

No. 26449

NETHERLANDS
and
INDIA

**Agreement on economic and technical cooperation (with
exchange of letters). Signed at New Delhi on 8 February
1983**

Authentic texts of the Agreement: Dutch, Hindi and English.

Authentic texts of the Exchange of letters: English.

Registered by the Netherlands on 23 February 1989.

PAYS-BAS
et
INDE

**Accord de coopération économique et technique (avec
échange de lettres). Signé à New Delhi le 8 février 1983**

Textes authentiques de l'Accord : néerlandais, hindi et anglais.

Texte authentique de l'Échange de lettres : anglais.

Enregistré par les Pays-Bas le 23 février 1989.

AGREEMENT¹ ON ECONOMIC AND TECHNICAL COOPERATION BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE REPUBLIC OF INDIA

The Government of the Kingdom of the Netherlands and the Government of the Republic of India, hereinafter referred to as the Contracting Parties,

Having regard to the friendly relations between the two countries and their wish to improve and further strengthen these relations to their mutual benefit,

Believing that the time is opportune to give a new impetus to the mutual relationship between the respective countries,

Conscious that the more dynamic mutual relationship, which both Contracting Parties desire, calls for closer cooperation across the whole range of economic and technical endeavour to the full extent of their growing capacity to meet each [others] requirements on the basis of mutual benefit and consistent with their development policies,

Agree upon the following:

Article 1

The Contracting Parties will make every effort to promote economic and technical collaboration between their respective countries.

Such collaboration may concern amongst others industry, mining, energy, land and water development, commerce, agriculture, area- and rural development, transportation-infrastructure, communications, engineering and other services. In these fields the Contracting Parties shall define sectors of common interest in which collaboration shall be enhanced by all the means at their disposal, in the framework of their respective policies and laws and taking into account their international obligations.

Article 2

In order to achieve the objectives set out in Article 1, the Contracting Parties undertake to implement the commitment referred to in that Article amongst others by:

- (i) Examining the possibility for joint cooperation programmes to be agreed upon between companies and organisations of the respective countries, with a view to taking the maximum advantage of the economic conditions in the respective countries amongst others with regard to the manufacture of various components and finished goods;
- (ii) Promoting and facilitating collaboration between companies and organisations of the respective countries on the basis of their respective capabilities and technologies with a view to participation in joint ventures and projects in third countries;

¹ Came into force provisionally on 8 February 1983, the date of signature, in accordance with the provisions of the exchange of letters, and definitively on 1 August 1988, i.e., the first day of the second month following the date (6 June 1988) on which the Contracting Parties had informed each other of the completion of the required constitutional procedures, in accordance with article 6 (1).

- (iii) Intensifying the exchange of available information regarding their respective markets and industries and changing trends related thereto, with a view to identifying jointly the sectors and products of which production can be augmented and marketing improved, in order to attain optimal overall economic growth consistent with the respective national policies;
- (iv) Promoting visits by persons, groups and delegations specialized in the fields referred to in Article 1 to facilitate industrial and technological exchanges and to improve commercial contacts;
- (v) Encouraging institutions which aim at enhancing contacts and cooperation between economic and technological organisations of the respective countries. Such institutions may include amongst others a Joint Business Council;
- (vi) Promoting fairs and exhibitions for the development of trade in items of special interest;
- (vii) Encouraging technological and scientific cooperation including joint programmes of research and development.

Article 3

The Government of the Kingdom of the Netherlands will, within the framework of existing laws and regulations,

- Use its best endeavours to intensify its support for Indian development programmes;
- Stimulate the mobilisation of funds to be provided by institutional and other sources of finance in the Netherlands, in accordance with the rules and policies of the institutions concerned;
- Promote the mobilisation of non-concessional funds to be provided by the Netherlands private banks.

Article 4

A Joint Committee for Economic and Technical Cooperation, composed of representatives of the respective Governments, is hereby established.

Experts and advisors from both private and public sectors may be called upon at the request of either side, to attend the meetings of the Committee.

The Committee shall identify ways and means to further the collaboration referred to in Article 1 of this Agreement. It shall furthermore explore and define sectors in which it considers the collaboration between the respective countries may be broadened, and make recommendations thereon. For this purpose the Committee may set up sectorwise joint program- or project-committees. The terms of reference of such committees will be defined by the Committee.

The Committee may also identify and recommend to the Contracting Parties specific projects for financing by the Government of the Netherlands. The Committee shall meet at the request of either Contracting Party.

Article 5

As regards the Kingdom of the Netherlands the Agreement shall apply to the Kingdom in Europe and to the Netherlands Antilles.

Article 6

(1) The present Agreement shall enter into force on the first day of the second month following the date on which the Contracting Parties have informed each other in writing that the procedures constitutionally required therefor 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 the expiry of its validity, the present Agreement shall be extended tacitly for periods of one year, each Contracting Party reserving the right to terminate the Agreement upon notice of at least six months before the date of expiry of the current period of validity.

IN WITNESS WHEREOF, the undersigned representatives, duly authorized thereto, have signed the present Agreement.

DONE in duplicate at New Delhi, on this 8th day of February 1983 in Dutch, Hindi and English languages, all texts being equally authentic. In case of divergence of interpretation the English text shall prevail.

For the Government
of the Kingdom of the Netherlands:

[Signed]

H. LEOPOLD

[Signed]

F. BOLKESTEIN

For the Government
of the Republic of India:

[Signed]

VISHWANATH PRATAP SINGH

EXCHANGE OF LETTERS

I

New Delhi, February 8, 1983

No. 1356

Sir,

With reference to the Agreement on Economic and Technical Co-operation between the Kingdom of the Netherlands and the Republic of India, signed to-day, I have the honour to propose that, pending the coming into force of the Agreement in accordance with Article 6 thereof, the two Governments will apply the said Agreement provisionally as from the date of its signature. I would appreciate your confirmation of the above.

Please accept, Sir, the assurance of my highest consideration.

[Signed]

H. LEOPOLD
Ambassador of the Netherlands

To Mr. Mani Narayanswami
Additional Secretary
Ministry of Commerce of the Republic of India

II

ADDITIONAL SECRETARY
MINISTRY OF COMMERCE

8th February 1983

Excellency,

Kindly refer to your letter dated 8th February 1983 which reads as follows:

[See letter I]

I have the honour to confirm the understanding embodied in the said letter.

Please accept, Excellency, the assurance of my highest consideration.

Your sincerely,

[Signed]

MANI NARAYANSWAMI

H.E. Mr. H. Leopold
Ambassador of the Netherlands
New Delhi