

TRADE AGREEMENT BETWEEN

THE GOVERNMENT OF NEW ZEALAND

AND

THE GOVERNMENT OF THE REPUBLIC OF INDIA

The Government of New Zealand and the Government of
the Republic of India,

Desiring to promote and expand mutually beneficial
trade and commerce between their two countries, and

Having regard to their respective international rights
and obligations including their rights and obligations as
Contracting Parties to the General Agreement on Tariffs
and Trade,

Have agreed as follows:

ARTICLE I

The two Governments shall, subject to their respective laws and regulations, take all appropriate measures to facilitate, strengthen and diversify trade with a view to maximising trade between their two countries.

ARTICLE II

The exchange of goods between the two countries shall be effected in accordance with rights acquired and obligations undertaken pursuant to the General Agreement on Tariffs and Trade and other multilateral Treaties or Arrangements to which both countries are party.

ARTICLE III

In order to further the objectives of this Agreement, each Government shall, in accordance with the laws and regulations and the observance of customs and other administrative formalities of its country, facilitate to the maximum extent possible:

- (a) the interchange of commercial and technical representatives, groups or delegations between the two countries;
- (b) the holding within its country of trade fairs, trade exhibitions and other trade promotion activities by enterprises and organisations of the other country; and

(c) the importation from the country of the other articles required for display at fairs, exhibitions or similar events, as well as samples of goods for advertising purposes.

ARTICLE IV

The two Governments shall, subject to and to the extent permitted by the laws and regulations in force in their respective countries, exempt from payment of import duty and other taxes articles for display in fairs and exhibitions as well as samples of goods for advertising purposes which have been imported from the territory of the other Government. Such articles and samples shall not be disposed of in the country into which they are imported without the prior permission of the competent authorities of that country and the payment of the appropriate import duty and other taxes if necessary.

ARTICLE V

The two Governments shall, as appropriate and subject to the laws, regulations and policies of each country, encourage and facilitate the development of industrial cooperation, between enterprises and organisations of their respective countries. The decision to enter into individual cooperation projects and the contractual arrangements for their implementation shall be the responsibility of the participating enterprises and organisations.

ARTICLE VI

All payments arising from trade between New Zealand and India shall be effected in convertible currency acceptable to both Governments in accordance with the foreign exchange regulations in force in the two countries.

ARTICLE VII

In order to facilitate the implementation of this Agreement a Joint Trade Committee consisting of representatives designated by the respective Governments is hereby established. The Committee will meet once a year, or as often as may be mutually agreed, alternatively in India and New Zealand.

Within the purview of this Agreement, the Committee will, inter-alia:

- (a) review and keep under consideration the implementation of the provisions of this Agreement;
- (b) examine measures for the solution of problems which may arise in the implementation of this Agreement or in the course of the development of trade between the two countries;
- (c) consider proposals made by either of the Governments within the framework of this Agreement, aimed at further expansion and diversification of trade between the two countries;

- (d) identify appropriate areas of industrial cooperation, particularly those which offer prospects for the development of mutually beneficial commercial exchanges;
- (e) encourage institutions which aim at enhancing contacts and cooperation between appropriate economic and commercial organisations of the respective countries.

ARTICLE VIII

The provisions of this Agreement shall not limit the right of either Government to apply prohibitions or restrictions of any kind which are directed to the protection of its essential security interests or the protection of public health or the prevention of diseases and pests in animals or plants.

ARTICLE IX

The provisions of this Agreement shall have effect for the Cook Islands, Niue and Tokelau after the expiration of one month from the date of notification by the Government of New Zealand to the Government of India that they shall be applied to these territories.

ARTICLE X

This Agreement shall enter into force on the date of signature and shall remain in force for five years. If six months before the expiration of this Agreement, neither of the two Governments has notified the other in writing of its intention to terminate the Agreement, it shall continue in force until six months after the receipt by one Government of notice from the other of its intention to terminate this Agreement.

IN WITNESS WHEREOF, the undersigned, being duly authorised by their respective Governments, have signed this Agreement.

DONE at *AUCKLAND* on this the *17th* day of *October* in the year one thousand nine hundred and eighty six in two originals in the English and Hindi languages, both texts being equally authentic but in case of any divergence of interpretation, the English text shall prevail.

FOR THE GOVERNMENT OF
NEW ZEALAND

P. Subbar
FOR THE GOVERNMENT OF
THE REPUBLIC OF INDIA

Michael Keene

