

No. 14127

**AUSTRALIA
and
CHINA**

**Trade Agreement (with schedules). Signed at Canberra on
24 July 1973**

Authentic texts: English and Chinese.

Registered by Australia on 7 August 1975.

**AUSTRALIE
et
CHINE**

**Accord commercial (avec listes). Signé à Canberra le
24 juillet 1973**

Textes authentiques : anglais et chinois.

Enregistré par l'Australie le 7 août 1975.

TRADE AGREEMENT¹ BETWEEN THE GOVERNMENT OF AUSTRALIA AND THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA

The Government of Australia and the Government of the People's Republic of China,

For the purpose of promoting the further development of economic and trade relations between their two countries on the basis of equality and mutual benefit, and

For the purpose of enhancing mutual understanding and friendship between the peoples of the two countries,

Have agreed as follows:

Article I. Each Contracting Party shall, subject to the laws and regulations in force in its country, facilitate as far as possible imports from and exports to the territory of the other, particularly of the goods enumerated in Schedules A and B annexed to this Agreement.

This Article shall not be construed in such a manner as to limit the exchange of goods between the two countries to the goods enumerated in Schedules A and B annexed to this Agreement. The Schedules to this Agreement may be amended by mutual consent at any time by an exchange of letters between the two Contracting Parties.

Article II. The two Contracting Parties agree that the relevant trading bodies and enterprises of their two countries hold exploratory discussions for long term commodity arrangements and conclude such arrangements in accordance with mutual requirements and possibilities.

Article III. The exchange of goods and technical services under contracts and agreements entered into between the two countries shall, subject to the laws and regulations in force in each country, be at reasonable international market prices and shall be carried out by Australian legal and physical persons and state-owned import and export corporations of the People's Republic of China.

Article IV. The two Contracting Parties shall grant each other most favoured nation treatment in the issue of import and export licences and the allocation of foreign exchange connected therewith, as well as in all respects concerning customs duties, internal taxes or other charges imposed on or in connection with imported goods, and customs and other related formalities, regulations and procedures.

Article V. The provisions of Article IV of this Agreement shall not apply to:
(a) favours and facilities granted by either Contracting Party resulting from the association of either country in a customs union or free trade area, or from other arrangements relating to preferential trade; and such measures as either contracting party may possibly take to meet its commitments under international commodity agreements;

¹ Came into force on 24 July 1973 by signature, in accordance with article IX.

- (b) favours and facilities granted or to be granted by either Contracting Party to neighbouring countries in respect of border trade;
- (c) such measures as either Contracting Party may take to safeguard its national security, or human, animal or plant life or health.

Article VI. All payments between Australia and the People's Republic of China shall be made through the banks of the two countries authorised to buy and to sell foreign currency in Australian Dollars, or in Chinese Renminbi or in other mutually acceptable freely convertible currencies in accordance with the foreign exchange regulations currently in force in the two countries and general customary practice.

Article VII. Each Contracting Party will promote the interchange of trade representatives, groups and delegations between the two countries, encourage the commercial exchange of industrial and technical expertise, and will facilitate the holding of trade exhibitions and other trade promotion activities in its country by organisations of the other in accordance with general customary practice.

Article VIII. In order to facilitate the implementation of this Agreement, the two Contracting Parties establish a joint trade committee consisting of their respective designated representatives.

The committee shall meet once a year, unless otherwise mutually agreed, alternately in Canberra and Peking. When necessary, special meetings to discuss matters of mutual interest may be arranged through consultations between the two Contracting Parties.

The committee shall be assigned the task of examining the implementation of this Agreement, exploring measures for the expansion of mutually beneficial trade, improving understanding of the trade and related commercial policies of each country, and seeking solutions to problems which may arise in the course of the development of trade between the two countries.

Article IX. This Agreement shall come into force on the date of signature and shall remain in force for three years. If, ninety days before the expiration of this Agreement, neither of the Contracting Parties has notified the other in writing of its intention to terminate the Agreement, it shall continue in force until ninety days after the receipt by one Contracting Party of notice from the other of its intention to terminate this Agreement. Notice of termination shall be transmitted through diplomatic channels.

Article X. In the event of termination of this Agreement all unfulfilled obligations arising from the operation of this Agreement shall be fulfilled in accordance with the provisions thereof.

DONE at Canberra this twenty-fourth day of July in the year one thousand nine hundred and seventy-three in duplicate in the English and Chinese languages, both of which shall be equally authentic.

For the Government
of Australia:

[Signed — Signé]¹

For the Government
of the People's Republic
of China:

[Signed — Signé]²

¹ Signed by Jim Cairns—Signé par Jim Cairns.

² Signed by Pai Hsiang-Kuo—Signé par Pai Hsiang-Kuo.

SCHEDULE A

CHINESE EXPORT COMMODITIES

- | | |
|---------------------------------------|---|
| — Cotton piece goods | — Animal by-products |
| — Various kinds of textiles | — Canned goods and other foodstuffs |
| — Light industrial products | — Various kinds of machinery, instruments and hand tools |
| — Stationery items and sporting goods | — Non-ferrous metals and various kinds of minerals and metal products |
| — Native special produce | |
| — Arts and handicrafts | |
| — Chemical products | |

SCHEDULE B

AUSTRALIAN EXPORT COMMODITIES

- | | |
|--|---|
| — Wheat and other grains | — Breeding animals |
| — Wool | — Timber |
| — Raw, semi-processed and processed minerals | — Paper-pulp |
| — Sugar | — Pig iron, steel products, scrap steel |
| — Tallow | — Non-ferrous metals |
| — Cotton | — Chemical products |
| — Hides and skins | — Machinery and equipment |
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