

Procedure file

Basic information		
CNS - Consultation procedure Decision	1997/0112(CNS)	Procedure completed
EC/South Africa agreement: scientific and technological cooperation agreement		
Subject 3.50.20 Scientific and technological cooperation and agreements		
Geographical area South Africa		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	ENER Research, Technological Development and Energy		16/04/1997
		UPE SCAPAGNINI Umberto	
	Committee for opinion	Rapporteur for opinion	Appointed
Council of the European Union	BUDG Budgets		
	RELA External Economic Relations		26/05/1997
		ELDR PLOOIJ-VAN GORSEL Ely	
	Council configuration	Meeting	Date
	Research	2042	10/11/1997
	Economic and Financial Affairs ECOFIN	1900	22/01/1996

Key events			
25/03/1997	Legislative proposal published	COM(1997)0119	Summary
13/06/1997	Committee referral announced in Parliament		
03/09/1997	Vote in committee		Summary
03/09/1997	Committee report tabled for plenary, 1st reading/single reading	A4-0268/1997	
16/09/1997	Decision by Parliament	T4-0429/1997	Summary
10/11/1997	Act adopted by Council after consultation of Parliament		
10/11/1997	End of procedure in Parliament		
15/11/1997	Final act published in Official Journal		

Technical information	
Procedure reference	1997/0112(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	International agreement
Legislative instrument	Decision
Legal basis	EC before Amsterdam E 130M; EC before Amsterdam E 228-p2/3-a1
Stage reached in procedure	Procedure completed
Committee dossier	ENER/4/09020

Documentation gateway					
Legislative proposal		COM(1997)0119 OJ C 134 29.04.1997, p. 0007	25/03/1997	EC	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0268/1997 OJ C 304 06.10.1997, p. 0007	03/09/1997	EP	
Text adopted by Parliament, 1st reading/single reading		T4-0429/1997 OJ C 304 06.10.1997, p. 0024-0037	16/09/1997	EP	Summary

Additional information	
European Commission	EUR-Lex

Final act
Decision 1997/763 OJ L 313 15.11.1997, p. 0025 Summary

EC/South Africa agreement: scientific and technological cooperation agreement

OBJECTIVE: to promote scientific and technological cooperation between the Community and the Republic of South Africa in the framework of joint research projects in fields covered by the Fourth Community framework R & D programme (1994-1998) and other subsequent framework programmes. SUBSTANCE: the agreement signed by the Commission on behalf of the Community on 5 December 1996 in Brussels is intended to enable the Community and South Africa to profit, on the basis of mutual benefit, from the scientific and technological progress made under the joint research programmes through: . the participation of South African research entities in RTD projects related to the Fourth Framework Programme and the reciprocal participation of Community research entities in South African projects, . the participation by South African research entities in the specific programme of RTD in the field of cooperation with third countries (in this specific case South Africa will be considered a developing country), . shared use of research facilities, . visits and exchanges of research workers, participation by experts in seminars, symposia, etc., . establishment of scientific networks and training of researchers, . exchange of information on laws and regulations relevant to scientific cooperation, . any other project of joint interest agreed by the parties. - No joint research project will be valid within the meaning of this agreement without the prior conclusion of a Joint Technology Management Plan (JTMP) decided by common agreement between the parties and including at least the principles governing intellectual property and the utilization of information derived from the joint research. An annex to the agreement sets out the principles governing the JTMP (contracts concluded between the participants in a joint research project). - Provision is made for the exchange of information relevant to the aims of the agreement and the effective protection of intellectual property or the fair allocation of the rights to this property and the economic and social benefits derived from it (taking account of the respective contributions of the participants). - Provisions are made with regard to the dissemination and utilization of information from joint research projects (in particular information not to be disclosed). - The beneficiaries are the scientific community, the industrial sector and the general public, through the direct and indirect effects of cooperation. - The agreement is concluded for the duration of the Fourth Community Framework Programme (1994-1998) and can be renewed by tacit agreement for the specific programmes implementing subsequent framework research programmes. One clause provides that one of the parties (or both) may terminate the agreement upon a six months written notice. - A Joint Committee (JSTCC) is set up to manage the activities envisaged by the agreement. - For the Community, the agreement is funded from the Union's budget (specifically the Cooperation section of the Fourth Framework Programme) and subject to the funds available annually under the budget (the financial statement provides for an amount annually of ECU 110 000). It does not involve any transfer of funds from one party to another (except in the case of the participation of South African research centres in the specific RTD project relating to cooperation with third countries and international organizations where the Community alone finances the projects). ?

EC/South Africa agreement: scientific and technological cooperation agreement

Umberto SCAPAGNINI's (UFE, I) report on the Agreement for scientific and technological cooperation between the European Community and South Africa was adopted in the Committee. According to the rapporteur, the agreement represents a milestone in relations between the two partners. Cooperation may cover all research and technological development activities related to the fourth research framework programme. The indicative costs will be 0,1 MECU per year for the period 1997-2000. Mr. SCAPAGNINI strongly criticised the Commission for insufficiently informing Parliament of the progress of negotiations which led to the agreement. ?

EC/South Africa agreement: scientific and technological cooperation agreement

In adopting the report by Mr SCAPAGNINI (UPE, I), Parliament approved without debate the conclusion of the Agreement with the Republic of South Africa. ?

EC/South Africa agreement: scientific and technological cooperation agreement

OBJECTIVE: to promote scientific and technological cooperation between the European Community and South Africa through joint research projects in areas covered by the Community's framework research and development programme. **COMMUNITY MEASURE:** Council Decision 97/763/EC concluding the agreement for scientific and technological cooperation between the European Community and the Republic of South Africa. **SUBSTANCE:** the agreement, signed on 5 December 1996, is intended to allow the Community and South Africa, on the basis of the principle of mutual benefit, to take advantage of the scientific and technical progress achieved by joint research programmes, through: participation of South African research entities in RTD projects related to the Fourth Framework Programme and reciprocal participation of European Community research entities in South African projects; participation by South African research entities in the specific programme of RTD in the field of cooperation with third countries (in this specific case, South Africa will be regarded as a developing country); shared use of research facilities; visits and exchanges of research workers, seminars, etc.; scientific networks and training of researchers; exchange of information on laws and regulations relevant to scientific cooperation; all other projects of common interest as decided by the parties. For a research project to be acceptable under the agreement, the project partners must first agree on a joint technology management plan (JTMP), which must at least cover the principles of intellectual property protection and the use of information resulting from joint research. An annex to the agreement describes the essential features of JTMPs (contracts concluded between participants in joint research). Provision is made for the exchange of information and the effective protection of intellectual property, including economic and social advantages resulting from it. The agreement also contains provisions on the dissemination and utilization of information (in particular undisclosed information). At institutional level, the agreement makes provision for the establishing of a Joint Committee (JSTCC) to manage activities linked to the agreement. Regarding funding, there is no provision for the transfer of funds from one party to another (except in the case of participation by South African research entities in the specific programme of RTD in the field of cooperation with third countries and international organizations, when projects will be financed by the Community only). **DURATION OF THE AGREEMENT AND ENTRY INTO FORCE:** the agreement is concluded for the duration of the Fourth Framework Programme (1994-98) and may be tacitly extended for programmes implementing subsequent framework research programmes. It contains a clause allowing termination by either party (or both parties) with six months' notice in writing. The agreement enters into force on 11 November 1997. ?