

## Chapter 13 Cooperation

### Article 152 Basic Principles

1. The Parties, recognising the importance of balanced and sustainable development underpinned by enhanced economic dynamism and reduced economic vulnerability, shall develop and expand cooperation under this Agreement for their mutual benefit, in order to facilitate and expand trade and investment, enhance tourism between the Parties and promote sustainable development and enhancement of better quality of life for the peoples of the Parties, the Greater Mekong Subregion and Asia as a whole.

2. The Parties, recognising vibrant transnational activities conducted by the private sectors of the Parties, and the dynamism and the geographical positions of the Parties in the Asian region, shall cooperate in such manner as to produce positive effects on the economic and social development of the emerging markets in the region.

### Article 153 Fields of Cooperation

In order to enhance equal partnership based on the principles stipulated in Article 152, the Parties shall promote cooperation between the Governments of the Parties and, where necessary and appropriate, encourage and facilitate cooperation between parties, one or both of whom are entities in the Parties other than the Governments of the Parties, in the following fields:

- (a) agriculture, forestry and fisheries;
- (b) education and human resource development;
- (c) enhancement of business environment;
- (d) financial services;
- (e) information and communication technology;
- (f) science, technology, energy and environment;
- (g) small and medium enterprises;
- (h) tourism;
- (i) trade and investment promotion; and

- (j) other fields of cooperation as may be agreed upon.

Article 154  
Areas and Forms of Cooperation

Areas and forms of cooperation under this Chapter shall be set forth in the Implementing Agreement.

Article 155  
Implementation of Cooperation

1. Cooperation under this Chapter shall be conducted in accordance with the laws and regulations of each Party.
2. Cooperation under this Chapter shall be subject to the availability of the Parties' respective funds and other resources. The costs of cooperation under this Chapter shall be shared by the Parties in a manner to be agreed upon.

Article 156  
Intellectual Property Rights  
and Other Rights of a Proprietary Nature

1. Information of a non-proprietary nature arising from cooperation between the Governments of the Parties under this Chapter may be made available to the public by the Government of either Party.
2. The Parties, in accordance with their respective laws and regulations, and relevant international agreements to which the Parties are, or may become, parties, shall ensure adequate and effective protection and equitable distribution of intellectual property rights and any other rights of a proprietary nature resulting from cooperation between the Governments of the Parties under this Chapter. Such rights resulting from cooperation projects under this Chapter between the Governments of the Parties shall be co-owned by the Governments of the Parties, provided that the Governments of the Parties agree to the conditions of the co-ownership of such rights.
3. Each Party shall encourage, where appropriate, parties, one or both of whom are entities in the Parties other than the Governments of the Parties, to consult each other on issues regarding the ownership of any intellectual property rights or other rights of a proprietary nature resulting from cooperation under this Chapter, giving due consideration to the principle of equitable distribution of such rights.

Article 157  
Sub-Committees for Each Field of Cooperation

For the purposes of the effective implementation and operation of this Chapter, Sub-Committee(s) and Special Sub-Committee(s) as a subsidiary body to the Sub-Committee(s) may be established for each field of cooperation specified in Article 153 pursuant to Article 13. The establishment, function, composition and other details of the Sub-Committee(s) and the Special Sub-Committee(s) shall be set forth in the Implementing Agreement. Each Sub-Committee shall commence its work and meet as soon as possible, in any case no later than 9 months after the date of entry into force of this Agreement.

Article 158  
Non-Application of Chapter 14

The dispute settlement procedure provided for in Chapter 14 shall not apply to this Chapter. The Parties shall consult on any issues arising from the implementation and operation of this Chapter.

Chapter 14  
Dispute Settlement

Article 159  
Scope and Coverage

1. Unless otherwise provided for in this Agreement, this Chapter shall apply with respect to the settlement of disputes between the Parties concerning the interpretation or application of this Agreement.
2. Nothing in this Chapter shall prejudice any rights of the Parties to have recourse to dispute settlement procedures available under any other international agreement to which both Parties are parties.
3. Notwithstanding paragraph 2 above, once a dispute settlement procedure has been initiated under this Chapter or under any other international agreement to which both Parties are parties with respect to a particular dispute, that procedure shall be used to the exclusion of any other procedure for that particular dispute. However, this shall not apply if substantially separate and distinct rights or obligations under different international agreements are in dispute.