

AGREEMENT ON TECHENICAL COOPERATION
BETWEEN THE GOVERNMENT OF JAPAN
AND THE GOVERNMENT OF TURKMENISTAN

The Government of Japan and the Government of Turkmenistan,
Desiring to strengthen further the friendly relations existing between the two
countries by the promotion of technical cooperation, and
Considering mutual benefits derived from promoting the economic and social
development of their respective countries,
Have agreed as follows:

Article I

The two Government shall endeavor to promote technical cooperation between
the two countries.

Article II

Separate arrangements which govern specific technical cooperation programs
carried out under this Agreement shall be agreed upon between the competent
authorities of the two Governments. The competent authority of the Government of
Japan is the Ministry of Foreign Affairs, and the competent authority of the Government
of Turkmenistan is the Ministry of Foreign Affairs.

Article III

The following forms of technical cooperation will be carried out by the Japan
International Cooperation Agency (hereinafter referred to as “JICA”) at its own expense
in accordance with the laws and regulations in force in Japan as well as with the
arrangements referred to in Article II:

- (a) providing technical training to nationals of Turkmenistan;
- (b) dispatching experts (hereinafter referred to as the “Experts”) to Turkmenistan;
- (c) dispatching Japanese volunteers with a wide range of technical skills and
abundant experience (hereinafter referred to as the “Senior Volunteers”) to
Turkmenistan;
- (d) dispatching Japanese missions (hereinafter referred to as the “Missions”) to
Turkmenistan to conduct surveys of economic and social development projects of
Turkmenistan;

- (e) providing the Government of Turkmenistan with equipment, machinery and materials; and
- (f) providing the Government of Turkmenistan with other forms of technical cooperation as may be decided upon by mutual consent between the two Governments.

Article IV

The Government of Turkmenistan shall ensure that the techniques and knowledge acquired by nationals of Turkmenistan as well as the equipment, machinery and materials provided as a result of the Japanese technical cooperation as set forth in Article III contribute to the economic and social development of Turkmenistan, and are not utilized for military purposes.

Article V

In case JICA dispatches the Experts, the Senior Volunteers and the Missions, the Government of Turkmenistan shall:

1. (1) (a) exempt the Experts, the Senior Volunteers and members of the Missions from taxes including income tax, and fiscal charges imposed on or in connection with salaries and any allowances remitted to them from abroad;
- (b) exempt the Experts, the Senior Volunteers, members of the Missions and their families from consular fees, taxes including customs duties and fiscal charges, as well as from the requirements of obtaining import license and certificate of foreign exchange coverage, in respect of the importation of:
 - (i) luggage;
 - (ii) personal effects, household effects and consumer goods for personal use; and
 - (iii) one motor vehicle per Expert, per family of the Expert, per Senior Volunteer and per family of the Senior Volunteer assigned to stay in Turkmenistan;
- (c) exempt the Experts, the Senior Volunteers and their families who do not import any motor vehicle into Turkmenistan from taxes including value added tax and fiscal charges in respect of the local purchase of one motor vehicle per Expert, per family of the Expert, per Senior Volunteer and per family of the Senior Volunteer; and
- (d) exempt the Experts, the Senior Volunteers and their families from the registration fee of the motor vehicles mentioned in (b) (iii) and (c).

- (2) (a) provide at its own expense suitable office and other facilities including telephone and facsimile services necessary for the performance of the duties of the Experts, the Senior Volunteers and the Missions as well as bear the expenses for their operation and maintenance;
- (b) provide at its own expense the local staff as well as counterparts of Turkmenistan to the Experts, the Senior Volunteers and the Missions necessary for the performance of their duties;
- (c) provide at its own expense the adequate interpreters, if necessary, to the Experts, the Senior Volunteers and the Missions necessary for the performance of their duties, whenever local conditions and financial possibilities of authorities concerned of the Government of Turkmenistan may permit;
- (d) bear expenses of the Experts and the Senior Volunteers for:
 - (i) daily transportation to and from their place of work;
 - (ii) their official travels within Turkmenistan, whenever local conditions and financial possibilities of authorities concerned of the Government of Turkmenistan may permit; and
 - (iii) their official correspondence, including telephone calls and facsimile transmission, whenever local conditions and financial possibilities of authorities concerned of the Government of Turkmenistan may permit;
- (e) provide the convenience for securing appropriate housing accommodation for the Experts, the Senior Volunteers and their families; and
- (f) provide the convenience for receiving medical care and facilities for the Experts, the Senior Volunteers, members of the Missions and their families.
- (3) (a) permit the Experts, the Senior Volunteers, members of the Missions and their families to enter, leave and sojourn in Turkmenistan for the duration of their assignment therein, offer them the convenience for procedures of alien registration requirements, and exempt them from consular fees;
- (b) issue identification cards to the Experts, the Senior Volunteers and members of the Missions to secure the cooperation of all governmental organizations necessary for the performance of their duties;
- (c) offer the Experts, the Senior Volunteers and their families the convenience for acquisition of car driving license; and
- (d) provide necessary assistance to the Experts, the Senior Volunteers and the Missions to carry out their duties in relation to this Agreement.

2. The motor vehicles mentioned in paragraph 1. shall be subject to payment of taxes

including customs duties if they are subsequently sold or transferred within Turkmenistan to individuals or organizations not entitled to exemption from such taxes or similar privileges.

3. The Government of Turkmenistan shall accord the Experts, the Senior Volunteers, members of the Missions and their families such privileges, exemptions and benefits as are no less favorable than those accorded to experts, senior volunteers, members of missions and their families of any third country or of any international organization performing a similar mission in Turkmenistan.

Article VI

The Government of Turkmenistan shall bear claims, if any arises, against the Experts, the Senior Volunteers and members of the Missions resulting from, occurring in the course of, or otherwise connected with, the performance of their duties, except when the two Governments agree that such claims arise from gross negligence or willful misconduct on the part of the Experts, the Senior Volunteers or members of the Missions. This Article shall not be construed as exempting the Experts, the Senior Volunteers and members of the Missions from criminal liability.

Article VII

1. (1) In case JICA provides the Government of Turkmenistan with equipment, machinery and materials, the Government of Turkmenistan shall exempt such equipment, machinery and materials from taxes including customs duties, fiscal charges and fees of any kind, as well as from the requirements of obtaining import license and certificate of foreign exchange coverage, in respect of the importation. The equipment, machinery and materials mentioned above shall become the property of the Government of Turkmenistan upon being delivered c.i.f. at the port or other points of the disembarkation to competent authorities of the Government of Turkmenistan.

(2) In case JICA provides the Government of Turkmenistan with equipment, machinery and materials, the Government of Turkmenistan shall exempt such equipment, machinery and materials from taxes including value added tax and fiscal charges in respect of the local purchase.

(3) The equipment, machinery and materials mentioned in sub-paragraphs (1) and (2) shall be utilized for the purpose specified in the arrangements referred to in Article II unless otherwise agreed upon between the competent authorities of the two Governments.

(4) The expenses for the transportation within Turkmenistan of the equipment, machinery and materials mentioned in sub-paragraphs (1) and (2) and expenses for their replacement, maintenance and repair shall be borne by the Government of Turkmenistan.

2. (1) The equipment, machinery and materials, prepared by JICA, necessary for the performance of the duties of the Experts, the Senior Volunteers and members of the Missions shall remain the property of JICA unless otherwise agreed upon between the competent authorities of the two Governments.

(2) The Government of Turkmenistan shall exempt the Experts, the Senior Volunteers and members of the Missions from consular fees, taxes including customs duties and fiscal charges, as well as from the requirements of obtaining import license and certificate of foreign exchange coverage, in respect of the importation of the equipment, machinery and materials mentioned in sub-paragraph (1).

(3) The Government of Turkmenistan shall exempt the Experts, the Senior Volunteers and members of the Missions from taxes including value added tax and fiscal charges in respect of the local purchase of the equipment, machinery and materials mentioned in sub-paragraph (1).

Article VIII

The Government of Turkmenistan shall maintain close contact, through organizations designated by it, with the Experts, the Senior Volunteers and members of the Missions.

Article IX

1. The Government of Turkmenistan shall admit JICA to open and maintain an overseas office in Turkmenistan (hereinafter referred to as the “Office”) and shall accept a resident representative and his/her staff to be dispatched from Japan (hereinafter referred to as the “Representative” and the “Staff” respectively) who perform the duties to be assigned to them by JICA relative to the technical cooperation programs under this Agreement in Turkmenistan.

2. The Government of Turkmenistan shall:

- (1) (a) exempt the Representative, the Staff and their families from taxes including income tax and fiscal charges imposed on or in connection with salaries and any allowances remitted to them from abroad;
- (b) exempt the Representative, the Staff and their families from consular fees, taxes including customs duties and fiscal charges, as well as from the

requirements of obtaining import license and certificate of foreign exchange coverage, in respect of the importation of:

- (i) luggage;
 - (ii) personal effects, household effects and consumer goods for personal use; and
 - (iii) one motor vehicle per Representative, per Staff, per family of the Representative and per that of the Staff assigned to stay in Turkmenistan;
- (c) exempt the Representative, the Staff and their families who do not import any motor vehicle into Turkmenistan from taxes including value added tax and fiscal charges in respect of the local purchase of one motor vehicle per Representative, per Staff, per family of the Representative and per that of the Staff;
- (d) exempt the Representative, the Staff and their families from the registration fee of the motor vehicles mentioned in (b) (iii) and (c).
- (e) permit the Representative, the Staff and their families to enter, leave and sojourn in Turkmenistan for the duration of their assignment therein, offer them the convenience for procedures of alien registration requirements, and exempt them from consular fees;
- (f) issue identification cards to the Representative and the Staff;
- (g) offer the Representative and the Staff the convenience for receiving and sending off the Experts, the Senior Volunteers and members of the Missions at airport/seaport;
- (h) offer the Representative, the Staff and their families the convenience for acquisition of car driving license; and
- (i) provide necessary assistance to the Representative and the Staff to carry out their duties in relation to this Agreement.
- (2) (a) exempt the Office from taxes including customs duties, fiscal charges and fees of any kind, as well as from the requirements of obtaining import license and certificate of foreign exchange coverage, in respect of the importation of the equipment, machinery and materials, including motor vehicles, necessary for activities of the Office;
- (b) exempt the Office from taxes including value added tax and fiscal charges in respect of the local purchase of the equipment, machinery and materials, including motor vehicles, necessary for the functions of the Office;
- (c) exempt the Office from the registration fee of the motor vehicles mentioned in (a) and (b); and

- (d) exempt the Office from taxes including income tax and fiscal charges imposed on or in connection with office expenses remitted from abroad.
3. The motor vehicles mentioned in paragraph 2. shall be subject to payment of taxes including customs duties if they are subsequently sold or transferred within Turkmenistan to individuals or organizations not entitled to exemption from such taxes or similar privileges.
4. The Government of Turkmenistan shall accord the Representative, the Staff and their families as well as the Office such privileges, exemptions and benefits as are no less favorable than those accorded to representatives, staff and their families as well as offices of any third country or of any international organization performing a similar mission in Turkmenistan.

Article X

The Government of Turkmenistan shall take necessary measures to ensure for the Experts, the Senior Volunteers, members of the Missions, the Representative, the Staff and their families staying in Turkmenistan the same level of security and protection as are provided to experts, senior volunteers, members of missions, representatives, staff and their families of any third country or of any international organization performing a similar mission in Turkmenistan.

Article XI

The two Governments shall consult with each other in respect of any matter, including confidentiality of information obtained through respective technical cooperation programs, that may arise from or in connection with this Agreement.

Article XII

1. The provisions of this Agreement shall also apply, after the entering into force of this Agreement, to the specific technical cooperation programs which have commenced prior to the entering into force of this Agreement, and to the Experts, the Senior Volunteers, members of the Missions, the Representative, the Staff and their families staying in Turkmenistan as well as to the equipment, machinery and materials related to the said programs.
2. The termination of this Agreement shall neither affect the specific technical cooperation programs being carried out until the date of the completion of the said programs, unless otherwise decided upon by mutual consent between the two Governments, nor affect the privileges, exemptions and benefits accorded to the Experts,

the Senior Volunteers, members of the Missions, the Representative, the Staff and their families staying in Turkmenistan for the performance of their duties in connection with the said programs.

Article XIII

1. This Agreement shall enter into force on the date of receipt by the Government of Japan of the written notification from the Government of Turkmenistan of the completion of necessary domestic procedures for the entry into force of this Agreement.
2. This Agreement shall remain in force for a period of one year, and shall be automatically renewed every year for another period of one year each, unless either Government has given to the other Government at least six months' written advance notice of its intention to terminate the Agreement.

IN WITNESS WHEREOF the undersigned, duly authorized thereto, have signed this Agreement.

DONE in duplicate in English at Tokyo on September 11, 2013.

For the Government of Japan:

For the Government of Turkmenistan: