

No. 16680

**FRANCE
and
BENIN**

Agreement on co-operation in scientific and technical research. Signed at Cotonou on 27 February 1975

Authentic text: French.

Registered by France on 11 May 1978.

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et
BÉNIN**

Accord de coopération en matière de recherche scientifique et technique. Signé à Cotonou le 27 février 1975

Texte authentique : français.

Enregistré par la France le 11 mai 1978.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ ON CO-OPERATION IN SCIENTIFIC AND TECHNICAL RESEARCH BETWEEN THE GOVERNMENT OF THE FRENCH REPUBLIC AND THE GOVERNMENT OF THE REPUBLIC OF DAHOMEY

The Government of the French Republic, on the one hand,
The Government of the Republic of Dahomey, on the other hand,
Have agreed as follows:

Title I. SCIENTIFIC AND TECHNICAL RESEARCH STRUCTURES

Article I. Within the framework of this Agreement, existing or future Dahomean structures for scientific and technical research shall perform or supervise the programming, management and implementation of all scientific and technical research activities in Dahomey.

Article II. Co-operation in scientific and technical research between the Republic of Dahomey and the French Republic shall take place through and with the assistance of the competent scientific and technical research institutions of each State.

Article III. The operating procedures of the Dahomean national structures shall be determined by the Government of the Republic of Dahomey.

Article IV. French scientific and technical research establishments shall intervene at the request or with the authorization of the Government of the Republic of Dahomey.

Article V. The Republic of Dahomey may appoint a representative to the governing board and/or programming authority of each French research body engaged in activities in the territory of the Republic of Dahomey, in the form laid down in the statutes of those bodies.

Title II. SCIENTIFIC AND TECHNICAL RESEARCH PROGRAMMES

Article VI. Co-operation in scientific and technical research between the Republic of Dahomey and the French Republic shall form part of programmes, generally of several years' duration, which may cover all research activities for economic and social development.

Each programme shall include short-term and medium-term objectives, a timetable, and an estimate of the resources of all kinds required for its implementation.

Article VII. Programmes shall be divided, according to their objectives and implementation arrangements, into these categories:

—programmes of national interest;

¹ Came into force on 1 January 1978, i.e., the first day of the second month following the exchange of instruments of approval, which took place at Paris on 18 November 1977, in accordance with article XXV.

- programmes of general interest;
- special programmes.

Article VIII. Programmes of national interest directly related to the economic and social development of Dahomey shall be drawn up by the Dahomean scientific and technical research structures.

These programmes shall be implemented through the competent Dahomean scientific and technical research institutions, which may, if necessary, enlist the assistance of qualified French research institutions.

Article IX. Programmes of general interest shall refer to research which, while not of immediate benefit to the economic and social development of the Republic of Dahomey, contributes to the advancement of science and technology.

These programmes may be executed in the territory of the Republic of Dahomey by French research institutions at their initiative and on their responsibility. Their execution shall be subject to the prior authorization of the Republic of Dahomey after examination of the programmes in question.

These research institutions shall undertake to admit Dahomean students and research workers, at the request of the Government of the Republic of Dahomey, subject to the special conditions agreed in each case by the Parties.

Article X. Special programmes may be executed in whole or in part by French scientific and technical research bodies at the request of public or private corporations or individuals operating in the territory of the Republic of Dahomey.

The execution of these programmes shall be subject to the authorization of the Government of the Republic of Dahomey.

Title III. SCIENTIFIC AND TECHNICAL RESEARCH PERSONNEL

Article XI. The Government of the Republic of Dahomey shall provide the qualified Dahomean personnel specified for the implementation of each programme.

Article XII. In addition to the personnel made available to the Republic of Dahomey within the framework of the programmes covered by article XVI of this Agreement, the Government of the French Republic shall, to the fullest extent possible, provide the Government of the Republic of Dahomey at its request with personnel to assist in the organization and operation of Dahomean research institutions.

Such personnel shall be governed by the Agreement on technical co-operation in personnel matters.

Article XIII. French personnel assigned to assist in the implementation of the various categories of programmes shall enjoy the customs and fiscal arrangements and the safeguards and guarantees accorded to technical assistance officers.

Article XIV. The two Governments recognize the need for a special effort to train Dahomean research personnel.

To this end, the Government of the French Republic shall undertake to provide or facilitate training and advanced training for Dahomean research

workers and technicians, including counterparts for the French research workers engaged in the research programmes.

*Title IV. FINANCING OF SCIENTIFIC AND
TECHNICAL RESEARCH PROGRAMMES*

Article XV. Financing arrangements shall be specific to each programme, as defined in title II of this Agreement.

Article XVI. Programmes of national interest shall be financed as follows:

(a) The Government of the Republic of Dahomey shall bear the cost of the Dahomean personnel.

(b) The Government of the French Republic shall bear the cost of the French personnel, subject to the conditions laid down in the riders and protocols referred to in paragraphs (e) and (f) of this article.

(c) Operating costs shall be shared equally by the Contracting Parties.

(d) Capital costs may be paid, in whole or in part, by the Government of the French Republic.

(e) Each year, a rider to this Agreement shall set the contribution of each of the Parties to the implementation of these programmes, specify the arrangements for the payment of that contribution, and designate the Dahomean and French research institutions responsible for carrying out the programmes.

(f) In application of the riders mentioned above, protocols of execution concluded between French and Dahomean institutions shall specify the arrangements for the participation of the French research workers assigned to the implementation of programmes of national interest and the conditions governing the use of the funds allocated for this purpose.

Article XVII. Programmes of general interest executed by French institutions at their initiative and on their responsibility shall be financed entirely by the Government of the French Republic.

Article XVIII. Special programmes shall be financed by the individual or corporation applying for their implementation, according to the terms of a special agreement concluded with the French body whose assistance is requested.

Article XIX. In addition to the capital costs related to the research programmes and financed as part of the programmes, facilities and equipment intended to strengthen the national research potential of the Republic of Dahomey may be financed by the French Republic according to the customary procedures for development assistance.

Article XX. Budget increases consequent on any necessary future expansion of programmes shall be the subject of riders signed by the two Parties.

Article XXI. Each Party shall grant the research institutions under the authority of the other Party complete exemption from any customs duties, taxes and charges on the temporary or permanent importation of any materials or goods intended for use in activities conducted under the present Agreement.

Title V. REVIEW OF PROGRAMMES, EXCHANGE OF INFORMATION AND UTILIZATION OF THE RESULTS OF SCIENTIFIC AND TECHNICAL RESEARCH

Article XXII. The Main Commission referred to in article III of the General Agreement shall monitor and review the implementation of scientific and technical research programmes financed under the conditions laid down in articles XVI and XVII above.

Article XXIII. With a view to intensifying relations between their scientific institutions, learned societies and research workers, the two Governments shall undertake to encourage twinning and association of organizations, in order, *inter alia*, to facilitate the exchange of information and the exchange or loan of scientific documents and collections.

Article XXIV. In pursuance of the international agreements on the spread of knowledge, the two Governments shall place no restrictions on the free circulation of documents containing purely scientific information.

As far as the economic applications of research are concerned, save for special stipulations laid down in research contracts or protocols:

The results obtained in the course of programmes of national interest shall be communicated regularly to the Dahomean authorities and be freely available to them.

They may be utilized freely by the French authorities within their territory.

The utilization, publication and dissemination of these results by the French Republic in third countries shall require the prior agreement of the Republic of Dahomey.

The results obtained in Dahomey by French research institutions in the course of programmes of general interest shall be communicated regularly to the Dahomean authorities and shall be freely available to them in their territory. They shall be freely utilized by the Government of the French Republic in its territory.

The utilization, publication and dissemination of these results in third countries shall be the subject of an agreement between the Government of the Republic of Dahomey and the Government of the French Republic.

The results obtained in the course of special programmes shall be the property of the individual or corporation requesting their implementation. They shall be communicated to the Dahomean authorities within three months from the completion of the implementation of the programmes.

Title VI. MISCELLANEOUS PROVISIONS

Article XXV. This Agreement replaces and abrogates the General Agreement on scientific research of 20 June 1960 and title III of the Agreement on cultural co-operation of 24 April 1961.¹ It is concluded for a term of two years, renewable by tacit agreement. Notice of termination shall be given through the diplomatic channel at least six months in advance.

¹ United Nations, *Treaty Series*, vol. 811, p. 89.

This Agreement shall enter into force on the first day of the second month following the exchange of instruments of approval which shall take place at Paris as soon as possible.

DONE at Cotonou on 27 February 1975.

For the Government of the French Republic:

[Signed]

PIERRE ABELIN
Minister for Co-operation

For the Government of the Republic of Dahomey:

[Signed]

MICHEL ALLADAYE
Minister for Foreign Affairs
and Co-operation
