

**No. 49101**

---

**Canada  
and  
Kyrgyzstan**

**Agreement between the Government of Canada and the Government of the Kyrgyz Republic concerning cooperation in the field of biological security and biological safety. Bishkek, 22 August 2008**

**Entry into force:** *8 April 2009 by notification, in accordance with article XX*

**Authentic texts:** *English, French and Russian*

**Registration with the Secretariat of the United Nations:** *Canada, 2 November 2011*

---

**Canada  
et  
Kirghizistan**

**Accord entre le Gouvernement du Canada et le Gouvernement de la République kirghize concernant la coopération en matière de biosûreté et de biosécurité. Bichkek, 22 août 2008**

**Entrée en vigueur :** *8 avril 2009 par notification, conformément à l'article XX*

**Textes authentiques :** *anglais, français et russe*

**Enregistrement auprès du Secrétariat des Nations Unies :** *Canada, 2 novembre 2011*

[ ENGLISH TEXT – TEXTE ANGLAIS ]

**AGREEMENT**

**BETWEEN**

**THE GOVERNMENT OF CANADA**

**AND**

**THE GOVERNMENT OF THE KYRGYZ REPUBLIC**

**CONCERNING COOPERATION IN THE FIELD OF BIOLOGICAL SECURITY**

**AND BIOLOGICAL SAFETY**

**THE GOVERNMENT OF CANADA** [hereinafter referred to as the "**CANADIAN PARTY**"] and the **GOVERNMENT OF THE KYRGYZ REPUBLIC** [hereinafter referred to as the "**KYRGYZ PARTY**"] [hereinafter referred to together as the "Parties"],

**WISHING** to cooperate in the implementation of the Global Partnership Against the Spread of Weapons and Materials of Mass Destruction [hereinafter referred to as the "Global Partnership"] launched in Kananaskis, Canada, on 27 June 2002;

**RECOGNIZING** the important significance of the *Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare*, done at Geneva on 17 June 1925;

**DESIRING** to contribute to the strengthening of the *Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction* done at London, Moscow and Washington on 10 April 1972;

**AFFIRMING** their support for multilateral institutions and resolutions whose aim is to prevent the proliferation of biological weapons and/or promote biological security and biological safety, including World Health Assembly Resolution 58.29, “Enhancement of laboratory biosafety”, and United Nations Security Council Resolution 1540 (2004);

**COMMITTED** to preventing terrorists and those who harbour them from acquiring or developing biological weapons or related materials, equipments, technology and expertise;

**DESIRING** to cooperate in the promotion of international peace and security;

**HAVE AGREED** as follows:

## **ARTICLE I**

### **Definitions**

For the purpose of this Agreement, the following terms shall have the following meaning:

- |                        |  |
|------------------------|--|
| "Assistance":          | Any grant or contribution of gratuitous aid provided under this Agreement or as otherwise agreed to between the Canadian Party and the Kyrgyz Party.                                   |
| "Contributor":         | The Canadian Party or any entity authorized by it to provide Assistance under this Agreement.  |
| "Cooperation Project": | A project undertaken pursuant to this Agreement and pursuant to an Implementing Arrangement or any other mechanism agreed to between the Parties and for which Assistance is provided. |

"Facility":	Biosafety Level Three (World Health Organization designation) biological containment laboratory for human and animal health that will also serve as the repository for the consolidation of dangerous pathogens from several existing facilities in the Kyrgyz Republic.
"Implementing Arrangement":	An arrangement in written form between one or more Contributors and one or more Recipients pursuant to which a Cooperation Project is undertaken.
"Recipient":	The Kyrgyz Party or any entity authorized by it to serve as beneficiary of Assistance or as a partner for the realization of a Cooperation Project under this Agreement.

## ARTICLE II

### Scope

This Agreement establishes the terms and conditions governing cooperation between the Parties in the field of biological security (biosecurity) and biological safety (biosafety). Without limiting the foregoing, this cooperation may include, *inter alia*, the programming, design, construction, provision and installation of equipment, commissioning, certification and recertification of the Facility. This cooperation may also include the provision of Assistance to incorporate international standards and guidelines on biological security and biological safety into the national legislation of the Kyrgyz Party, interim biosecurity and biosafety enhancements at existing biological facilities, and training associated with each of the aforementioned activities as appropriate.

## **ARTICLE III**

### **Modes of Cooperation**

Cooperation under this Agreement may be effected through Implementing Arrangements or any other mechanism agreed to between the Parties.

## **ARTICLE IV**

### **Funding**

1. Assistance for any Cooperation Project carried out under this Agreement, including Cooperation Projects covered by Implementing Arrangements, shall be provided by the Canadian Party subject to the availability of funds from the Parliament of Canada.
2. Funding may be received by the Canadian Party from a third party for the implementation of a Cooperation Project undertaken pursuant to this Agreement.
3. The Kyrgyz Party shall provide a suitable, mutually agreed site for construction of the Facility, and may provide in-kind or other support for the realization of a Cooperation Project. The Kyrgyz Party shall ensure the proper operation of the Facility, and shall bear all costs associated with the operation and maintenance of the Facility following its commissioning.