

**No. 49809**

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**Republic of Korea  
and  
Australia**

**Agreement between the Government of the Republic of Korea and the Government of Australia on cooperation in the fields of energy and mineral resources. Canberra, 30 August 2004**

**Entry into force:** *18 October 2005 by notification, in accordance with article 6*

**Authentic texts:** *English and Korean*

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**République de Corée  
et  
Australie**

**Accord entre le Gouvernement de la République de Corée et le Gouvernement de l'Australie relatif à la coopération dans les domaines de l'énergie et des ressources minérales. Canberra, 30 août 2004**

**Entrée en vigueur :** *18 octobre 2005 par notification, conformément à l'article 6*

**Textes authentiques :** *anglais et coréen*

**Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies :** *République de Corée, 6 juillet 2012*

[ ENGLISH TEXT – TEXTE ANGLAIS ]

**AGREEMENT BETWEEN  
THE GOVERNMENT OF THE REPUBLIC OF KOREA  
AND THE GOVERNMENT OF AUSTRALIA  
ON COOPERATION IN THE FIELDS OF ENERGY AND  
MINERAL RESOURCES**

The Government of the Republic of Korea and the Government of Australia (hereinafter referred to as "the Parties"),

Desiring to strengthen and develop the existing cooperation between the two countries in the fields of energy and mineral resources on the basis of equality and mutual benefit,

Aiming to enlarge the areas of cooperation in the fields of energy and mineral resources, in view of the economic relationship between the two countries,

Recognising the importance of cooperation in efforts to stabilise greenhouse gas concentrations in the atmosphere in accordance with the United Nations Framework Convention on Climate Change (UNFCCC),

Being confident that the expansion of cooperation in the fields of energy and mineral resources will contribute to the further development of friendly relations between the two countries,

Have agreed as follows:

## **Article 1**

### **Objectives and Principles**

1. The Parties shall promote cooperation between the two countries in the fields of energy and mineral resources, particularly in areas of mutual benefit and interest such as trade, investment, technology, and policy consultation.
2. For the purposes of this Agreement, energy and mineral resources include commodities, products, technologies and services associated with the coal, oil, gas, uranium, new and renewable energy, power generation and any other energy and mining industries.

3. The Parties shall, in accordance with their respective laws and regulations and taking full account of the need to ensure personal privacy and commercial confidentiality, promote and facilitate the exchange of energy and mineral resources information. This exchange of information may include:

- a) exchanging information to facilitate business participation in the development of energy and mineral resources;
- b) exchanging information on:
  - i) energy policies and regulations;
  - ii) current and future trends of the coal, oil, gas and electricity industries;
  - iii) trade in the fields of energy and mineral resources;
  - iv) scientific and technological data; and
  - v) other areas of mutual interest that may be agreed upon by the Parties.

4. The Parties shall promote and facilitate technical cooperation in the fields of energy and mineral resources. This promotion and facilitation of technical cooperation may include:

- a) exchanging relevant public and private sector personnel such as researchers, technicians and experts;
- b) organising seminars, symposiums and exhibitions;
- c) promoting and undertaking joint research for the exploration, exploitation, development, processing or transportation of energy and mineral resources; and
- d) other areas of mutual interest that may be agreed upon by the Parties.

5. The Parties shall cooperate to facilitate bilateral trade and investment in energy and mineral resources, including value added products and services, between the two countries. This cooperation may include:

- a) facilitating administrative procedures for investment in major projects dealing with energy and mineral resources, which includes governmental coordination and access to any governmental programs on an equitable and transparent basis;

- b) fostering partnerships for the exploration, development and processing of energy and mineral resources among the business circles of both countries;
  - c) exchanging information on bilateral trade and investment;
  - d) promoting the conclusion of contracts or other agreements which promote long term certainty for the businesses and organizations of each country; and
  - e) other activities that may be agreed upon.
6. The Parties shall facilitate the development and implementation of greenhouse gas mitigation projects in their respective countries in the context of the UNFCCC.
7. Each Party may recommend to the other Party appropriate measures to expedite cooperative activities provided for in this Agreement.

## **Article 2**

### **Intellectual Property**

1. Unless otherwise agreed, the Party providing energy and mineral resources information pursuant to this Agreement shall retain ownership of all intellectual property in it.
2. Any such information so exchanged may only be utilised by the receiving Party:
- a) for the purposes of this Agreement;
  - b) in accordance with the provisions of this Agreement; and
  - c) in accordance with any restrictions or conditions concerning its use and dissemination which the Party providing such information has previously made known in writing.
3. The Parties shall ensure that all intellectual property rights and any restrictions or conditions placed on information exchanged are enforced in accordance with their respective laws and regulations and the Parties shall take all reasonable measures to protect personal privacy and commercial