

AGREEMENT BETWEEN THE GOVERNMENT OF THE  
UNITED STATES OF AMERICA  
AND THE GOVERNMENT OF THE REPUBLIC OF CROATIA  
FOR SCIENTIFIC AND TECHNOLOGICAL COOPERATION

The Government of the United States of America and the Government of the Republic of Croatia (hereinafter referred to as "the Parties");

Recognizing the importance of science and technology in the development of prosperous national economies;

Convinced that international cooperation in science and technology will strengthen the bonds of friendship and understanding between their peoples and will advance the state of science and technology to the benefit of both countries;

Wishing to resume and expand the scientific and technological cooperation which has been developed between the two countries in the past under the Agreement signed on June 27, 1988 (hereinafter referred to as "the 1988 Agreement")

Convinced of the need for further developing mutually beneficial scientific and technological cooperation; and

Recalling the Helsinki Final Act of the Conference on Security and Cooperation in Europe and the concluding documents of follow-up meetings held in Vienna, Bonn, Madrid and Paris;

Have agreed as follows:

ARTICLE I

1. The Parties shall develop, support and facilitate scientific and technological cooperation between cooperating organizations of their two countries on the basis of the principles of equality, overall reciprocity, and mutual benefit. This cooperation may be undertaken in such fields as basic science, environmental protection, medical sciences and health, agriculture, engineering research, energy, natural resources and their useful utilization, standardization, science and technology policy and management, and other areas of science and technology as may be agreed by the Joint Board established in accordance with Articles IX and X of this Agreement.

2. Cooperating organizations may include academies of sciences, scientific institutes, scientific societies, government agencies, universities and other research and development organizations of both countries.

3. Cooperative activities under this Agreement may include coordinated and joint research projects, studies, and investigations; joint scientific courses, workshops, conferences and symposia; exchange of science and technology information and documentation in the context of cooperative

activities; exchange of scientists, specialists, and researchers; exchanges or sharing of equipment or materials; and other forms of scientific and technological cooperation as may be agreed by the Joint Board.

#### ARTICLE II

Cooperation under this Agreement shall be subject to the applicable national laws and regulations of the Parties and to the availability of appropriated funds.

#### ARTICLE III

1. Cooperative activities under this Agreement will take place under implementing memoranda of understanding or other arrangements concluded between government agencies of the two sides (hereinafter "implementing arrangements"). Such implementing arrangements may cover the subjects of cooperation, procedures, funding, allocation of costs, and other relevant matters.

2. Ongoing scientific and technological cooperative activities between cooperating organizations under the 1988 "Agreement between the Government of the United States of America and the Government of the Socialist Federal Republic of Yugoslavia on Scientific and Technological Cooperation" shall continue under and be governed by this Agreement.

#### ARTICLE IV

With respect to cooperative activities under this Agreement, each Party shall, in accordance with its laws and regulations, facilitate:

- (a) prompt and efficient entry into and exit from its territory of appropriate equipment, instrumentation and project information;
- (b) prompt and efficient entry into and exit from its territory and domestic travel and work of persons participating in the implementation of this Agreement;
- (c) provision of access to relevant geographic areas, data, materials, institutions, and persons participating in the implementation of this Agreement; and

(d) comparable access to major government-sponsored or government-supported programs and facilities for visiting researchers and comparable access to and exchange of information in the field of scientific and technological research and development.

#### ARTICLE V

Provisions for the protection and distribution of intellectual property created or furnished in the course of cooperative activities under this Agreement are set forth in Annex A, which is an integral part of this Agreement.

#### ARTICLE VI

Scientific and technological information of a nonproprietary nature derived from the cooperative activities under this Agreement shall be made available, unless otherwise agreed in writing under implementing arrangements, to the world scientific community through customary channels and in accordance with current procedures of the cooperating organizations.

ARTICLE VII

Scientists, technical experts and institutions of other countries or international organizations may be invited, upon consent of both Parties, to participate at their own expense, unless otherwise agreed, in activities being carried out under this Agreement.

ARTICLE VIII

Nothing in this Agreement shall prejudice arrangements for scientific and technological cooperation not under this Agreement between cooperating organizations of the Parties.

ARTICLE IX

For the purposes of implementing this Agreement, the Parties shall establish a U.S.-Croatia Joint Board on Scientific and Technological Cooperation (hereinafter the "Joint Board"). The Joint Board shall:

- (a) recommend to the Parties overall policies under the Agreement;
- (b) Identify fields and forms of cooperation in accordance with Article I, paragraphs 1 and 3;

- (c) review, assess and make specific recommendations concerning scientific and technological cooperative activities;
- (d) review specific cooperative activities that have been approved by government agencies on both sides and approved for funding (as provided in Article XI);
- (e) prepare periodic reports concerning the activities of the Joint Board and cooperative activities undertaken under this Agreement for submission to the Secretary of State of the United States of America and the Minister of Science and Technology of the Republic of Croatia; and
- (f) undertake such further functions as may be agreed by the Parties.

#### ARTICLE X

1. The Joint Board shall consist of four government representatives, two of whom shall be designated by, and serve at the pleasure of, the Government of the United States of America and two of whom shall be designated by, and serve at the pleasure of, the Government of the Republic of Croatia. Each Party may designate alternate members.

2. The Joint Board shall meet annually, alternately in the United States and Croatia, and additionally as determined by the Parties.

3. The Joint Board shall select a chairman from among its members for a one year term.

4. The Joint Board shall act by consensus.

#### ARTICLE XI

1. Each Party shall have an Executive Agent. The Executive Agents shall be the Department of State for the United States of America and the Ministry of Science and Technology of the Republic of Croatia.

2. The Executive Agents shall exercise overall oversight, management and coordination of cooperative activities under this Agreement.

3. Proposals for cooperative activities that have been approved by government agencies on both sides will be forwarded to the Executive Agents to approve the allocation of funds to such activities.



4. The Executive Agents shall manage the Joint Fund established under Article XII in support of approved cooperative activities.

5. The Executive Agents shall prepare working papers for sessions of the Joint Board.

#### ARTICLE XII

For purposes of developing proposals, implementing and providing financial support for cooperative activities under this Agreement, the Parties shall establish a Joint Fund, to consist of equal contributions from both Parties. The principles for the establishment of the Joint Fund are set forth in Annex B, which constitutes an integral part of this Agreement.

#### ARTICLE XIII

1. This Agreement shall enter into force upon an exchange of diplomatic notes confirming that the Parties have completed their respective internal requirements necessary for the entry into force of this Agreement. This Agreement shall remain in

force for five years. Upon entry into force, the Agreement shall supersede the 1988 Agreement as between the Government of the United States of America and the Government of the Republic of Croatia. The Parties may extend this Agreement by written agreement.

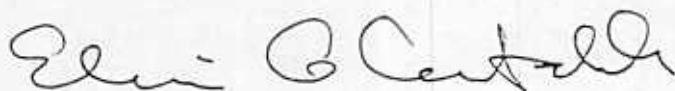
2. Either Party may terminate this Agreement upon six months' written notice to the other Party. The termination of this Agreement shall not affect the completion of any cooperative activity undertaken under this Agreement and not fully completed at the time of the termination of this Agreement.

3. This Agreement may be amended by written agreement of the Parties.

IN WITNESS WHEREOF, the undersigned, being duly authorized by their respective Governments, have signed this Agreement.

DONE in Washington, this eighteenth day of March, 1994, in duplicate, in the English and Croatian languages, both texts being equally authentic.

FOR THE GOVERNMENT OF THE  
UNITED STATES OF AMERICA:

Handwritten signature of Elvin B. Cantello in cursive script.

FOR THE GOVERNMENT OF THE  
REPUBLIC OF CROATIA:

Handwritten signature of Zlatko Jurec in cursive script.