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**European Community
and
United States of America**

Agreement for scientific and technological cooperation between the European Community and the Government of the United States of America (with annexes). Washington, 5 December 1997

Entry into force: *14 October 1998 by notification, in accordance with article 12*

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Only the authentic English and French texts are published herein. The other authentic texts of the Agreement are not published herein, in accordance with article 12 (2) of the General Assembly Regulations to give effect to Article 102 of the Charter of the United Nations, as amended, and the publication practice of the Secretariat.

**Communauté européenne
et
États-Unis d'Amérique**

Accord de coopération scientifique et technologique entre la Communauté européenne et le Gouvernement des États-Unis d'Amérique (avec annexes). Washington, 5 décembre 1997

Entrée en vigueur : *14 octobre 1998 par notification, conformément à l'article 12*

Textes authentiques : *danois, néerlandais, anglais, finnois, français, allemand, grec, italien, portugais, espagnol et suédois*

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Seuls les textes authentiques anglais et français sont publiés ici. Les autres textes authentiques de l'Accord ne sont pas publiés ici, conformément aux dispositions de l'article 12, paragraphe 2, des réglementations de l'Assemblée générale, en application de l'Article 102 de la Charte des Nations Unies, tel qu'amendé, et de la pratique dans le domaine des publications du Secrétariat.

[ENGLISH TEXT – TEXTE ANGLAIS]

**AGREEMENT
FOR SCIENTIFIC AND TECHNOLOGICAL COOPERATION
BETWEEN THE EUROPEAN COMMUNITY
AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA**

THE EUROPEAN COMMUNITY (hereinafter "the Community"),

of the one part, and

THE GOVERNMENT OF THE UNITED STATES OF AMERICA,

of the other part,

hereinafter referred to as the "Parties",

CONSIDERING the importance of science and technology for their economic and social development;

RECOGNIZING that the Community and the Government of the United States of America are pursuing research and technological activities in a number of areas of common interest, and that participation in each other's research and development activities on a basis of reciprocity will provide mutual benefits;

HAVING REGARD to the Declaration on EC-US Relations of 23 November 1990 and the New Transatlantic Agenda and the Joint EU-US Action Plan adopted in Madrid on 3 December 1995;

DESIRING to establish a formal basis for cooperation in scientific and technological research which will extend and strengthen the conduct of cooperative activities in areas of common interest and encourage the application of the results of such cooperation to their economic and social benefit,

HAVE AGREED AS FOLLOWS:

ARTICLE 1

Purpose

The Parties shall encourage, develop and facilitate cooperative activities in fields of common interest where they are pursuing research and development activities in science and technology.

ARTICLE 2

Definitions

For the purposes of this Agreement:

- (a) "Cooperative activity" means any activity which the Parties undertake, or support, pursuant to this Agreement, and includes joint research;
- (b) "Information" means scientific or technical data, results or methods of research and development stemming from joint research, and any other data relating to cooperative activities;
- (c) "Intellectual Property" shall have the meaning defined in Article 2 of the Convention establishing the World Intellectual Property Organization, done at Stockholm, 14 July 1967;

- (d) "Joint research" means research that is implemented with financial support from one or both Parties and that involves collaboration by participants from both the Community and the United States of America, and is designated as joint research in writing by the Parties or their scientific and technological organizations and agencies, or in the case where there is funding by only one Party, by that Party and the participants in that project;
- (e) "Participants" means any individual or entity, including inter alia, the Parties' scientific and technological organizations and agencies, private persons, undertakings, research centres, universities, subsidiaries of European and US entities, or any other form of legal entity involved in cooperative activities.

ARTICLE 3

Principles

Cooperative activities shall be conducted on the basis of the following principles:

- (a) Mutual benefit based on an overall balance of advantages;
- (b) Reciprocal opportunities to engage in cooperative activities;
- (c) Equitable and fair treatment;
- (d) Timely exchange of information which may affect cooperative activities.