

No. 48061

**South Africa
and
Zambia**

**Memorandum of Understanding between the Government of the Republic of South Africa
and the Government of the Republic of Zambia on co-operation in the field of health.
Lusaka, 8 December 2009**

Entry into force: *8 December 2009 by signature, in accordance with article 17*

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**Afrique du Sud
et
Zambie**

**Mémorandum d'accord entre le Gouvernement de la République sud-africaine et le Gouver-
nement de la République de Zambie relatif à la coopération en matière de santé. Lusaka,
8 décembre 2009**

Entrée en vigueur : *8 décembre 2009 par signature, conformément à l'article 17*

Texte authentique : *anglais*

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[ENGLISH TEXT – TEXTE ANGLAIS]

MEMORANDUM OF UNDERSTANDING

BETWEEN

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

AND

**THE GOVERNMENT OF THE REPUBLIC OF
ZAMBIA**

ON

CO-OPERATION IN THE FIELD OF HEALTH

PREAMBLE

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

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

CONSIDERING the importance of international co-operation in the field of health;

CONSIDERING the mutual interest of the Parties in promoting health at national, regional, provincial and local levels and strengthening of their respective services;

COGNIZANT of the fact that both countries have adopted the New Partnership for Africa's Development (NEPAD);

HEREBY AGREE as follows:

ARTICLE 1

DEFINITIONS

For the purpose of this Memorandum of Understanding except where the context indicates otherwise --

"health escort" means a person who escorts a patient to South Africa for treatment;

"medicinal" means any substance or mixture of substances used or purporting to be suitable for use in:

- (a) the diagnosis, treatment, mitigation, modification or prevention of disease, abnormal physical or mental state of the symptoms thereof in man; or
- (b) restoring, correcting or modifying any somatic, psychosomatic organic function in man; and
- (c) includes any veterinary medicine;

“pharmaceutical product” means all medicine related substances and articles relevant to the process of treating or preventing illness;

“professionals” means persons having skill, experience or knowledge in a particular field or activity and who are registered with a professional body of either country.

ARTICLE 2

SCOPE OF AGREEMENT

The Parties shall promote and develop co-operation in the field of health within their respective jurisdictions and shall explore opportunities on the basis of equality and mutual benefit.

ARTICLE 3

COMPETENT AUTHORITIES

The Competent Authorities responsible for the implementation of this Memorandum of Understanding shall be –

- (a) in the case of South Africa, its Department of Health or otherwise represented by the High Commission of the Republic of South Africa in the Republic of Zambia; and
- (b) in the case of Zambia, the Ministry of Health or otherwise represented by the High Commission of the Republic of Zambia in the Republic of South Africa.

ARTICLE 4

TRAINING

- (1) The Parties shall exchange postgraduate medical students in specialized fields such as Obstetrics, Paediatrics, Internal Medicine, Pathology, Radiology, Dentistry and other fields that may be agreed upon by the Parties, for purposes of training.
- (2) Each Party shall be responsible for the payment of the expenses of their own postgraduate students when exchanged in terms of sub-Article (1).

- (3) Postgraduate students shall be dealt with in accordance with the Link Agreements between South African and Zambian universities.

ARTICLE 5

ACCREDITATION AND REGISTRATION OF PROFESSIONALS

Professionals from South Africa and Zambia shall be registered and accredited with the various institutions in both countries according to the applicable domestic law of the countries of the Parties.

ARTICLE 6

PHARMACEUTICAL AND MEDICINAL PRODUCTS

- (1) Medicine intended for both human and animal use shall be registered and regulated in accordance with the domestic law and policy on safety, quality and efficacy of medicines of both South Africa and Zambia.
- (2) The respective laws of the Parties, governing good distribution practice and good pharmacy practice, shall be harmonized.
- (3) The Parties shall co-operate when tendering for bulk buying of pharmaceutical and medicinal products, provided that each Party shall be responsible for its own costs.

ARTICLE 7

CONTROL OF COMMUNICABLE AND NON-COMMUNICABLE DISEASES

The Parties shall co-operate in the control of communicable and non-communicable diseases.