

No. 32897

**FRANCE
and
ITALY**

**Agreement on transfrontier cooperation between territorial
communities. Signed at Rome on 26 November 1993**

Authentic texts: French and Italian.

Registered by France on 21 June 1996.

**FRANCE
et
ITALIE**

**Accord concernant la coopération transfrontalière entre
collectivités territoriales. Signé à Rome le 26 novembre
1993**

Textes authentiques : français et italien.

Enregistré par la France le 21 juin 1996.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE FRENCH REPUBLIC AND THE GOVERNMENT OF THE ITALIAN REPUBLIC ON TRANSFRONTIER COOPERATION BETWEEN TERRITORIAL COMMUNITIES

The Government of the French Republic and the Government of the Italian Republic, hereinafter referred to as the Contracting Parties,

Desiring to facilitate the implementation of the European Outline Convention on Transfrontier Cooperation between Territorial Communities or Authorities, signed on 21 May 1980² and ratified by France on 23 December 1983³ and by Italy on 19 November 1984³;

Desiring to contribute to the strengthening of traditional ties of transfrontier cooperation as part of the process of European integration;

Aware of the advantages of transfrontier cooperation between territorial communities,

Have agreed as follows:

Article 1

The Contracting Parties shall foster initiatives of territorial communities designed to develop transfrontier cooperation.

Article 2

For the purpose of this Agreement, territorial communities shall mean:

In the case of France: the territorial community of Corsica, the regions, departments and communes adjoining the frontier between the territories of the Contracting Parties, the other communes located in the frontier departments and such groups as may be established by the aforementioned communities.

In the case of Italy: the regions, provinces, communes, mountain communities, and the communal and provincial cooperatives located, at least in part, within the frontier area extending 25 kilometres from the frontier between France and Italy.

Article 3

With due regard for domestic law and for the international commitments of each Contracting Party, as well as for the jurisdiction of territorial communities recognized under domestic law, territorial communities may conclude transfrontier agreements and arrangements in the following fields:

- Urban and regional development;
- Transport and communications;

¹ Came into force on 6 October 1995, the date of receipt of the last of the notifications (of 7 November 1994 and 19 September 1995) by which the Contracting Parties informed each other of the completion of the required internal constitutional procedures, in accordance with article 8.

² United Nations, *Treaty Series*, vol. 1272, p. 61.

³ *Ibid.*, vol. 1497, p. 436.

- Energy;
- Environmental protection;
- Waste treatment: construction of wastewater collection systems and treatment plants;
- Education and applied scientific and technological research;
- Vocational training, guidance and redeployment;
- Hygiene and health;
- Culture and sport;
- Mutual assistance in disaster relief;
- Economic and social development;
- Improvement of the agrarian system;
- Tourism.

This list may be amended by an exchange of notes between the Contracting Parties.

Article 4

Agreements and arrangements between territorial communities shall be concluded with due regard for the procedures provided for by the domestic law of each Contracting Party and for the international commitments which bind the Contracting Parties.

Agreements and arrangements concluded on the basis of this Agreement shall not prejudice various existing forms of transfrontier cooperation between the Contracting States, particularly cooperation based on an international agreement.

Agreements and arrangements between territorial communities shall not prevent the Contracting Parties from subsequently concluding agreements on transfrontier cooperation.

Article 5

The Contracting Parties shall in no way be bound by the contractual consequences arising from agreements and arrangements concluded between territorial communities or from the implementation of such agreements and arrangements.

Article 6

Agreements concluded between territorial communities shall specify the law applicable thereto. The applicable law shall be that of one of the Contracting Parties. In the event of a dispute, the competent judicial authority shall be that of the State whose law is applicable by virtue of the agreement concluded between the territorial communities.

Article 7

The Contracting Parties shall keep each other informed and shall consult each other with respect to the development of transfrontier cooperation between territorial communities within the framework of the intergovernmental commission established to contribute to the solution of neighbourhood problems arising on either side of the frontier between France and Italy.

Article 8

Each Contracting Party shall notify the other of the completion of the domestic constitutional procedures required for the implementation of this Agreement, which shall take effect as from the date the last notification is received.

Article 9

This Agreement is concluded for an indefinite period. It may be denounced by either Party by giving six months' prior notice. The denunciation shall take effect only after the expiration of such notice.

The denunciation shall not affect any agreements and arrangements on trans-frontier cooperation between territorial communities that may be in force on the date on which denunciation takes effect.

DONE at Rome on 26 November 1993, in two originals, in the French and Italian languages, both texts being equally authentic.

For the Government
of the French Republic:

ALAIN JUPPÉ
Minister for Foreign Affairs

For the Government
of the Italian Republic:

BENIAMINO ANDREATTA
Minister for Foreign Affairs