

AGREEMENT  
BETWEEN THE  
GOVERNMENT OF THE REPUBLIC OF INDIA  
AND  
THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA  
ON  
CO-OPERATION IN THE FIELDS OF  
EDUCATION, ARTS, CULTURE AND SPORT

WHEREAS the Government of the Republic of India and the Government of the Republic of South Africa (hereinafter jointly referred to as "the Parties" and in the singular as "Party"), are desirous to consolidate and strengthen the friendly ties and reciprocal understanding between their peoples;

WHEREAS the Parties are conscious of the desirability of promoting to the greatest possible extent the mutual knowledge and understanding of their respective cultures and intellectual, educational, artistic, and sporting achievements, as well as their history and way of life, by means of friendly cooperation between their respective countries; and

WHEREAS the Parties are desirous to uplift and enhance the quality of life of their peoples;

NOW, THEREFORE, the Parties agree as follows:

#### ARTICLE 1

For the purpose of broadening and strengthening the ties between their countries, the Parties shall encourage cooperation and the exchange of knowledge, experience and achievements in the fields of education, arts, culture and sport.

#### ARTICLE 2

- (1) The Parties shall, in accordance with the aims of this Agreement, encourage the establishment of contact and cooperation between interested institutions, organisations and persons in both countries in the fields covered by this Agreement.
- (2) In the implementation of the provisions of this Agreement, due regard shall be given to the autonomy of the relevant institutions and bodies. Their freedom to enter into and maintain mutual relations and agreements shall be recognised, subject to the municipal law and constitution of the respective States.

#### ARTICLE 3

With a view to broadening and strengthening the ties between their countries, the Parties shall encourage cooperation in the various fields of education, arts, culture and sport. To this end, the Parties shall encourage:

- (a) cooperation between educational institutions, the granting of scholarships (for university and post university studies and research), exchange of persons at all levels of education and exchange of information on education;
- (b) the study of the languages, literature, culture and history of each other's country;
- (c) the development of cultural relations between their countries. For this purpose they shall encourage the exchange of study and lecture visits by specialists in this field as well as the exchange of literature and publications;
- (d) cooperation in various cultural fields of interest to both, including literature, exhibitions of art and artifacts, music, dance, drama, the exchange of books and other publications, cooperation between schools of art, associations of artists and writers, museums, libraries, archives and other cultural institutions, and the exchange of knowledge between conservation bodies relating to cultural heritage;
- (e) cooperation in the field of film/cinematography as well as visits by delegations and individual specialists in the field of film/cinematography;
- (f) cooperation in the various fields of sport, including direct contact between sporting associations and bodies; and
- (g) any other form of cooperation as may be mutually agreed upon between the Parties or relevant autonomous institutions in both countries.

#### ARTICLE 4

1. Each Party shall welcome the establishment on its territory of cultural institutions or friendship associations in accordance with its municipal law and general policy, it being understood that prior clearance of the Party concerned shall be obtained before any institution is established under this Article.
2. With due regard to the provisions of Article 2(2), the Parties shall encourage the conclusion of specific programmes of cooperation between the relevant cultural institutions and bodies.

#### ARTICLE 5

All activities carried out in terms of this Agreement shall be subject to the law operative in the respective countries.

#### ARTICLE 6

1. For the purpose of implementation of this Agreement a Joint Indo-South Africa Committee shall be established, which shall meet every two years or as mutually agreed upon by the Parties. The meetings shall be held alternately in the Republic of India and in the Republic of South Africa in order to discuss programmes of cooperation.
2. These programmes of cooperation, if approved by both Parties, shall be valid for specified periods and shall include concrete forms of cooperation, events and exchanges as well as the organisational and financial conditions for their implementation.

#### ARTICLE 7

Any dispute as to the interpretation and implementation of this Agreement shall be resolved through negotiations between the Parties.

#### ARTICLE 8

This Agreement may be amended by mutual agreement through an Exchange of Notes between the Parties. Such an amendment shall enter into force on the date of the Reply Note, accepting the proposed amendment.

#### ARTICLE 9

1. This Agreement shall enter into force when both Parties have notified each other in writing through the diplomatic channel that their respective constitutional requirements for the entry into force of this Agreement have been complied with. The date of entry into force shall be the date of the last notification.
2. This Agreement shall remain in force until terminated in terms of Article 10.

ARTICLE 10

Either Party may, by giving three months' written notice to the other Party through the diplomatic channel, terminate this Agreement at any time. Termination of this Agreement shall not affect any programmes undertaken prior to the termination of this Agreement, unless otherwise agreed to by the Parties.

IN WITNESS WHEREOF the representatives of the Parties, duly authorised thereto by their respective Governments, have signed and sealed this Agreement in duplicate, in the Hindi and English languages, the two texts being equally authentic.

Done at New Delhi on this Fourth Day of December, 1996, corresponding to Thirteenth Day of Agrahayana, 1918 (SAKA), in two originals, each in Hindi and English languages, all the text being equally authentic.

FOR THE GOVERNMENT OF THE  
REPUBLIC OF INDIA

  
( S.R. BOMMAI )  
MINISTER OF HUMAN RESOURCE  
DEVELOPMENT

FOR THE GOVERNMENT OF THE  
REPUBLIC OF SOUTH AFRICA

  
( JHM MSHALI )  
MINISTER OF ARTS, CULTURE  
SCIENCE & TECHNOLOGY