

No. 23260

**NETHERLANDS
and
CHINA**

**Agreement on economic and technological co-operation.
Signed at Beijing on 30 October 1980**

Authentic texts: Dutch, Chinese and English.

Registered by the Netherlands on 20 February 1985.

**PAYS-BAS
et
CHINE**

**Accord relatif à la coopération économique et technologi-
que. Signé à Beijing le 30 octobre 1980**

Textes authentiques : néerlandais, chinois et anglais.

Enregistré par les Pays-Bas le 20 février 1985.

AGREEMENT¹ ON ECONOMIC AND TECHNOLOGICAL CO-OPERATION BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE PEOPLE'S REPUBLIC OF CHINA

The Government of the Kingdom of the Netherlands and the Government of the People's Republic of China,

Desiring to strengthen further the friendly relations between their two peoples and to promote the development of economic and technological co-operation between the two countries on the basis of equality and mutual benefit,

Taking cognizance of the Trade Agreement between the European Economic Community and the People's Republic of China,

Have agreed as follows:

Article 1. The Contracting Parties shall encourage and promote, to their mutual benefit, the sustained development of economic cooperation between their respective countries, within the framework of their laws and regulations and taking into account their international obligations.

Article 2. The Contracting Parties shall encourage interested companies, organizations and agencies in their respective countries to conclude with one another such contracts and other agreements as correspond with the needs and possibilities of both their countries, with a view to promoting the development of their economies to their mutual benefit.

Article 3. (1) The Contracting Parties recognize that the cooperation may involve the following sectors: industry, mining, energy, sewage treatment and water supply, commerce, agriculture, horticulture, transportation infrastructure, tele-communications, engineering and other services.

(2) The Contracting Parties shall inform each other, either directly or through the Joint Committee established pursuant to article 8 of the present Agreement, of specific sectors in which they consider cooperation desirable.

(3) Projects involving economic cooperation and the conditions of such projects shall be agreed upon between the companies, organizations and agencies concerned of the two countries, within the framework of the relevant laws and regulations.

Article 4. The Contracting Parties agree that cooperation in the sectors indicated in article 3 of the present Agreement will consist of cooperation between the interested companies, organizations and agencies in their respective countries on *inter alia* the following matters:

- (1) The study, preparation and execution of projects, relating to these sectors or to other areas of common economic activity;
- (2) The production of goods and equipment;

¹ Came into force on 1 October 1984, i.e., the first day of the second month following the date (13 August 1984) of the last of the notifications by which the Contracting Parties had informed each other of the completion of their respective legal procedures, in accordance with article 9 (1).

- (3) Joint activities leading to new cooperative undertakings, in which companies, organizations and agencies in both States take part, in so far as such joint activities are permitted by the relevant laws and regulations and are in the interest of both States;
- (4) The marketing of products.

Article 5. The Contracting Parties are aware of the importance of close cooperation in the field of applied scientific research and technology, in particular in connection with sectors indicated in article 3 of the present Agreement.

They recognize that such cooperation will be served in particular by:

- (1) The exchange of know-how and technical documentation;
- (2) The elaboration of programmes in the field of applied scientific research;
- (3) The organization of consultations, meetings and symposia on matters of mutual interest to the experts of the two countries;
- (4) The exchange of visits and study tours by specialized delegations, research personnel, specialists and technicians;
- (5) The exchange of trainees and visits by experts.

Article 6. The Contracting Parties are aware of the significance that appropriate financing conditions may have for the establishment of co-operative undertakings. They shall take into consideration the aims of this Agreement so that the most favourable financial conditions possible may be made available.

Article 7. The Contracting Parties agree that to facilitate the implementation of jointly agreed co-operative undertakings they shall accord to each other treatment that is as favourable as possible, within the framework of existing laws and regulations applicable in the respective countries.

Article 8. (1) The Contracting Parties agree to establish a Joint Committee which will be composed of representatives of the departments concerned of the two governments, and if the respective delegations in the Committee so decide, the experts and representatives of interested companies, organizations and agencies in the two countries may take part in the Committee's work.

The Committee shall:

- (i) Discuss any matter pertaining to the implementation of the present Agreement, and make recommendations thereon;
- (ii) Explore and define further sectors in which it considers that cooperation between the two countries might be broadened, and make recommendations thereon.

The Committee may appoint, when necessary, specialized working parties to deal with cooperation in particular sectors. The working parties shall report to the Committee.

The meetings of the Committee shall be held alternately in The Hague and Peking, at such times as the two parties consider appropriate.

(2) On the entry into force of this Agreement, the Agreement of 7 May 1974 establishing a Joint Netherlands-Chinese Committee for Economy and Trade¹ shall be terminated.

¹ United Nations, *Treaty Series*, vol. 970, p. 185.

Article 9. (1) The present Agreement shall enter into force on the first day of the second month following the date on which the Contracting Parties inform each other in writing that the legal procedures in their respective countries have been complied with, and shall remain in force for a period of 5 years.

(2) Unless notice of termination has been given by either Contracting Party at least six months before the date of expiry of the Agreement, the Agreement shall be automatically extended for an indefinite period, each Contracting Party reserving the right to terminate the Agreement upon notice of at least six months.

(3) The termination of the present Agreement shall have no prejudicial effect on the fulfilment of contracts made under the provisions of the present Agreement.

DONE in duplicate at Peking on October 30th, 1980, in the Dutch, Chinese and English languages, the three texts being equally authentic.

For the Government
of the Kingdom of the Netherlands:

C. A. VAN DER KLAUW

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

HUANG HUA
