



**U.S. Department of
Transportation**

Office of the Secretary
of Transportation

400 Seventh St., S.W.
Washington, D.C. 20590

JUN 14 1993

Ms. Catherine Bourgeois
Department of State
OES/SCT, Room 4330
Washington, D.C. 20520-7818

Dear Ms. Bourgeois:

In accordance with your request, enclosed for forwarding to the Office of Treaty Affairs are two certified true copies of a recently signed Department of Transportation MOU concluded with the National Road Administration of Finland.

Sincerely,

Bernestine Allen
Chief, International Cooperation
Division and Secretariat
Office of International Cooperation
and Trade

Enclosures

**STATEMENT REGARDING THE MEMORANDUM OF UNDERSTANDING
BETWEEN THE FEDERAL HIGHWAY ADMINISTRATION OF THE
DEPARTMENT OF TRANSPORTATION OF THE
UNITED STATES OF AMERICA
AND
THE FINNISH NATIONAL ROAD ADMINISTRATION
OF THE MINISTRY OF COMMUNICATION, TRANSPORT, AND NORDIC
COOPERATION OF THE REPUBLIC OF FINLAND
ON
HIGHWAY TRANSPORTATION TECHNOLOGY EXCHANGE
SIGNED MAY 19, 1993**

Explanation of Agreement

This Memorandum Of Understanding (MOU) is intended to promote the exchange of highway transportation technologies which will enhance public safety and welfare by improving highway structures and surfaces and developing more economical, efficient, and environmentally sound highway transportation systems.

Background Information

This MOU provides a framework for cooperative activities between the Federal Highway Administration (FHWA) and the Finnish National Road Administration of the Ministry of Communication, Transport, and Nordic Cooperation of the Republic of Finland (FinnRA). Cooperation between the U.S. and Finnish highway communities has increased in recent years through mutual participation in international meetings and conferences. Both parties agree that there would be mutual benefits in formalizing the relationship. Negotiations to conclude the MOU proceeded without disagreements between the two sides.

Effect of Agreement

The Parties will jointly establish a Transportation Technology Exchange Center in Finland (FinnT²), as the focal point for cooperative projects to facilitate the exchange of highway transportation technologies. Through the FinnT², the Parties will participate in joint outreach programs and the establishment of highway transportation technology exchange programs with counterpart agencies and related entities in other countries. They will also exchange technical experts to better understand the many differences between U.S. and Finnish practices. The improved access to high quality Finnish research and practice in important areas of road transportation will be beneficial to the United States. The FinnT² can also provide the FHWA with information on technical developments in other Nordic countries. Introduction of U.S. technology to Finland and other countries in the region can indirectly help U.S. firms gain access to markets there.

Legal Authority

On September 18, 1981, pursuant to Circular 175 procedures, the Under Secretary for Security Assistance, Science and Technology reconfirmed the authority of the State Department's Bureau of Oceans and International Environmental and Scientific Affairs to approve the negotiation and conclusion of science and technology agreements with other governments, subject to the approval of the final texts by the appropriate regional bureau of State's Office of Legal Advisor. Legal authority to negotiate and conclude this MOU is derived from the President's Constitutional powers (Article II) and his authority to represent the nation in foreign affairs, as exercised by the Secretary of State on a day-to-day basis (22 U.S.C.. Section 2656). Additional authority is contained in 22 U.S.C. 2656d, which states that the Secretary of State shall have primary responsibility for the coordination and oversight with respect to all major science or science and technology agreements and activities between the United States and foreign countries.

FHWA has authority to enter into an MOU of this type pursuant to 49 U.S.C. 301(3).

DRAFTER:

Tri Mai
TRI MAI

06/08/93
DATE

TITLE: Highway Engineer
Federal Highway Administration

APPROVED:

John H. DeLorenzo
for JOHN CUTRELL

6-8-93
DATE

TITLE: Director, Office of International Programs
Federal Highway Administration

APPROVED:

Arnold Levine
ARNOLD LEVINE

6/15/93
DATE

TITLE: Director, Office of International Transportation and Trade
Office of the Secretary of Transportation

Article V.
DISCLAIMER

Each Party shall use its best efforts to ensure that the information transmitted pursuant to this MOU is accurate. The transmitting Party, however, assumes no liability for the content or use of such information.

Article VI.
IMPACT ON THE ENVIRONMENT

The activities under this MOU are not intended to have an adverse impact on the environment, domestically or internationally. The Parties shall avoid adverse impacts on the environment and consult with one another if any activity may have an adverse impact on the environment in accordance with the respective Party's domestic law and regulations.

Article VII.
ENTRY INTO FORCE, DURATION, AND TERMINATION

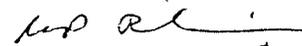
This MOU shall enter into force upon signature by the Parties and may be amended by mutual written consent. Either Party may terminate this MOU at any time upon 180 days written notice to the other Party. Such termination shall not affect the completion of ongoing projects unless the Parties so agree.

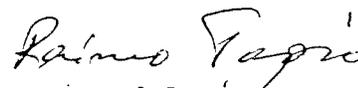
DONE at Madrid
on May 19th, 1993, in duplicate, in the English language.

FOR THE FEDERAL HIGHWAY
ADMINISTRATION OF THE
DEPARTMENT OF TRANSPORTATION
OF THE UNITED STATES OF AMERICA:


Executive Director

FOR THE FINNISH
NATIONAL ROAD
ADMINISTRATION OF THE
MINISTRY OF
COMMUNICATION,
TRANSPORT, AND NORDIC
COOPERATION
OF THE REPUBLIC OF
FINLAND:


Matti-Pekka Rasilainen
Director of Finnish National
Road Administration


Raimo Tapio
Deputy Director of FinuRA

MEMORANDUM OF UNDERSTANDING
BETWEEN THE FEDERAL HIGHWAY ADMINISTRATION OF THE
DEPARTMENT OF TRANSPORTATION OF THE
UNITED STATES OF AMERICA
AND
THE FINNISH NATIONAL ROAD ADMINISTRATION
OF THE MINISTRY OF COMMUNICATION, TRANSPORT, AND NORDIC
COOPERATION
OF THE REPUBLIC OF FINLAND.
ON
HIGHWAY TRANSPORTATION TECHNOLOGY EXCHANGE

The Federal Highway Administration of the Department of Transportation of the United States of America (FHWA) and the Finnish National Road Administration of the Ministry of Communication, Transport, and Nordic Cooperation of the Republic of Finland (FinnRA), hereinafter referred to as the "Parties," have reached the following understanding:

This Memorandum Of Understanding (MOU) is intended to promote the exchange of highway transportation technologies which will enhance public safety and welfare by improving highway structures and surfaces and developing more economical, efficient, and environmentally sound highway transportation systems.

Article I.
SCOPE AND OBJECTIVES

This MOU provides a framework for cooperative activities in the field of highway transportation technology.

Article II.
COOPERATIVE ACTIVITIES

The Parties may pursue cooperation through one or several methods including, but not limited to:

1. The exchange of information on highway transportation technology, such as databases and publications.
2. The establishment of a Technology Exchange Center (T²) in Finland. This center will be the focal point for the exchange of highway transportation technology, dissemination of information and undertaking cooperative projects. This center will be called FinnT².

3. The exchange of technical experts.

4. The establishment of programs to exchange highway transportation technology with counterpart agencies and related entities in other countries.

5. The undertaking of cooperative projects to facilitate the exchange of highway transportation technologies.

Article III.

COOPERATIVE ADMINISTRATION

1. Each year the Parties shall develop an annual work plan for the following year to address specific cooperative activities and projects. The work plan shall cover subjects, procedures, and terms of cooperation to be undertaken, the entities involved, funding, and other appropriate matters related to the conditions of such cooperation. Cost-sharing arrangements for specific activities shall be agreed upon on a case-by-case basis. Cooperative activities shall be subject to the availability of appropriated funds.

2. The Office of International Programs of FHWA and the Office of Strategic Planning of FinnRA shall be responsible for overseeing and directing the following activities:

a. Selecting representatives, projects, and activities;

b. Arranging meetings between the Parties' representatives and experts; and

c. Appointing representatives to meet at least once a year to review and evaluate this program of cooperation, and append any modifications to the annual workplan.

Article IV.

INTELLECTUAL PROPERTY

Any intellectual property created or furnished in the course of cooperative activities under this MOU shall be protected and distributed in accordance with the Agreement Relating to Scientific and Technological Cooperation Between the United States of America and the Republic of Finland of March 22, 1985, as amended.