

Memorandum for Cabinet by the Minister
of Commonwealth and Foreign Affairs

Agreement between the Government of Malta and the
Government of the Republic of Italy relating to
Economic, Scientific and Technical Cooperation

Representatives of the Office of the Prime Minister, Ministry of Economic Planning and Finance, Ministry of Commonwealth and Foreign Affairs and Ministry of Industrial Development and Tourism held a meeting on the 4th March, 1966, at the office of the Secretary, Ministry of Economic Planning and Finance, in order to discuss the text, as drafted by the Secretary, Ministry of Commonwealth and Foreign Affairs, of a proposed Agreement between the Maltese and Italian Governments on economic, scientific and technical cooperation. The meeting was chaired by the Secretary, Ministry of Economic Planning and Finance.

A copy of the final text as agreed to by all present is attached herewith.

It is proposed to send copies of the suggested text to the Italian authorities to serve as a working draft which could be discussed by officials of the two sides in due course.

Hon. Members may wish to approve the attached text so that necessary action could be taken forthwith.

11th April, 1966.

AGREEMENT BETWEEN THE GOVERNMENT OF MALTA AND THE
GOVERNMENT OF THE REPUBLIC OF ITALY RELATING TO
ECONOMIC, SCIENTIFIC AND TECHNICAL COOPERATION

THE GOVERNMENT OF MALTA AND THE GOVERNMENT
OF THE REPUBLIC OF ITALY

- having in mind the friendly relations existing between the two States and their peoples,
- firmly desiring to intensify those relations,
- considering their common interest in cultivating and encouraging the scientific, technical and economic development of their Countries,
- recognizing the benefits to be derived by both Countries from closer economic relations and scientific and technical cooperation have agreed to conclude an Agreement and for this purpose have appointed as their Plenipotentiaries:

THE GOVERNMENT OF MALTA

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THE GOVERNMENT OF ITALY

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who, having communicated to each other their respective Full Powers, which were found in good and due form, have agreed as follows:

Article I

The Contracting Parties shall cooperate in the development of their countries and to this end shall extend to each other to the extent that their legislation and resources permit such aid and facilities as may be necessary and possible in the economic, scientific and technical fields.

On the basis and within the framework of this Agreement the Contracting Parties shall conclude arrangements regarding individual projects of cooperation.

Article II

L-ARKIVI NAZZIONALI TA' MALTA

Article II

The Government of the Republic of Italy shall facilitate in so far as the participation of Italian finance, technicians or equipment is concerned the realisation of proposals which the Government of Malta may deem useful to put forward for the economic development of Malta.

Article III

Each Contracting Party shall grant to its nationals, foundations, associations or companies, on request, permission to invest in and to transfer capital, property, rights and interests for investment in the Country of the other Party.

The Government of the Republic of Italy shall grant to Italian nationals, foundations, associations or companies, on request, permission for the supply of goods on credit to State and private enterprises in Malta in accordance with Italian laws in force.

Investments made by and credits accruing from the supply of goods by Italian nationals, foundations, associations or companies shall benefit from the guarantees contemplated by Italian laws in force.

For its part, the Government of Malta shall furnish the necessary guarantees for the transfer, when they fall due, of those sums owing to Italian creditors, in conformity with the legislation in force in Malta.

Article IV

In order to promote the purposes of this Agreement the Contracting Parties shall in particular facilitate.

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- (a) the provision of scientific, technical and medical personnel as well as of teachers, to act as advisers or to serve in public services and other institutions to be designated by mutual consent
- (b) the exchange of scientific and technical information,
- (c) consultation among experts of the two Countries,
- (d) the awarding of scholarships for education in Universities and Scientific Institutes and for specialisation in industrial enterprises,
- (e) the promotion of the technical training of specialists in institutions or industrial establishments
- (f) the organisation of lectures and scientific and technical courses,
- (g) surveys, studies and pilot projects of an economic and social nature of importance to the development of one country by firms, institutes or experts of the other.

Article V

Investments made by as well as property, rights and interests pertaining to nationals, foundations, associations or companies of one of the Contracting Parties in the territory of the Other or held indirectly by such nationals, foundations, associations or companies shall receive just and equitable treatment at least equal to the treatment which is applied by each Party to its own nationals or the treatment granted to nationals, foundations, associations or companies of the most favoured nation, if the latter is more favourable.

Each of the Contracting Parties undertakes to authorize the free transfer of the produce of professional and business activities, on its territory, of the nationals, foundations, associations or companies of the Other, as

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well as the free transfer of interests, dividends, royalties and other income, of amortizations and, in case of partial or total liquidation, of the product of such liquidation.

Article VI

In order to facilitate the realisation of the programme of cooperation in the economic, scientific and technical fields contemplated in this Agreement, a Mixed Commission of Economic Cooperation shall be constituted, consisting of representatives of the two Governments.

Article VII

The Mixed Commission provided for in Article VI shall meet alternately in Valletta and in Rome whenever either of the Contracting Parties shall consider it necessary. The meetings of the Commission shall be chaired by the member so designated by the host Government.

The competent authorities of the Contracting Parties shall collaborate with the Mixed Commission and the Commission shall submit to the two Governments their recommendations in writing.

The Commission shall establish the procedures and methods for its functioning.

Article VIII

The Contracting Parties undertake that all activities envisaged by the present Agreement shall be carried out, in so far as possible, on the basis of reciprocity and in any case with full regard to the autonomy of each one of them and the laws and regulations in force in the respective Countries. The Contracting Parties shall therefore adopt all the requisite measures to give effect to the provisions of this Agreement.

Article IX

L-ARKIVI NAZZJONALI TA' MALTA

Article IX

The present Agreement shall enter into force on the exchange of the instruments of ratification which shall take place in and shall remain operative so long as one of the Parties does not denounce it. In such case the Agreement shall cease to be operative six months after the notice of denunciation.

The termination of the present Agreement shall not invalidate contracts already concluded and guarantees already furnished within the framework of this Agreement.

In witness whereof the undersigned Plenipotentiaries have signed the present Agreement and have affixed their seals hereunto.

Done at this day of in two originals, in the English and Italian languages, both texts being equally authoritative.

For the Government
of Malta

For the Government of
the Republic of Italy

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L-ARKIVJI NAZZJONALI TA' MALTA