1967, y están comprometidos con la cooperación y la distribución de responsabilidades con respecto a los solicitantes de protección;

DESEANDO preservar el acceso al asilo y el estatus de refugiado o a la protección temporal equivalente, como un instrumento esencial de protección internacional de los refugiados, al tiempo que buscan prevenir el fraude en el sistema de protección, que socava su propósito legítimo, y decididos a fortalecer la integridad de esa institución y el apoyo público del que depende;

CONVENCIDOS de que las relaciones entre los Estados pueden mejorar la protección internacional de los refugiados al promover el manejo ordenado de las solicitudes de asilo, refugio

o protección por parte de la autoridad responsable y el principio de distribución de responsabilidades;

CONSCIENTE de que la distribución de responsabilidades debe garantizar en la práctica, las personas necesitadas de protección internacional sean identificadas y que se eviten violaciones del principio fundamental de no devolución, y, por lo tanto, determinados a garantizar que cada solicitante de protección elegible que se encuentre bajo su jurisdicción, tenga acceso a un procedimiento completo y justo de determinación de protección.

ACUERDAN lo siguiente:

ARTÍCULO 1

Definiciones para el propósito de este Acuerdo:

1. **"Solicitud de Protección"** significa una solicitud de una persona al gobierno de una Parte para recibir protección de conformidad con sus obligaciones en virtud de la Convención de 1951, el Protocolo de 1967 o la Convención contra la Tortura, conforme a las leyes y políticas de cada Parte, o cualquier otra protección temporal equivalente disponible en la legislación migratoria hondureña.
2. **"Solicitante de Protección"** significa cualquier persona que presente una Solicitud de Protección en el territorio de una de las Partes en relación con las obligaciones de cada Parte.
3. **"Sistema de Determinación de Protección"** significa el conjunto de leyes y prácticas administrativas y judiciales utilizadas por cada gobierno nacional de cada Parte con el fin de adjudicar las Solicitudes de Protección.
4. **"Menor No Acompañado"** significa un Solicitante de Protección que aún no ha cumplido dieciocho años y que no tiene un padre o tutor legal presente y disponible para brindarle cuidado y custodia en el país donde el Menor No Acompañado, es encontrado, ya sea en los Estados Unidos o en Honduras.

ARTÍCULO 2

Este Acuerdo no se aplica a los Solicitantes de Protección que sean ciudadanos o nacionales de Honduras, o que, no teniendo país de nacionalidad, sean residentes habituales de Honduras.

ARTÍCULO 3

1. Con el fin de garantizar que los Solicitantes de Protección tengan acceso a un Sistema de Determinación de Protección, o protección temporal equivalente, Honduras no devolverá

ni expulsará a un Solicitante de Protección referido por los Estados Unidos hasta que se haya tomado una decisión administrativa final sobre la Solicitud de Protección de la persona. De conformidad con su legislación nacional y obligaciones internacionales, se espera que Honduras determine un procedimiento para resolver el posible abandono de las solicitudes por parte de individuos transferidos bajo este Acuerdo. Honduras se reserva el derecho de aceptar a cualquier Solicitante de Protección que sea removido bajo los términos de este Acuerdo.

2. La aceptación de todas las personas transferidas en virtud de este Acuerdo quedará a discreción de Honduras.
3. Con la excepción de las personas descritas en los párrafos 1 y 2 del Artículo 4 y el párrafo 2 del Artículo 5, Honduras examinará, de conformidad con su Sistema de Determinación de Protección, la Solicitud de Protección de cualquier persona que presente dicha solicitud en territorio hondureño después de llegar a un puerto de entrada o cruzar una frontera entre puertos de entrada de los Estados Unidos en o después de la fecha de entrada en vigor de este Acuerdo. Las Partes respetarán las decisiones de cada una en relación con las Determinaciones de Protección realizadas conforme a sus respectivas leyes nacionales.
4. Los Estados Unidos aplicará este Acuerdo con respecto a los Menores No Acompañados de conformidad con su legislación nacional y obligaciones internacionales.

ARTÍCULO 4

1. La responsabilidad de determinar el resultado de la Solicitud de Protección corresponde a los Estados Unidos, cuando los Estados Unidos determinen que la persona:
 - a) Es un Menor No Acompañado; o
 - b) Llegó al territorio de los Estados Unidos:
 - i) Con una visa válida emitida o con otro documento de admisión válido, distinto al tránsito, emitido por los Estados Unidos; o
 - ii) Sin ser obligado a obtener una visa para ingresar a los Estados Unidos.
2. Honduras no deberá disputar ninguna decisión de los Estados Unidos que determine que un individuo califica para una excepción conforme con los Artículos 4 y 5 de este Acuerdo.
3. Las Partes establecerán procedimientos para garantizar que las transferencias de Solicitantes de Protección a Honduras cumplan con las obligaciones dispuestas en este Acuerdo y las leyes nacionales de cada Parte.

ARTÍCULO 5

1. No obstante, cualquier disposición de este Acuerdo, cualquiera de las Partes podrá, a su propia discreción, examinar cualquier Solicitud de Protección presentada a dicha Parte cuando determine que es de interés público hacerlo.
2. Nada en este Acuerdo, se entenderá como una obligación de las Partes de recibir solicitudes de personas involucradas en: Delitos de lesa humanidad, narcotráfico, terrorismo, trata de personas, tráfico ilícito de migrantes, pornografía infantil, violaciones a los derechos humanos y cualquier otra actividad vinculada a actividades ilícitas, o que sean objeto de notificaciones de Interpol.

ARTÍCULO 6

1. Las Partes desarrollarán procedimientos operativos estándar para ayudar con la implementación de este Acuerdo.
2. En caso de conflicto o controversia derivada de la aplicación de este Acuerdo, las Partes se comprometen a resolver dichos asuntos mediante el diálogo o de canales diplomáticos.
3. Los Estados Unidos tienen la intención de cooperar con Honduras para fortalecer las capacidades institucionales con respecto a su Sistema de Determinación de Protección.
4. Las Partes tienen la intención de revisar este Acuerdo y su implementación. La primera revisión podrá llevarse a cabo a más tardar 3 meses después de la fecha de entrada en vigor de este Acuerdo y será realizada conjuntamente por representantes de cada Parte.

ARTÍCULO 7

1. Este Acuerdo entrará en vigor tras el intercambio de notas por ambas Partes, indicando que cada una ha completado los procedimientos legales internos necesarios para la entrada en vigor de este Acuerdo. Este Acuerdo se renovará automáticamente después de cada período de un año por un año adicional, sujeto a la notificación de al menos 30 días previos a su vencimiento por cualquiera de las Partes de su intención de no renovarlo.
2. Cualquiera de las Partes podrá dar por terminado este Acuerdo mediante notificación escrita con seis meses de antelación a la otra Parte.
3. Cualquiera de las Partes podrá, mediante notificación escrita inmediata a la otra Parte, suspender por un período inicial de hasta tres meses la implementación de este Acuerdo en su totalidad. Dicha suspensión podrá renovarse por períodos adicionales de hasta tres meses mediante notificación escrita a la otra Parte. Cualquiera de las Partes podrá, con el acuerdo por escrito de la otra Parte, suspender cualquier parte de este Acuerdo.

4. Las Partes podrán acordar por escrito cualquier enmienda este Acuerdo. Cuando así se acuerde y sea aprobado de conformidad con los procedimientos legales aplicables de cada Parte, una enmienda constituirá parte integral de este Acuerdo.
5. Nada en este Acuerdo se interpretará de manera que obligue a las Partes a desembolsar o comprometer fondos. La implementación de este Acuerdo estará sujeta a la disponibilidad de fondos y capacidades técnicas de cada Parte.

EN FE DE LO CUAL, los abajo firmantes, debidamente autorizados por sus respectivos gobiernos, han suscrito este Acuerdo.

HECHO en Washington el 10 de Marzo de 2025, en duplicado en los idiomas inglés y español, siendo ambos textos igualmente auténticos.

**POR EL GOBIERNO DE LOS ESTADOS
UNIDOS DE AMÉRICA**



Michael G. Kozak
Alto Funcionario de la Dirección
Dirección de Asuntos del Hemisferio
Occidental
Departamento de Estado de los EE. UU.

**POR EL GOBIERNO DE LA REPÚBLICA
DE HONDURAS**



Eduardo Enrique Reina García
Secretario de Relaciones Exteriores
Secretaría de Relaciones Exteriores y
Cooperación Internacional

**JOINT IMPLEMENTATION PLAN TO THE AGREEMENT BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE
GOVERNMENT OF THE REPUBLIC OF HONDURAS FOR COOPERATION IN
THE EXAMINATION OF PROTECTION REQUESTS**

Section 1. Purpose of the Initial Joint Implementation Plan

The purpose of the Joint Implementation Plan ("Plan") is to establish the necessary processes and procedures for the implementation of the Agreement between the Government of the United States of America and the Government of the Republic of Honduras for Cooperation in the Examination of Protection Requests, signed at Washington March 10, 2025 (hereinafter, "the Agreement").

Section 2. Eligibility of Individuals Transferred

The following criteria govern the eligibility of individuals for transfer to Honduras:

- a) Individuals defined by the Agreement in Article 1, Paragraph 2;
- b) Individuals subject to exclusion under the terms of the Agreement as:
 - i) Unaccompanied minors, as defined by Article 1, Paragraph 4 of the Agreement; Citizens, nationals, or stateless persons whose former habitual residence was Honduras, as described in Article 2 of the Agreement;
 - ii) Individuals who are involved in: Crimes against humanity, drug trafficking, terrorism, human trafficking, smuggling of migrants, child pornography, human rights violations, and any other activity linked to illicit activities, or who are the subject of Interpol notifications, as described in Article 5, Paragraph 2 of the Agreement;
- c) Individuals who are medically authorized to travel, following the same standards and procedures the Government of the United States of America applies in its deportation processes.
- d) The transfer of family units is subject to notification to the Republic of Honduras and confirmation of its capacity to provide the necessary conditions for reception.

Additional procedures are expected to be developed to address the unique circumstances of family units, which may impact eligibility. The individuals transferred to the Republic of Honduras under this Plan are expected to be transferred by the United States of America with the documentation as expected to be provided for in the Annex to this Plan (also known as the Action Plan), duly signed by the individual to which the transfer applies.

- e) Until the Governments of the United States and Honduras negotiate further, they intend to use the agreement as follows: (1) limited to nationals of Spanish speaking Latin American countries where travel to Honduras does not require a visa, and (2) no more than ten (10) individuals transferred per month, for a total of no more than 240 in the first two-year period of the agreement. Honduras may accept additional nationalities or exceed the numerical limitations at its discretion. The Governments of the United States and Honduras intend to work in good faith regarding the possibility of broadening this Implementation Plan.

Section 3. Cooperation for Assistance

The Government of the United States of America and the Government of the Republic of Honduras may seek assistance from other actors to support in the development, evaluation, and/or execution of this Plan.

Section 4. Action Plan

This Plan is informed by the Annex to this Plan (also known as the Action Plan) that is expected to establish the processes and procedures for receiving, admitting, and handling Protection Requests.

Section 5. Resources

This Plan and the execution thereof do not commit the financial resources of either the Government of the United States of America or the Government of the Republic of Honduras.

Section 6. Cooperation for Institutional Strengthening

In conformity with Article 6, Paragraph 3 of the Agreement, the United States of America intends to cooperate with the Republic of Honduras to further the goal of strengthening the institutional capacities of the Republic of Honduras as outlined in the Annex (also known as the Action Plan).

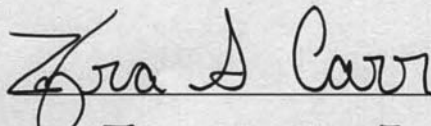
The United States further intends to cooperate with Honduras in repatriating individuals whose claims for protection are denied or withdrawn.

Section 7. Period of effectiveness of this Plan

This Joint Implementation Plan becomes effective once the competent authorities of the States Parties to the Agreement have provided notification pursuant to Article 7, Paragraph 1 of the Agreement, and that the necessary internal legal procedures for the entry into force of the Agreement have been completed. This Plan, together with its Annex (also known as the Action Plan), discontinues upon the termination or expiration of the Agreement. The Annex to this Plan is expected to be an integral part of this Plan.

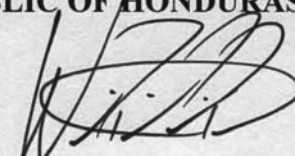
Signed, in duplicate, in the English and Spanish languages.

**FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA:**



Date: June 18, 2025
Place: Tegucigalpa

**FOR THE GOVERNMENT OF THE
REPUBLIC OF HONDURAS:**



Date: 20-06-2025
Place: Tegucigalpa

ANNEX: ACTION PLAN FOR THE
JOINT IMPLEMENTATION PLAN FOR THE
PROTECTION AGREEMENT (APRO)

RECEPTION, ADMISSION, AND PROCESSING FOR
PROTECTION OR VOLUNTARY RETURN OF
TRANSFERRED PERSONS

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Title I.
Overall Objective and General Provisions

Chapter I.
Overall Objective

To establish procedures for the reception, admission, and processing for protection or voluntary return of persons transferred from the United States, in accordance with the provisions of the Joint Implementation Plan ("Plan") for the Agreement between the Government of the United States of America and the Government of the Republic of Honduras for Cooperation in the Examination of Protection Requests, signed at Washington March 10, 2025 ("Agreement").

Chapter II.
General Provisions
Section I.
General Provisions

1. The Government of the United States intends to submit to the Government of Honduras the flight manifest for the persons to be transferred seventy-two (72) hours before their transfer.
2. The Government of Honduras may refuse the transfer of any person whom Honduras believes has committed a crime against peace or a crime against humanity.
3. The Government of Honduras, via its systems, intends to perform a search and verify that the transferred persons meet the eligibility criteria established in the Agreement.
4. The Government of the United States is expected to provide a file of documents to include criminal information established in Chapter II of Title II of this Action Plan for each transferred person directly to the Government of Honduras.
5. The reception of the persons transferred is expected to take place at the Ramon Villeda Morales International Airport and others, in the city of San Pedro Sula and be accompanied by a U.S. Immigration and Customs Enforcement (ICE) - Enforcement and Removal Operations (ERO) officer.
6. The persons received are expected to be sent to a location determined by the Government of Honduras.

7. The Government of the United States intends to conduct a medical screening before departure on those transferred under the Agreement who are delivered to the aircraft consistent with its current policy and procedures.
8. The Government of United States intends to send, along with medical documents and flight manifest, the criminal record of the person being referred for international protection.
9. This Action Plan and the execution thereof do not commit the financial resources of either the Government of the United States of America or the Government of the Republic of Honduras.

Chapter III.

Comprehensive Center for the Care of Protection Applicants

Section I.

Objective

Reception, admission, and processing of protection requests, or voluntary return of persons transferred from the United States pursuant to the Agreement.

Section II.

Administration and Establishment of the Center

The Action Plan is intended to be administered by the National Migration Institute (INM), together with representatives of the Internal Commission for Review, Analysis, and Opinions on Refugee Claims Submitted to the INM and the following institutions:

- a. Ministry of Governance, Justice, and Decentralization, through the Deputy Minister of Governance;
- b. Ministry of Human Rights;
- c. Ministry of Security; and Ministry for Children, Adolescents, and Families, if the reception of family units begins;

Additionally, the Center, in coordination with State institutions, may also arrange to include representatives of agencies with responsibilities in the areas of migration and refugees.

Title II.

Procedures for the Reception and Admission of Protection Applicants

Chapter I.

Procedure Prior to Reception

1. Seventy-two (72) hours prior to a transfer, the Government of the United States intends to send the Government of Honduras the flight manifest of the persons expected to be transferred. The Government of Honduras intends to allow revisions to the flight manifest up to the time of departure from the United States, although any persons not included on the manifest are not expected to be allowed on the flight.
2. The parties, through their systems, intend to collaborate to conduct searches in their databases regarding transferred individuals and verify that they meet the eligibility criteria established in the Implementation Plan, Annex, and Agreement.
3. For all persons transferred, the United States intends to provide the following information, if available:
 - 3.1. Medical documents,
 - 3.2. Criminal records,
 - 3.3. Biographic info,
 - 3.4. Biometric info,
 - 3.5. Nationality,
 - 3.6. Language(s) spoken,
 - 3.7. Information regarding whether the person is accompanied,
 - 3.8. Date of birth,
 - 3.9. Gender, and
 - 3.10. Any reasons given by the alien for leaving his or her home country.
4. The Government of Honduras may decline to accept persons who, according to its current regulations, require a visa to enter the national territory.

Chapter II.

Reception Procedure

1. Each transfer case is to include the following documentation:
 - 1.1 Flight or transfer manifest; and
 - 1.2 Medical documents:
 - 1.2.1 The Government of the United States intends to send a medical document declaring that the transferred person is fit for travel.

2. The Government of Honduras intends to send persons received in Honduras under the Agreement to the locations designated by the Government of Honduras , in the company of INM and Ministry of Human Rights personnel and they can also be accompanied and assisted by personnel of agencies having expertise in this field if the agencies so request.

Chapter III

Admission Procedures

Section I.

Guidance

The transferred persons are expected to receive an orientation from the Government of Honduras concerning:

- a. Mechanisms for protection in the country;
- b. Assisted Voluntary Return (AVR),; and
- c. Remaining in Honduran territory under Central America-4 provisions in applicable cases.

Title III.

Confidentiality

The Governments of Honduras and the United States do not intend to disclose documents, data, and other information provided directly or indirectly under this Plan except in accordance with their respective domestic laws and regulations. The foregoing includes printed, written, oral, and electronic information. Likewise, it is expected that the Government of Honduras and the Government of the United States take measures, such that any counselor, official, specialist, technician, employee, medical staff member, representative, adviser, or agent involved in the provision of services does not disclose the information to which they have access except in accordance with their respective laws and regulations of their Governments.

Title IV.

Evaluation of the Plan

- A. Formation of the Commission for Evaluation of the Implementation of the Agreement:
 1. The Commission for Evaluation of the Implementation of the Agreement is intended to be composed of the:

- I. Ministry of Foreign Relations and International Cooperation.
- II. Ministry of Human Rights.
- III. Ministry of Security.
- IV. Ministry of Governance, Justice, and Decentralization.
- V. National Migration Institute.
- VI. Ministry of Health
- VII. Ministry of Children, Adolescents and Family

Additional agencies specializing in migration and refugees may be invited.

B. First evaluation:

1. The Parties to the Agreement, pursuant to Article 6(4) of the Agreement, intend to carry out the first periodic evaluation of the execution of the Plan no later than 3 months after the effective date of the Agreement.
2. The evaluation is expected to be initiated through an exchange of diplomatic notes at least fifteen (15) days in advance.
3. Reports and statistics regarding compliance with and execution of the Agreement are intended to be submitted.
4. Progress and challenges related to implementation are expected to be reviewed and analyzed.
5. An evaluation report is expected to be prepared, with conclusions and recommendations.
6. Subsequent evaluations are intended to be scheduled.

Title V.

Public Affairs / Media Relations

Press statements or similar messages related to the announcement of the implementation of the Agreement are expected to be coordinated with the competent bodies in each country.

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**PLAN CONJUNTO DE APLICACIÓN DEL ACUERDO ENTRE
EL GOBIERNO DE LA REPÚBLICA DE HONDURAS Y EL GOBIERNO DE LOS
ESTADOS UNIDOS DE AMÉRICA PARA LA COOPERACIÓN EN EL EXAMEN
DE LAS SOLICITUDES DE PROTECCIÓN**

Sección 1. Finalidad del Plan conjunto de aplicación inicial

La finalidad del Plan conjunto de aplicación (el "Plan") es establecer los procesos y procedimientos necesarios para la aplicación del Acuerdo entre el Gobierno de la República de Honduras y el Gobierno de los Estados Unidos de América para la Cooperación en el Examen de las Solicitudes de Protección, suscrito en Washington el 10 de marzo de 2025 (en adelante, "el Acuerdo").

Sección 2. Elegibilidad de las personas trasladadas

Los siguientes criterios rigen la elegibilidad de las personas para ser trasladadas a Honduras:

- a) Las personas definidas por el Acuerdo en el párrafo 2 del artículo 1;
- b) Las personas sujetas a exclusión conforme a los términos del Acuerdo como:
 - i) Menores no acompañados, tal como se definen en el párrafo 4 del artículo 1 del Acuerdo; ciudadanos, nacionales o apátridas cuya antigua residencia habitual fuera Honduras, tal como se describe en el artículo 2 del Acuerdo;
 - ii) Las personas que están involucradas en: crímenes de lesa humanidad, narcotráfico, terrorismo, trata de personas, tráfico ilícito de migrantes, pornografía infantil, violaciones de los derechos humanos y cualquier otra actividad relacionada con actividades ilícitas, o que estén afectadas por notificaciones de la Interpol, tal como se describe en el párrafo 2 del artículo 5 del Acuerdo;
- c) Las personas con autorización médica para viajar, siguiendo los mismos estándares y procedimientos que aplica el Gobierno de los Estados Unidos de América en sus procesos de deportación.
- d) El traslado de unidades familiares está sujeto a notificación a la República de Honduras y confirmación de su capacidad para proporcionar las condiciones necesarias para su recepción.

Se prevé la formulación de procedimientos adicionales en respuesta a las circunstancias singulares de las unidades familiares, que podrían incidir en la elegibilidad. Se prevé que los Estados Unidos de América trasladarán a las personas a la República de Honduras, en el marco del presente Plan, con la documentación dispuesta en el anexo al presente Plan (también conocido como el Plan de acción), debidamente firmada por la persona a la que se aplica el traslado.

- e) Hasta que los gobiernos de Estados Unidos y Honduras realicen mas negociaciones, tienen la intención de utilizar el acuerdo de la siguiente manera: (1) limitarse a nacionales / ciudadanos de Países de Habla Hispana de Latinoamérica los cuales no requieran visa para viajar a Honduras y; (2) no mas de diez (10) individuos transferidos por mes, para un total de no mas de 240 en el primer período de dos años del acuerdo. Honduras podrá aceptar otras nacionalidades o exceder las limitaciones numéricas a su discreción. Los gobiernos de Estados Unidos y Honduras tienen la intención de trabajar de buena voluntad con respecto a la posibilidad de ampliar el Plan de Implementación.

Sección 3. Cooperación para la asistencia

El Gobierno de la República de Honduras y el Gobierno de los Estados Unidos de América podrán solicitar asistencia de terceros para la formulación, evaluación o ejecución del presente Plan.

Sección 4. Plan de acción

El presente Plan se fundamenta en el anexo al Plan (también conocido como el Plan de acción) que se espera establezca los procesos y procedimientos para recibir, admitir y tramitar las solicitudes de protección.

Sección 5. Recursos

El presente Plan y su ejecución no comprometen recursos financieros del Gobierno de la República de Honduras ni del Gobierno de los Estados Unidos de América.

Sección 6. Cooperación para el fortalecimiento institucional

De conformidad con el párrafo 3 del artículo 6 del Acuerdo, los Estados Unidos de América tienen la intención de cooperar con la República de Honduras para propiciar la meta de fortalecer las capacidades institucionales de la República de Honduras, tal como se describe en el anexo (también conocido como el Plan de acción).

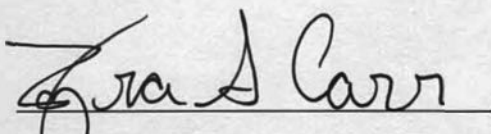
El gobierno de los Estados Unidos tiene la intención de cooperar con Honduras con la repatriación de personas cuyos reclamos de protección sean denegados o retirados.

Sección 7. Período de efectividad del presente Plan

El presente Plan conjunto de aplicación entrará en vigor una vez que las autoridades competentes de los Estados Partes del Acuerdo hayan notificado de conformidad con el párrafo 1 del artículo 7 del Acuerdo y hayan concluido los procedimientos jurídicos internos necesarios para la entrada en vigor del Acuerdo. El presente Plan, junto con su anexo (también conocido como el Plan de acción), se interrumpirá tras la rescisión o caducidad del Acuerdo. Se prevé que el anexo al presente Plan será parte integral del Plan.

Firmado, por duplicado, en los idiomas español e inglés.

**PARA EL GOBIERNO DE LOS
ESTADOS UNIDOS DE AMÉRICA**


Fecha: 18 junio 2025
Lugar: Tegucigalpa

**PARA EL GOBIERNO DE LOS
LA REPÚBLICA DE HONDURAS**


Fecha: 20-06-2025
Lugar: Tegucigalpa

ANEXO: PLAN DE ACCIÓN PARA EL
PLAN CONJUNTO DE APLICACIÓN DEL
ACUERDO DE PROTECCIÓN (APRO)

RECEPCIÓN, ADMISIÓN Y TRAMITACIÓN PARA LA
PROTECCIÓN O EL RETORNO VOLUNTARIO DE
LAS PERSONAS TRASLADADAS

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Título I.

Objetivo general y disposiciones generales

Capítulo I.

Objetivo general

Establecer procedimientos relativos a la recepción, admisión y tramitación para la protección o el retorno voluntario de personas trasladadas desde los Estados Unidos de América, de acuerdo con las disposiciones del Plan conjunto de aplicación inicial (el "Plan") del Acuerdo entre el Gobierno de la República de Honduras y el Gobierno de los Estados Unidos de América para la Cooperación en el Examen de Solicitudes de Protección (el "Acuerdo").

Capítulo II.

Disposiciones generales.

Sección I.

Disposiciones generales.

1. El Gobierno de los Estados Unidos de América tiene la intención de remitir al Gobierno de Honduras el manifiesto de vuelo de las personas a ser trasladadas con setenta y dos (72) horas de anticipación a su traslado.
2. El gobierno de Honduras podría rechazar la transferencia de cualquier persona que Honduras considere haber cometido un crimen contra la paz o un crimen de lesa humanidad.
3. El Gobierno de Honduras, a través de sus sistemas, tiene la intención de realizar una consulta y verificar que las personas trasladadas cumplan los criterios de elegibilidad establecidos en el Acuerdo.
4. Se espera que el Gobierno de los Estados Unidos proporcione el expediente de documentos incluyendo información criminal establecidos en el Capítulo II del Título II del presente Plan de acción para cada persona trasladada directamente al Gobierno de Honduras.
5. Se espera que la recepción de las personas trasladadas tenga lugar en el Aeropuerto Internacional Ramón Villeda Morales y otros, en la ciudad de San Pedro Sula, con el acompañamiento de un funcionario de la Oficina de Detención y Deportación (ERO, por sus siglas en inglés) del Servicio de Control de Inmigración y Aduanas de los Estados Unidos (ICE, por sus siglas en inglés).
6. Se espera que las personas recibidas sean enviadas a un lugar determinado por el Gobierno de Honduras.

7. El Gobierno de los Estados Unidos tiene la intención de llevar a cabo un examen médico antes de partida de las personas trasladadas de conformidad con el Acuerdo que sean entregadas a la aeronave según su política y procedimientos actuales.
8. El gobierno de los Estados Unidos se dispone a enviar, junto con los documentos médicos y manifiesto del vuelo, los antecedentes criminales de la persona siendo referida para protección internacional.
9. Este Plan de Acción y la ejecución del mismo no comprometen los recursos financieros ya sea del Gobierno de los Estados Unidos de América ni del Gobierno de la República de Honduras.

Capítulo III.

Centro Integral para la Atención de los Solicitantes de Protección

Sección I.

Objetivo

Recepción, admisión y tramitación de solicitudes de protección, o retorno voluntario de personas trasladadas desde los Estados Unidos de conformidad con el Acuerdo.

Sección II.

Administración y establecimiento del Centro

El Plan de acción será administrado por el Instituto Nacional de Migración (INM), junto con representantes de la Comisión Interna de Revisión, Análisis y Opiniones sobre Reclamaciones de Refugiados presentadas al INM y las siguientes instituciones:

- a. La Secretaría de Estado en los Despachos de Gobernación, Justicia y Descentralización, a través de la Subsecretaría de Gobernación;
- b. La Secretaría de Estado en el Despacho de Derechos Humanos;
- c. La Secretaría de Estado en el Despacho de Seguridad; y
- d. La Secretaría de Niñez, Adolescencia y Familia, en el momento que se comiencen a recibir unidades familiares.

Además, el Centro, en coordinación con las instituciones estatales, podrá contar también con representantes de organismos con responsabilidades en los ámbitos de migración y refugiados.

Título II.

Procedimientos para la recepción y admisión de solicitantes de protección

Capítulo I.

Procedimiento previo a la recepción

1. Sesente-dos (72) horas antes del traslado, el Gobierno de los Estados Unidos tiene la intención de enviar al Gobierno de Honduras el manifiesto de vuelo de las personas que se espera sean trasladadas. El Gobierno de Honduras tiene la intención de permitir revisiones del manifiesto de vuelo hasta el momento de la salida de los Estados Unidos, aunque no se espera que se permita la entrada en el vuelo a ninguna persona no incluida en el manifiesto.
 2. Las partes, a través de sus sistemas, se disponen a llevar a cabo búsquedas en sus bases de datos correspondiente a personas transferidas y verificar que cumplan con los criterios de elegibilidad establecidos en el Plan de Implementación, Anexo y Acuerdo
 3. Para todas las personas transferidas, el gobierno de los Estados Unidos se dispone a brindar la siguiente información si estuviese disponible:
 - 3.1. Documentación Medica;
 - 3.2. Antecedentes Penales;
 - 3.3. Información Biográfica;
 - 3.4. Información Biométrica;
 - 3.5. Nacionalidad;
 - 3.6. Idiomas hablados;
 - 3.7. Información correspondiente a si la persona está acompañada;
 - 3.8. Fecha de nacimiento;
 - 3.9. Género, y;
 - 3.10. Cualquier razón brindada por el migrante por la cual él o ella abandono su país natal.
 4. El gobierno de Honduras podría negarse a aceptar personas que, de acuerdo a sus regulaciones actuales, requieran una visa para ingresar al territorio nacional
- 2.

Capítulo II.

Procedimiento para la recepción

1. Cada caso de traslado deberá incluir la siguiente documentación:
 - 1.1 Manifiesto de vuelo o traslado; y
 - 1.2 Documentos médicos:

- 1.2.1 El Gobierno de los Estados Unidos tiene la intención de enviar un documento médico en el que se declare que la persona trasladada se encuentra en condiciones de viajar.
2. El Gobierno de Honduras tiene la intención de enviar a las personas recibidas en Honduras, en el marco del Acuerdo, a los lugares asignados por el Gobierno de Honduras, acompañadas por personal del INM y de la Secretaría de Estado en el Despacho de Derechos Humanos; también podrán ser acompañadas y asistidas por personal de organismos con experiencia en esta materia si los organismos así lo solicitan.

Capítulo III

Procedimientos para la admisión

Sección I.

Orientación

Se espera que las personas trasladadas reciban orientación del Gobierno de Honduras en relación con:

- a. Mecanismos de protección en el país;
- b. Retornos voluntarios asistidos (RVA); y
- c. Permanencia en territorio hondureño conforme a las disposiciones del Convenio Centroamericano (CA-4) en los casos aplicables.

Título III.

Confidencialidad

Los gobiernos de Honduras y los Estados Unidos no tienen la intención de divulgar documentos, datos u otra información proporcionada directa o indirectamente en el marco del presente Plan, excepto de conformidad con sus respectivas leyes y normas nacionales. Esto incluye información impresa, escrita, oral y la contenida en medios electrónicos. Asimismo, se espera que los gobiernos de Honduras y los Estados Unidos tomen medidas, de tal manera que ningún abogado, funcionario, especialista, técnico, empleado, miembro del personal médico, representante, asesor o agente involucrado en la prestación de servicios divulgue la información a la que tenga acceso, excepto de conformidad con las respectivas leyes y reglamentos de sus gobiernos.

Título IV.
Evaluación del Plan

A. Formación de la Comisión para la evaluación de la aplicación del Acuerdo:

1. Se procura que la Comisión para la evaluación de la aplicación del Acuerdo esté integrada por:
 - I. La Secretaría de Estado en los Despachos de Relaciones Exteriores y Cooperación Internacional;
 - II. La Secretaría de Estado en el Despacho de Derechos Humanos;
 - III. La Secretaría de Estado en el Despacho de Seguridad;
 - IV. La Secretaría de Estado en los Despachos de Gobernación, Justicia y Descentralización; y
 - V. El Instituto Nacional de Migración.
 - VI. Ministerio de Salud
 - VII. Ministerio de Niñez, Adolescencia y Familia

Se podrá invitar a otros organismos especializados en la materia de migración y refugiados.

B. Primera evaluación:

1. Las Partes del Acuerdo, de conformidad con el artículo 6, apartado 4, del Acuerdo, tienen la intención de llevar a cabo la primera evaluación periódica de la ejecución del Plan a más tardar tres meses después de la fecha de entrada en vigor del Acuerdo.
2. Se espera que la evaluación se inicie mediante un intercambio de notas diplomáticas con al menos quince (15) días de antelación.
3. Se prevé presentar informes y estadísticas sobre el cumplimiento y la ejecución del Acuerdo.
4. Se espera que se examinen y analicen el avance y los problemas relacionados con la aplicación.
5. Se espera que se elabore un informe de evaluación con conclusiones y recomendaciones.
6. Se prevé la programación de evaluaciones posteriores.

Título V.
Asuntos públicos y relaciones con los medios de comunicación

Se espera que los comunicados de prensa o mensajes similares relacionados con el anuncio de la aplicación del Acuerdo se coordinen con los órganos competentes de cada país.

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