

No. 23083

**AUSTRALIA
and
CHINA**

**Protocol on economic co-operation. Signed at Canberra on
22 September 1981**

Authentic texts: English and Chinese.

Registered by Australia on 18 September 1984.

**AUSTRALIE
et
CHINE**

**Protocole de coopération économique. Signé à Canberra
le 22 septembre 1981**

Textes authentiques : anglais et chinois.

Enregistré par l'Australie le 18 septembre 1984.

PROTOCOL¹ ON ECONOMIC CO-OPERATION 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,

Desiring to re-affirm the mutual objectives and undertakings expressed in the Trade Agreement signed at Canberra on 24 July 1973;²

Observing that those objectives and undertakings comprehended the development of commercial exchanges of industrial and technical expertise;

Convinced of the importance of further strengthening, expanding and diversifying economic co-operation between their two countries on the basis of equality and mutual benefit; and

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

Have agreed as follows:

Article I. The two Contracting Parties shall use their best endeavours to strengthen and broaden further the ties of economic co-operation between their two countries and, consistent with that objective, shall make appropriate efforts to achieve a balance in their economic interests and to attain a harmonious development in their bilateral trade.

Article II. 1. Each Contracting Party shall take appropriate measures to encourage and facilitate the development of economic co-operation between the two countries.

2. In particular, each Contracting Party shall encourage the relevant organisations and enterprises of its country to explore the possibilities for, and where appropriate conclude, contracts and other arrangements with relevant organisations and enterprises of the other country, relating to economic co-operation projects.

3. Each Contracting Party shall facilitate, as appropriate, the development in its country of activities consistent with the provisions of this Protocol, by the relevant organisations and enterprises of the other country.

Article III. 1. Economic co-operation between the two countries may be implemented through co-production, co-marketing, joint ventures, compensatory trade, licensing agreements, the provision of technical services, the operations of professional consultants, the provision of services and construction work on a contractual basis, and other mutually acceptable arrangements.

2. The decision by relevant organisations and enterprises in each country to co-operate in individual projects and the contracts and other arrangements entered into for the implementation of such projects shall be the responsibility of the relevant organisations and enterprises.

3. The relevant organisations and enterprises of the two countries should, in considering opportunities for the development of economic co-operation projects, give particular attention to:

¹ Came into force on 22 September 1981 by signature, in accordance with article VIII.

² United Nations, *Treaty Series*, vol. 975, p. 59.

- (a) Agriculture, including agricultural machinery, animal husbandry, pasture development, trial farms, intensive farming, broadacre dry land farming, irrigation and drainage systems;
- (b) Building construction industry, including construction machinery, concrete handling, usage and technology, high rise construction technology;
- (c) Forest products industry, including forest management, re-afforestation, comprehensive utilisation of timber, processing of forest products, pulp and paper manufacture;
- (d) Light industry, including arts and crafts, footwear, other daily consumer goods, animal and food processing machinery, tools and equipment for either export or domestic use;
- (e) Transport and materials handling equipment, including such equipment for use in ports, mines, bulk terminals, grain storage systems;
- (f) Mining, including technology and equipment in minerals exploration, exploitation and processing;
- (g) Packaging, including packaging materials, can manufacture, paper and paperboard packaging, palletising, shrink wrapping;
- (h) Power industry, including hydro and thermal power generation, transmission and distribution; and
- (i) Petroleum exploration, exploitation, refining and transportation.

Article IV. Contracts and other arrangements for economic co-operation entered into between relevant organisations and enterprises of the two countries shall be in accord with the laws, regulations and requirements of both countries.

Article V. 1. In order to promote co-operation in those areas provided for in Article III of this Protocol, and subject to their respective foreign exchange laws, regulations and requirements, the two Contracting Parties shall encourage and facilitate the development of mutually satisfactory financial arrangements on as favourable a basis as possible.

2. Payments arising out of the transactions implemented within the scope of this Protocol may be effected either in mutually acceptable convertible currency or in accordance with the stipulations of the contracts and other arrangements entered into between the relevant organisations or enterprises, provided that such payments are in conformity with the foreign exchange laws, regulations and requirements of the two countries.

Article VI. For the purpose of implementation of this Protocol, the Joint Trade Committee established by the provisions of Article VIII of the Trade Agreement between the two Governments shall be responsible for reviewing the progress of economic co-operation between the two countries and may submit to the two Governments recommendations relating to the matters referred to in this Protocol.

Article VII. This Protocol shall be considered as complementing the Trade Agreement between the two Governments.

Article VIII. This Protocol shall enter into force on the day of signature and shall remain in force concurrently with the Trade Agreement between the two Governments. Extension or termination of the Trade Agreement shall simultaneously extend or terminate this Protocol.

DONE at Canberra in two original copies this twenty-second day of September 1981, in Chinese and English, both texts being equally authentic.

[Signed — Signé]¹

For the Government
of Australia

[Signed — Signé]²

For the Government
of the People's Republic of China

¹ Signed by J. D. Anthony — Signé par J. D. Anthony.

² Signed by Liu Xiwen — Signé par Liu Xiwen.