

No. 30594

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**REPUBLIC OF KOREA  
and  
AUSTRALIA**

**Arrangement on industrial technology cooperation (with  
annex and attachment). Signed at Seoul on 22 June 1993**

*Authentic text: English.*

*Registered by the Republic of Korea on 3 December 1993.*

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**RÉPUBLIQUE DE CORÉE  
et  
AUSTRALIE**

**Arrangement relatif à la coopération dans le domaine de  
la technologie industrielle (avec annexe et pièce jointe).  
Signé à Séoul le 22 juin 1993**

*Texte authentique : anglais.*

*Enregistré par la République de Corée le 3 décembre 1993.*

ARRANGEMENT<sup>1</sup> ON INDUSTRIAL TECHNOLOGY COOPERATION BETWEEN THE MINISTRY OF TRADE, INDUSTRY AND ENERGY, REPUBLIC OF KOREA AND THE DEPARTMENT OF INDUSTRY, TECHNOLOGY AND REGIONAL DEVELOPMENT, AUSTRALIA

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The Ministry of Trade, Industry and Energy of the Republic of Korea and the Department of Industry, Technology and Regional Development of Australia (hereinafter referred to as the "Parties"), based on principles of equality and mutual benefits, wishing to strengthen and develop industrial technology cooperation, and in accordance with the relevant provisions of the Agreement on the Development of Trade and Economic Relations between both Governments, done on June 17, 1975,<sup>2</sup> have come to the following understandings:

1. The Parties hereby establish this Arrangement on Industrial Technology Cooperation in pursuit of the following objectives:
  - (a) to foster the development of commercially viable industrial technology;
  - (b) to this end, to facilitate mutually beneficial collaboration in the commercial application of industrial technology through interaction between relevant institutions and enterprises in the two countries.
  
2. In pursuance of the above objectives, the Parties will:
  - (a) encourage exchanges of information and technical data on industrial technology;
  - (b) support increased interaction between relevant institutions and enterprises of both countries for example through exchanges of personnel and technical missions, seminars, workshops, and training programs;

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<sup>1</sup> Came into force on 22 June 1993 by signature, in accordance with paragraph 10.

<sup>2</sup> United Nations, *Treaty Series*, vol. 1020, p. 121.

- (c) identify opportunities for cooperation and promote collaboration by such means as joint commercialization projects of industrial technology, as mutually determined by both Parties and executed by organisations designated by the Parties such as the Australian Technology Group, the Commonwealth Scientific and Industrial Research Organization and the Korea Academy of Industrial Technology;
  - (d) deliberate as appropriate on the costs incurred in the course of administering this Arrangement and funding activities undertaken under this Arrangement.
3. The authority for final approval of activities under this Arrangement rests with each Party, and is subject to the applicable policies, laws and regulations of each country and the availability of funds.
4. Activities will be selected primarily on the basis of commercial viability. Collaborative activities for commercialization could initially be undertaken in the following fields:
- (a) Information technology (systems integration and software development);
  - (b) Semi-conductors;
  - (c) New materials;
  - (d) Energy technology;
  - (e) Resource processing technology; and
  - (f) Food processing technology.
5. This Arrangement will be administered by the Parties which will consult regularly to
- (a) define the appropriate mechanisms and activities to advance the objectives of this Arrangement;
  - (b) facilitate access to funds from appropriate sources within the framework of this Arrangement;
  - (c) oversee and evaluate activities under this Arrangement and ensure compliance with all provisions of this Arrangement; and

- (d) encourage the formation of joint ventures, two-way investment and other means of commercializing industrial technology.
6. To discharge the above responsibilities, the Parties may meet on dates and in accordance with structures and procedures to be agreed, consistent with Article 5 of the 1975 Agreement on the Development of Trade and Economic Relations.
7. The Parties will ensure that Participants in any activities pursuant to this Arrangement enter into agreements, binding under national law, covering the treatment of intellectual property created or furnished in the course of the relevant cooperative activities. These agreements will reflect consideration of the guidelines set out in the Annex to this Arrangement, and also deal with the distribution, on a fair and equitable basis, of rights and benefits in respect of intellectual property created in the course of the activities.
8. Any dispute arising from the interpretation or implementation of this Arrangement will be resolved amicably and expeditiously by consultation or negotiation between the Parties or such other means as they may mutually determine.
9. This Arrangement may be amended by mutual written consent of the Parties at the request of either Party. The date of effect of any such amendment will be thirty days after receipt of confirmation of acceptance of the amendment by the recipient Party.
10. This Arrangement will enter into effect on signature and will remain in effect for three years unless extended by mutual determination of the Parties prior to its expiry. This Arrangement may be terminated by either Party by three