

2. Following paragraph 8, the following new paragraph 8bis shall be added:

- "8bis. (a) Other operating costs within the meaning of sub-paragraph (d) of paragraph 4 of Article 63 include running costs of necessary measures within accommodation to prevent physical environmental damage.
- (b) A force or a civilian component shall in accordance with this paragraph bear costs arising in connection with the assessment, evaluation and remedying of hazardous substance contamination caused by it and that exceeds then-applicable legal standards. These costs shall be determined pursuant to German law as applied in accordance with paragraph 1 of Article 53 or, where applicable, in accordance with Articles 41 or 52. The authorities of the force or of the civilian component shall pay these costs as expeditiously as feasible consistent with the availability of funds and the fiscal procedures of the Government of the sending State.
- (c) In the event of differences over the applicability of this paragraph to particular costs, the authorities of the force or of the civilian component shall consult with the German authorities; if necessary, they may conclude separate agreements pursuant to paragraph 1 of this Section."

ARTICLE 42

Article 67 of the Supplementary Agreement shall be amended as follows:

1. Paragraph 3, sub-paragraph (a), items (i) and (ii) shall be replaced as follows:

- "(i) The tax relief provided under items (ii) and (iv) of this sub-paragraph shall be granted when goods or services are procured by an official procurement agency of a force or a civilian component for the use of, or consumption by, the force, the civilian component, their members, or dependents. The tax relief shall be taken into account in calculating prices.
- (ii) Deliveries and services to a force or a civilian component shall be exempt from turnover tax. This tax exemption shall not