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addition, the Secretary may amend or revoke part 46 of title 22, Code of Federal Regulations, which concerns * persons other than citizens of the United States. In exercising these functions, the Secretary of State shall not issue, amend, or revoke any rules, regulations, or orders without first consulting with the Secretary of Homeland Security.

Sec. 3. *Judicial Review*. This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by a party against the United States, its departments, agencies, entities, officers, employees or agents, or any other person.

George W. Bush

The White House,
December 30, 2003.

[Filed with the Office of the Federal Register, 11:22 a.m., December 31, 2003]

NOTE: This Executive order was published in the *Federal Register* on January 2, 2004.

Memorandum on Designation of the Kingdom of Thailand as a Major Non-NATO Ally

December 30, 2003

Presidential Determination No. 2004–16

Memorandum for the Secretary of State

Subject: Designation of the Kingdom of Thailand as a Major Non-NATO Ally

Consistent with the authority vested in me, by section 517 of the Foreign Assistance Act of 1961, as amended (''the Act''), I hereby designate the Kingdom of Thailand as a Major Non-NATO Ally of the United States for the purposes of the Act and the Arms Export Control Act.

You are authorized and directed to publish this determination in the *Federal Register*.

George W. Bush

Memorandum Waiving Prohibition on United States Military Assistance to Parties to the Rome Statute Establishing the International Criminal Court

December 30, 2003

Presidential Determination No. 2004–17

Memorandum for the Secretary of State

Subject: Waiving Prohibition on United States Military Assistance to Parties to the Rome Statute Establishing the International Criminal Court

Consistent with the authority vested in me by section 2007 of the American Servicemembers' Protection Act of 2002 (the ''Act''), title II of Public Law 107–206 (22 U.S.C. 7421 *et seq.*), I hereby:

- Determine that Belize, Former Yugoslav Republic of Macedonia, Panama, and Fiji have each entered into an agreement with the United States pursuant to Article 98 of the Rome Statute preventing the International Criminal Court from proceeding against U.S. personnel present in such countries; and
- Waive the prohibition of section 2007(a) of the Act with respect to these countries for as long as such agreement remains in force.

You are authorized and directed to report this determination to the Congress, and to arrange for its publication in the *Federal Register*.

George W. Bush

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* White House correction.

Memorandum on Extension of Waiver of Section 907 of the FREEDOM Support Act With Respect to Assistance to the Government of Azerbaijan

December 30, 2003

Presidential Determination No. 2004–18

Memorandum for the Secretary of State

Subject: Extension of Waiver of Section 907 of the FREEDOM Support Act with respect to Assistance to the Government of Azerbaijan

Consistent with the authority contained in title II of the Kenneth M. Ludden Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2002 (Public Law 107–115), I hereby determine and certify that extending the waiver of section 907 of the FREEDOM Support Act of 1992 (Public Law 102–511):

- is necessary to support United States efforts to counter international terrorism;
- is necessary to support the operational readiness of United States Armed Forces or coalition partners to counter international terrorism;
- is important to Azerbaijan's border security; and
- will not undermine or hamper ongoing efforts to negotiate a peaceful settlement between Armenia and Azerbaijan or be used for offensive purposes against Armenia.

Accordingly, I hereby extend the waiver of section 907 of the FREEDOM Support Act.

You are authorized and directed to notify the Congress of this determination and to arrange for its publication in the *Federal Register.*

George W. Bush

Memorandum on Waiver of Restrictions on Assistance to the Republic of Uzbekistan Under the Cooperative Threat Reduction Act of 1993 and Title V of the FREEDOM Support Act

December 30, 2003

Presidential Determination No. 2004–19

Memorandum for the Secretary of State

Subject: Waiver of Restrictions on Assistance to the Republic of Uzbekistan under the Cooperative Threat Reduction Act of 1993 and Title V of the FREEDOM Support Act

Consistent with the authority vested in me by section 1306 of the National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314), I hereby certify that waiving the restrictions contained in subsection (d) of section 1203 of the Cooperative Threat Reduction Act of 1993 (22 U.S.C. 5952), as amended, and the requirements contained in section 502 of the FREEDOM Support Act (22 U.S.C. 5852) during Fiscal Year 2004 with respect to the Republic of Uzbekistan is important to the national security interests of the United States.

I have enclosed the unclassified report described in section 1306(b)(1) of the National Defense Authorization Act for Fiscal Year 2003, together with a classified annex.

You are authorized and directed to transmit this certification and report with its classified annex to the Congress and to arrange for the publication of this certification in the *Federal Register.*

George W. Bush

Letter to the Speaker of the House of Representatives on Notification of a Federal Credit Instrument for World Airways, Inc.

December 30, 2003

Dear Mr. Speaker:

Consistent with provisions of Public Law 107–42, the Air Transportation Safety and System Stabilization Act, 2001, I hereby notify the Congress of a $30 million Federal credit instrument for World Airways, Inc.