

II.

FRAMEWORK AGREEMENT BETWEEN THE GOVERNMENT OF THE FEDERATIVE
REPUBLIC OF BRAZIL AND THE GOVERNMENT OF THE PEOPLE'S
REPUBLIC OF CHINA ON COOPERATION IN THE PEACEFUL
APPLICATIONS OF OUTER SPACE SCIENCE AND TECHNOLOGY

The Government of the Federative Republic of Brazil

and

The Government of the People's Republic of China
(hereinafter referred to as "the Parties")

Willing to further and strengthen the traditional relations of friendship between the two countries;

Convinced of the benefits to all mankind derived from international cooperation in the peaceful uses of outer space;

Convinced of the importance, for Brazil and China, of the utilisation of outer space as an instrument for the promotion of social, economic and cultural development, as well as for the strengthening of the means of communication, information and education of their peoples;

Recalling that the development of their space capabilities would allow for the better knowledge of the territories and natural resources of their countries, as well as for the protection of the environment;

Noting that the intensification of the space cooperation between the two countries constitutes one of the objectives of the Complementary Agreement of 29 May 1984 to the Agreement on Scientific and Technological Cooperation of 25 March 1982;

Having in mind the results already obtained in the China-Brazil Earth Resource Satellite Programme (CBERS), established, in the above-mentioned framework, through specific Protocols signed between the Government of Brazil and the Government of The People's Republic of China since 1988;

Bearing in mind the terms of the Protocol on Cooperation in the Peaceful Application of Science and Technology in Outer Space, of 23 November 1993;

Considering the provisions of the Treaty on Principles Governing the Activities of States in the Exploration and Use of Outer Space, Including the Moon and Other Celestial Bodies, done on 27 January 1967, as well as the provisions of other multilateral Treaties and Protocols on the exploration and use of outer space to which the Federative Republic of Brazil and the People's Republic of China are parties;

Willing to expand on the achievements of their space cooperation, with a view to furthering the bilateral exchange in the areas of space science, space technologies and space applications for peaceful purposes and for the benefit of the peoples of both countries;

Agree on the following:

ARTICLE I

1. The Parties, on the basis of each country's law and regulations and universally recognized norms of international law, and on the basis of the principle of equality and mutual benefits, shall promote the cooperation between the two countries in the field of outer space research and use of outer space for peaceful purposes.

ARTICLE II

Cooperation within this Agreement shall cover the following fields:

1. Cooperation and exchange in space science, space technology and space applications, including China-Brazil Earth Resources Satellites and various other kinds of satellites, remote sensing and its applications, space communications, space materials and microgravity.
2. Satellite launch vehicle services.
3. Other areas which are discussed and agreed upon by both parties, including launch services and other items which are of interest to both parties.

ARTICLE III

1. Cooperation under Article II of this Agreement may be carried out in the following ways:

- a) working out jointly and conducting a mutually beneficial space cooperation plan;
- b) joint organisation of scientific and technical meetings;
- c) establishment of training programs;
- d) exchange of information and documentation;
- e) provision of consulting services;
- f) establishment of joint ventures;
- g) any other modality agreed upon by the Parties.

2. The programs and projects on space cooperation referred to in the present Agreement shall be the object of complementary protocols to be negotiated and signed by designated governmental agencies. Such complementary protocols shall specify the purposes of the said programs and projects, the procedures for their implementation, as well as the obligations, including financial obligations, of each Party.

ARTICLE IV

1. The Government of the People's Republic of China shall designate the China National Space Administration to implement this Agreement. The Government of the Federative Republic of Brazil shall designate the Brazilian Space Agency to implement this Agreement.

2. In order to implement this Agreement, a Sino-Brazilian Working Group on Space Cooperation is hereby established and shall meet annually in Brazil and China, alternately. This Working Group shall be composed of representatives designated by the governmental agencies referred to in paragraph 1. of this Article.

ARTICLE V

The officials and experts of a Party designated to work on the territory of the other Party under this Agreement shall enjoy such local facilities as may be accorded on a reciprocal basis.

ARTICLE VI

Each Party shall facilitate the entry and exit of equipment and materials from the other Party under this Agreement on terms to be agreed on a mutual basis.

ARTICLE VII

Each Party shall notify the other on the conclusion of the formalities needed to the entry into force of the present Agreement, which shall occur on the date of the last such notification.

ARTICLE VIII

1. This Agreement shall be valid for five years and shall be automatically extended for another five year period unless either of the Parties notifies the other Party through diplomatic channels, with a minimum of six months prior notice, of its decision to the contrary.

2. The present Agreement may be denounced by either Party through diplomatic notification, and its effects shall cease six months after the date of the receipt of such notification.

3. The denouncement shall not affect the on-going programs and projects, unless the Parties decide otherwise.

Done in Beijing, on May 1994, in six originals, in the Portuguese, Chinese and English languages, all texts being equally authentic. In case of difference of interpretation, the English text shall prevail.

FOR THE GOVERNMENT OF THE
FEDERATIVE REPUBLIC
OF BRAZIL

FOR THE GOVERNMENT OF THE
PEOPLE'S REPUBLIC
OF CHINA

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