

PROTOCOL BETWEEN
THE DEPARTMENT OF TRANSPORTATION
OF THE
UNITED STATES OF AMERICA
AND
THE MINISTRY OF COMMUNICATIONS
OF THE
PEOPLE'S REPUBLIC OF CHINA
ON COOPERATION IN SCIENCE AND TECHNOLOGY OF
TRANSPORTATION

The Department of Transportation of the United States of America and the Ministry of Communications of the People's Republic of China (hereinafter referred to as the Parties), in accordance with and subject to the Agreement between the Government of the United States of America and the Government of the People's Republic of China on Cooperation in Science and Technology, signed in Washington, D. C., on January 31, 1979, and for the purpose of promoting scientific and technical cooperation and collaboration in the field of transportation, have reached agreements as follows:

Article 1

The Parties agree to undertake cooperation and collaboration in science and technology of transportation on the basis of equality, reciprocity and mutual benefit.

Article 2

The Parties agree that cooperation may include science and technology in the following fields:

1. Port engineering;
2. Waterborne transportation;
3. Shipping management;
4. Highway engineering;
5. Traffic management systems;
6. Urban transportation;
7. Other fields as mutually agreed.

Article 3

The Parties agree that cooperation may include the following forms:

1. Exchange of scientific and technical information (in the language of the providing Party) on subjects of common interest;
2. Exchange of specialists, scholars, delegations and scientific and technical personnel;
3. Cooperative research on subjects of mutual interest;
4. Joint organization of symposia and seminars;
5. Exchange and provision of samples, materials, data, instruments and components for testing, evaluation and other purposes;
6. Other forms of cooperation as mutually agreed.

Article 4

Cooperation under this Protocol will be subject to the availability of funds and manpower for the Parties. The specific tasks, obligations and conditions with respect to the activities under Article 3 of this Protocol, including the responsibility for the payment of expenses, shall be decided by mutual agreement on a case-by-case basis.

Article 5

Scientific and technical information derived from the cooperative activities under this Protocol may be made available to the world scientific community, unless otherwise agreed.

Article 6

All activities under this Protocol shall be conducted under the guidance of the US-PRC Joint Commission on Scientific and Technological Cooperation.

In order to coordinate the cooperative activities, each Party shall designate a representative to be responsible for determining the particular directions of cooperation and for ensuring the effectiveness of exchanges. The representatives of the Parties or their designated coordinators will, by correspondence, consult with each other and define the cooperative activities and other related matters. When necessary, and as mutually agreed, they shall meet to consider matters related to the implementation of this Protocol.

The Parties shall name their respective representatives within thirty (30) days of the effective date of this Protocol.

Article 7

specific activities as mutually agreed, including the financial arrangements, shall be embodied in the Annexes to this Protocol. The Annexes will be concluded by the representatives of both Parties through correspondence.

Article 8

1. The Parties agree that any information of a confidential nature exchanged under this Protocol or Annexes (such as trade secrets and technical know-how or information with obligations concerning its confidentiality requested by either Party) shall be protected.

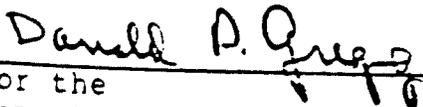
2. Any information transmitted by one Party to the other Party under this Protocol shall be accurate and reliable to the best knowledge and belief of the providing Party, but the providing Party does not warrant the suitability of such information for any particular use or application by the receiving Party.

Article 9

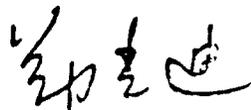
1. This Protocol shall enter into force upon signature, and shall remain in force for a five-year period. It may be amended or extended by mutual agreement of the Parties.

2. The termination of this Protocol shall not affect the validity or duration of the specific activities being undertaken hereunder.

Done at Beijing, on the Eleventh day of May 1983, in duplicate in the English and Chinese languages, both texts being equally authentic.



For the
Department of Transportation
of the
United States of America



For the
Ministry of Communications
of the
People's Republic of China

MEMORANDUM OF CONVERSATION

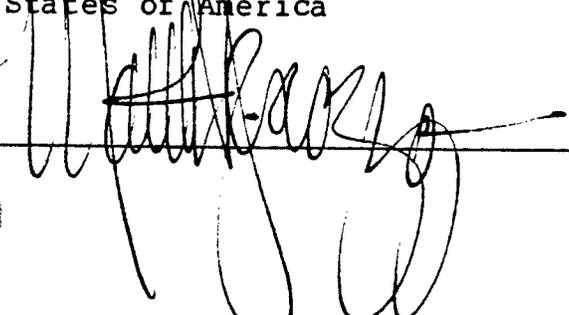
In order to promote implementation of the Protocol on Cooperation in Science and Technology of Transportation (hereinafter referred to as the "Transportation Protocol") signed on May 11, 1983, between the Department of Transportation of the United States of America and the Ministry of Communications of the People's Republic of China and the Supplementary Agreement relating thereto signed on August 26, 1985, the Chinese Delegation headed by Madam Zheng Guangdi, the Vice Minister of Communications of the People's Republic of China, visited the United States of America from May 5 to May 15, 1987. During the visit, Vice Minister Zheng Guangdi had cordial and friendly, program-related discussions with senior officials of the Department of Transportation and the Corps of Engineers of the U.S. Army. All the members of the Chinese Delegation and the officials of the Department of Transportation and the Corps of Engineers participated in these discussions at which the following were agreed:

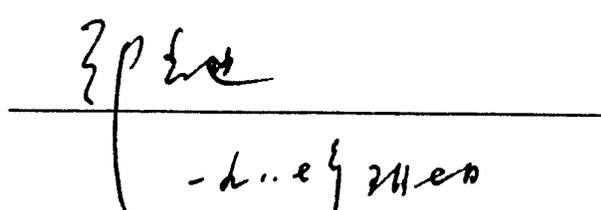
- I. Cooperative activities under the Transportation Protocol have been mutually beneficial in promoting cooperation in the science and technology of transportation and the development of the transportation industry of the two countries. Both sides are pleased with the development of Annex I and Annex II to the Transportation Protocol and the cooperative projects contemplated thereunder.
- II. The Transportation Protocol has been working well for both sides which hereby confirm their intention to extend the Protocol at the time of its termination and to authorize appropriate representatives to complete the necessary formalities for its extension.
- III. Both sides undertake to discuss the possibilities for mutual cooperation on research in the field of prevention and treatment of oil pollution at sea.

This Memorandum of Conversation was done at Washington on May 7, 1987.

For the Department of
Transportation of the United
States of America

For the Ministry of
Communications of the People's
Republic of China


Matthew Scocozza


- Ding Zhen