

No. 45046*

**South Africa
and
Mauritius**

Agreement between the Government of the Republic of South Africa and the Government of the Republic of Mauritius on co-operation in the fields of arts and culture. Pretoria, 5 October 2006

Entry into force: *5 October 2006 by signature, in accordance with article 9*

Authentic texts: *English*

Registration with the Secretariat of the United Nations: *South Africa, 18 June 2008*

**Afrique du Sud
et
Maurice**

Accord de coopération dans les domaines des arts et de la culture entre le Gouvernement de la République d’Afrique du Sud et le Gouvernement de la République de Maurice. Pretoria, 5 octobre 2006

Entrée en vigueur : *5 octobre 2006 par signature, conformément à l'article 9*

Textes authentiques : *anglais*

Enregistrement auprès du Secrétariat des Nations Unies : *Afrique du Sud, 18 juin 2008*

* *The text reproduced below is the original text of the agreement as submitted. For ease of reference, it was sequentially paginated. The final UNTS version of it is not yet available. Le texte reproduit ci-dessous est le texte authentique de l'accord tel que soumis pour enregistrement. Pour référence, il a été présenté sous forme de la pagination consécutive. La version finale RTNU n'est pas encore disponible.*

[ENGLISH TEXT – TEXTE ANGLAIS]

PREAMBLE

The Government of the Republic of South Africa and the Government of the Republic of Mauritius (hereinafter jointly referred to as the “Parties” and in the singular as a “Party”);

DESIROUS to consolidate and strengthen the friendly ties and reciprocal understanding between their peoples;

AWARE of the benefits for promoting, as much as possible, the reciprocal knowledge and understanding of their respective cultures and intellectual and artistic achievements, as well as their history and lifestyle through co-operation between their States;

WISHING for a better quality of life for their people;

HEREBY AGREE as follows:

ARTICLE 1

OBJECTIVE

The Parties shall promote mutual beneficial co-operation in the fields of arts and culture for the purpose of developing activities, programmes and projects for artistic and cultural exchanges.

ARTICLE 2

FIELDS OF CO-OPERATION

- (1) In order to achieve the objective set out in Article 1, the Parties shall encourage-
 - (a) the study of the languages, literature, culture and history of each other’s country;
 - (b) the exchange of study and lecture visits by experts in these fields, as well as the exchange of information;
 - (c) the exchange in various cultural fields of reciprocal interest, including-
 - (i) exhibitions of art and crafts;
 - (ii) music, dance and drama;

- (iii) schools of art, associations of artists and writers, museums, archives and other cultural institutions, and
 - (iv) knowledge amongst conservationists of cultural heritage;

 - (d) co-operation in the fields of literature and libraries, including the exchange of books, records and archival materials;
 - (e) co-operation in capacity building of cultural staff in the short term and long term study programmes in the fields of cultural management, history, information and library sciences;
 - (f) co-operation in the establishment and operation of cultural resource centers and promotion of their sound development; and
 - (g) any other form of co-operation as may be agreed upon between the Parties or relevant autonomous institutions in both countries.
- (2) The Parties shall approve co-operation projects, programmes and activities that will be valid for specific periods.
- (3) The projects, programmes and activities referred to in sub-section (2) shall provide for-
- (a) concrete forms of co-operation events and exchanges; and
 - (b) organizational and financial conditions necessary for their implementation.
- (4) The Parties shall promote specific forms of co-operation amongst the relevant institutions, organizations and individuals referred in Article 3.

ARTICLE 3
INSTITUTIONS, ORGANISATIONS AND INDIVIDUALS

- (1) The Parties shall promote co-operation between interested institutions, organizations and individuals in both countries in the fields covered by this Agreement.
- (2) Due regard shall be given to the autonomy of the relevant institutions, organizations and individuals.



- (3) The Parties shall, in accordance with the aims of this Agreement, encourage the establishment co-operation between interested institutions, organizations and persons in both countries in the fields covered by this Agreement with the prior authorization of the Parties.

ARTICLE 4
PROTECTION OF INTELLECTUAL PROPERTY RIGHTS
AND OTHER RELEVANT RIGHTS

Each Party shall protect, within its territory, the intellectual property rights and any other relevant rights of the other Party in accordance with the international conventions ratified by both Parties and the domestic law in force in the respective countries.

ARTICLE 5
CUSTOMS CLEARANCE

The Parties shall facilitate the entrance of non-profitable cultural materials in their respective territories in accordance with the domestic law in force in their countries.

ARTICLE 6
APPLICABLE LAW

All activities carried out in terms of this Agreement shall be subject to the domestic law in force in the respective countries

ARTICLE 7
SETTLEMENT OF DISPUTES

Any dispute between the Parties arising out of the provisions of this Agreement shall be resolved amicably through consultations between the Parties through the diplomatic channel.



**ARTICLE 8
AMENDMENTS**

This Agreement may be amended by mutual consent of the Parties through an Exchange of Notes between the Parties through the diplomatic channel.

**ARTICLE 9
ENTRY INTO FORCE**

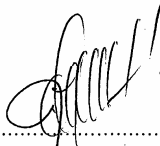
- (1) This Agreement shall enter into force on the date of signature thereof
- (2) This Agreement shall remain in force until terminated in accordance with section (3) of this Article.
- (3) This Agreement may be terminated by either Party giving six (6) months' written notice in advance through the diplomatic channel of its intention to terminate it.
- (4) The termination of this Agreement shall not affect any project, programme or activity that commenced before the termination, unless otherwise agreed upon in writing by the Parties.

IN WITNESS WHEREOF the undersigned being duly authorized thereto by their respective Governments, have signed and sealed this Agreement in duplicate in the English language, both being equally authentic.

DONE at PRETORIA on this 05th day of OCTOBER in the year 2006



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**FOR THE GOVERNMENT OF THE
REPUBLIC OF SOUTH AFRICA**



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**FOR THE GOVERNMENT OF THE
REPUBLIC OF MAURITIUS**