

AGREEMENT ON ECONOMIC AND TECHNICAL COOPERATION BETWEEN THE GOVERNMENT OF JAPAN AND THE GOVERNMENT OF THE REPUBLIC OF IRAQ

The Government of Japan and the Government of the Republic of Iraq, being desirous of further developing and strengthening friendly relations that exist between the two countries, have agreed as follows:

ARTICLE I

The two Governments shall strengthen economic and technical cooperation between the two countries and between their nationals (the term "nationals" whenever used in this Agreement includes juridical persons) by all possible ways and measures. For this purpose:

1 The Government of Japan will:

- (a) endeavour and take all possible measures for the realization of economic development projects in Iraq to be agreed upon between the two Governments through the cooperation and participation of nationals concerned of Japan in the implementation of the said projects;
- (b) provide all possible facilities to the said nationals within the framework of this Agreement;
- (c) act within all possible means to speed up the complete implementation of the projects contracted by the said nationals within the framework of this Agreement;
- (d) take all possible measures to solve the problems and eliminate the obstacles which may arise from such contracts or hinder the efficient

operations of the implemented projects through contacts with the Government of the Republic of Iraq.

2 The Government of the Republic of Iraq will accord all possible facilities to the nationals of Japan so as to assist them in accelerating the complete implementation of the contracted projects and take all possible measures to solve the problems and eliminate the obstacles which may arise from such contracts through contacts with the Government of Japan.

ARTICLE II

1 The Government of Japan will cooperate with the Government of the Republic of Iraq for the extension of yen loans by the Export—Import Bank of Japan and for facilitating the extension of other credits for the implementation of economic development projects in Iraq to be agreed upon between the two Governments.

2 The extension of yen loans and other credits shall be subject to further arrangements between the two Governments.

ARTICLE III

The implementation of the projects mentioned in Articles I and II shall be in accordance with contracts to be concluded between the nationals concerned of the two countries.

The Government of Japan will recommend and encourage the nationals concerned of Japan to take into consideration the following principles in tenders submitted for as well as the contracts for the projects mentioned above:

- (a) High quality of technical specifications;
- (b) The speed in submitting tenders, concluding contracts and implementation thereof;
- (c) Competitive prices;
- (d) The implementation of projects on a turn—key basis, wherever appropriate.

ARTICLE IV

- 1 The Government of the Republic of Iraq will facilitate the conclusion and smooth implementation of long—term contracts between the Iraq National Oil Company or any other national oil companies of Iraq and nationals of Japan for the stable supply of crude oil, liquefied natural gas, liquefied petroleum gas, petroleum products and any other hydrocarbon products as provided in further arrangements between the two Governments, upon terms and conditions to be mutually agreed upon between the parties concerned.
- 2 The Government of Japan will facilitate the conclusion and smooth implementation of contracts mentioned in paragraph 1 above.

ARTICLE V

The Government of Japan will, taking into account requirements of the Republic of Iraq and subject to such arrangements as may be made between the two Governments, take necessary measures to carry out specific technical cooperation programs which will include:

- (a) Dispatching Japanese experts to the Republic of Iraq;

- (b) Providing Iraqi trainees with fellowships for technical training in Japan;
- (c) Sending missions to the Republic of Iraq to conduct surveys;
- (d) Providing the Government of the Republic of Iraq with equipment, machinery and materials;
- (e) Providing technical assistance for training centres and technical institutes in Iraq to be mutually agreed upon;
- (f) Providing any other form of technical cooperation which may be mutually agreed upon.

ARTICLE VI

The Government of Japan will take possible measures to promote the import to Japan of some of Iraqi products produced by the projects implemented by nationals of Japan upon the request of the Government of the Republic of Iraq.

ARTICLE VII

The two Governments will, at the request of either Government, consult with each other in respect of any matter that may arise from or in connection with the implementation of this Agreement.

ARTICLE VIII

A Joint Committee comprising the representatives of the two Governments will be established to hold consultations and make recommendations to the two Governments on matters concerning the implementation of this Agreement.

The Committee will meet at least once a year and whenever necessary alternately in Baghdad and Tokyo.

The date and the agenda of the meeting and the composition of representatives of the two Governments will be fixed through the diplomatic channel between the two countries well in advance of each meeting of the Committee.

The Committee may adopt and amend, when necessary, rules of procedure for its meetings.

ARTICLE IX

This Agreement shall be implemented in accordance with the relevant laws and regulations and within the budgetary appropriations of the respective countries.

ARTICLE X

1 This Agreement shall enter into force on the date of receipt by the Government of Japan of a note from the Government of the Republic of Iraq stating that necessary constitutional procedures for the entry into force of the Agreement have been completed.

2 This Agreement shall remain valid for an indefinite period unless either of the two Governments shall submit to the other a three months' written notice to terminate the Agreement.

3 The termination of this Agreement shall not affect the validity of any arrangements and contracts concluded under this Agreement.

Done at Tokyo on August 16th, 1974, in two originals in the English language.

FOR THE GOVERNMENT OF JAPAN

(Signed)

Toshio Kimura

FOR THE GOVERNMENT OF THE REPUBLIC OF IRAQ

(Signed)

Hikmat Al-Azzawi