

No. 26799

**ARGENTINA
and
BRAZIL**

**Treaty on integration, cooperation and development. Signed
at Buenos Aires on 29 November 1988**

Authentic texts: Spanish and Portuguese.

Registered by Argentina on 11 September 1989.

**ARGENTINE
et
BRÉSIL**

**Traité d'intégration, de coopération et de développement.
Signé à Buenos Aires le 29 novembre 1988**

Textes authentiques : espagnol et portugais.

Enregistré par l'Argentine le 11 septembre 1989.

[TRANSLATION — TRADUCTION]

TREATY¹ ON INTEGRATION, COOPERATION AND DEVELOPMENT BETWEEN THE GOVERNMENT OF THE ARGENTINE REPUBLIC AND THE GOVERNMENT OF THE FEDERATIVE REPUBLIC OF BRAZIL

The Government of the Argentine Republic and the Government of the Federative Republic of Brazil, hereinafter referred to as “States Parties”,

Considering

The historic event represented by the Declaration of Iguazu (Iguazú) of 23 November 1985;

The Instrument for Argentine-Brazilian Integration and the progress of the Economic Cooperation and Integration Programme of 29 July 1986;

The Instrument of Argentine-Brazilian Friendship: Democracy, Peace and Development;

The need for final consolidation of the process of economic integration between the two nations, within the framework of a renewed drive towards Latin American integration;

The decision of the two Governments to prepare both nations for the challenges of the twenty-first century; and

The commitments undertaken by the two States in the Treaty of Montevideo 1980,²

Have agreed as follows:

I. OBJECTIVES AND PRINCIPLES

Article 1

The ultimate purpose of this Treaty is to consolidate the process of economic cooperation and integration between the Federative Republic of Brazil and the Argentine Republic.

The territories of the two countries shall form a common economic area, in keeping with the procedures and time-limits established in this Treaty.

Article 2

This Treaty and any specific agreements arising therefrom shall be implemented according to the principles of gradualism, flexibility, balance and symmetry, in order to permit the inhabitants and enterprises of each State Party to adapt progressively to the new terms of competition and economic legislation.

¹ Came into force on 23 August 1989 by the exchange of the instruments of ratification, which took place at Brasilia, in accordance with article 11.

² United Nations, *Treaty Series*, vol. 1329, p. 225.

II. FIRST STAGE

Article 3

Removal of all tariff and non-tariff barriers to trade in goods and services in the territories of the two States Parties shall be achieved gradually, within a period of up to 10 years, through the negotiation of additional protocols to the Partial Agreement for the renegotiation of preferences granted in the period 1962-1980 (Agreement No. 1).

The additional protocols, by establishing convergence between currently applicable tariff levels, shall progressively consolidate the common tariff levels of the Customs Nomenclature of the Latin American Integration Association (LAIA).

Article 4

Harmonization of policies in respect of customs, domestic and foreign trade, agriculture, industry, transport and communications, science and technology and other areas agreed by the States Parties and coordination of monetary, fiscal, foreign exchange and capital policies shall be achieved gradually, through specific agreements which shall, in each instance, be adopted by the legislature of the Federative Republic of Brazil and the legislature of the Argentine Republic.

III. SECOND STAGE

Article 5

Upon conclusion of the first stage, a gradual harmonization shall begin of all other policies required for the formation of a common market between the two States Parties, including, *inter alia*, policies relating to human resources, through the negotiation of specific agreements to be adopted by the legislature of the Federative Republic of Brazil and the legislature of the Argentine Republic.

IV. MECHANISMS

Article 6

An Implementation Commission for the Treaty on Integration, Cooperation and Development shall be responsible for the implementation of this Treaty and its related specific agreements.

The Implementation Commission shall be presided over jointly by the President of the Argentine Republic and the President of the Federative Republic of Brazil.

It shall be composed of four Brazilian Ministers of State and four Argentine Ministers of State. Its work shall be coordinated by the Ministers for Foreign Affairs, who shall designate a senior official in each country as National Secretary of the Commission.

The Commission shall transmit draft specific agreements to the Joint Parliamentary Commission for Integration, for the purposes provided for in article 8.

Article 7

The Commission may, for each specific agreement, set up joint technical commissions for study and implementation, which shall be composed of officials

belonging to the competent administrative bodies of each State Party, and whose policy coordination shall be the responsibility of the Ministries of Foreign Affairs.

In addition, the Commission shall propose proceedings and mechanisms to ensure compliance with agreements arising from this Treaty, and to resolve any disputes.

Article 8

Draft specific agreements negotiated by the Governments of the States Parties shall, before being sent to the respective legislatures, be reviewed by a Joint Parliamentary Commission for Integration, an advisory body, which shall be composed of 12 parliamentarians from each country, appointed by the respective legislatures for a term of two years.

The said Commission shall transmit its recommendations to the Implementation Commission.

V. GENERAL PROVISIONS

Article 9

This Treaty shall be implemented without prejudice to any international, bilateral or multilateral commitments undertaken by either of the two States Parties.

Article 10

A request by a member country of the Latin American Integration Association (LAIA) for participation in this Treaty or in a specific agreement arising therefrom may be reviewed by the two States Parties after this Treaty or the specific agreement in which the LAIA member country requests participation has been in effect for five years.

The participation shall be effected through a treaty or a specific agreement, in accordance with the procedures provided for in article 6 and 8 above.

Article 11

This Treaty shall enter into force on the date of exchange of the instruments of ratification.

Article 12

This Treaty between the Argentine Republic and the Federative Republic of Brazil shall remain in effect indefinitely.

A State Party wishing to denounce this Treaty shall inform the other State Party of its intention to do so, and shall formally submit the instrument of denunciation one year following the notification. Once the formalities of denunciation have been completed, the rights and obligations arising from this Treaty shall cease automatically for both States Parties.

The denunciation of specific agreements arising from this Treaty shall accord with the specific rules laid down therein. If such provisions do not exist, the general rule in the preceding paragraph of this article shall be applied.

DONE at Buenos Aires on 29 November 1988, in duplicate originals in the Spanish and Portuguese languages, both texts being equally authentic.

[JOSÉ SARNEY]

[RAÚL ALFONSIN]
