

No. 45067*

**South Africa
and
Australia**

Agreement on scientific and technological cooperation between the Government of the Republic of South Africa and the Government of Australia. Canberra, 18 October 2006

Entry into force: *2 October 2007 by notification, in accordance with article 12*

Authentic texts: *English*

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

**Afrique du Sud
et
Australie**

Accord de coopération scientifique et technologique entre le Gouvernement de la République sud-africaine et le Gouvernement de l'Australie. Canberra, 18 octobre 2006

Entrée en vigueur : *2 octobre 2007 par notification, conformément à l'article 12*

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]

The Government of the Republic of South Africa and the Government of the Australia (hereinafter jointly referred to as the "Parties" and separately referred to as a "Party");

CONSIDERING that the development of scientific and technological relations shall be of mutual benefit to their countries;

DESIRING to strengthen co-operation between their respective countries, particularly in the fields of science and technology; and

CONSIDERING further that such co-operation will promote the development of existing friendly relations between their respective countries;

HEREBY AGREE as follows:

ARTICLE 1

General Co-operation

- (1) The Parties shall promote the development of co-operation in the fields of science and technology between their respective countries on the basis of equality and mutual advantages.
- (2) Without prejudice to the generality of the preceding paragraph, the Parties shall promote, under the framework of this Agreement, scientific and technological co-operation between their respective government agencies, enterprises, research institutions, universities and other research and development organisations (together referred to as "Co-operating Organisations").

ARTICLE 2

Modalities of Co-operation

Subject to the domestic law of the countries of the Parties, co-operation between the Parties in the fields of science and technology shall be effected by the:

- a) exchange of scientists, research workers, specialists, and scholars;
- b) exchange of scientific and technological information and documentation;
- c) organisation of bilateral scientific and technological seminars and courses in areas of mutual interest; and
- d) joint identification of scientific and technological problems, the formulation and implementation of joint research programmes, the application of the results of such research in industry, agriculture and other fields, and the exchange of experience and know-how resulting therefrom.

ARTICLE 3

Entry and Stay

Subject to the domestic law of the countries of the Parties, each Party shall facilitate the entry and stay of the other Party's citizens in its country for the purposes of this Agreement as set out in Articles 1 and 2. Nothing in this Agreement prevents a Party from cancelling or refusing entry to a person or imposing conditions in order to regulate the entry and stay of persons and the movement of persons across its borders in accordance with its domestic law.

ARTICLE 4

Implementing Arrangements

- (1) The Parties may jointly negotiate and conclude any arrangements for the effective implementation or operation of any aspect of this Agreement that they deem necessary. Such arrangements may be constituted by, or evidenced in, a written instrument.
- (2) A Cooperating Organisation of one Party may jointly negotiate and conclude with a Cooperating Organisation of the other Party any arrangements for the effective implementation or operation of any aspect of this Agreement that they deem necessary. Such arrangements may be constituted by, or evidenced in a written instrument.
- (3) Any arrangement entered into pursuant to sub-Articles 1 and 2 of this Article may include:
 - a) provisions on the acquisition, protection, sharing, transfer and licensing of intellectual property;
 - b) provisions governing financial aspects of the arrangements; and
 - c) a mechanism enabling the Parties or Cooperating Organisations to consult on, and amicably settle between themselves, any disputes arising under the arrangement.
- (4) Arrangements shall take into account the applicable domestic law of the country of the Party in whose jurisdiction the particular co-operative activities are to be undertaken.
- (5) Unless they otherwise agree, the Parties shall conclude programmes of co-operation, compiled biennially or in another agreed period, setting