

**Implementing Accord for Cultural Exchange
For the Period 2010 through 2012
Under the Cultural Agreement between the Government of the
United States of America and the Government of the People's
Republic of China**

The Government of the United States of America and the Government of the People's Republic of China (hereinafter referred to as "the Parties");

Desirous of strengthening cultural cooperation and people-to-people engagement between the two countries;

Desirous of enhancing friendly relations between the peoples of the two countries;

Based on the principles of mutual respect for sovereignty, equality, reciprocity, and mutual benefit; and

In accordance with the Cultural Agreement between the Government of the United States of America and the Government of the People's Republic of China, signed on January 31, 1979;

Have agreed on the following basis for cultural exchange between the two countries for the period 2010 through 2012.

Article I – Cultural and the Arts

- A. The Parties will encourage the sending of high-quality performing arts groups representative of the various cultures of the respective countries to the other country for visits and performances. Specific projects may be decided through separate agreements signed by relevant organizations of each country.
- B. The Parties will encourage the sending of high-quality art exhibits to the other country. Specific programs may be decided through separate agreements signed by relevant organizations of each country.
- C. The Parties will encourage the sending of artists and experts in fields such as music, dance, drama, painting, sculpture, arts and crafts, photography and animation to the other country for visits, short-term lectures, professional exchanges, and possible performances and exhibits. Specific projects may be decided through separate agreements signed by relevant organizations of each country.
- D. The Parties will provide necessary facilitative assistance for cultural exchange projects between relevant organizations of each country, the nature and extent of such assistance to be decided through separate agreements signed by such relevant organizations.

- E. The Parties will in particular encourage the cultural exchange between the youth of the two countries.

Article II – Journalism, Broadcasting, Film and Television

- A. The Parties will encourage and facilitate the exchange of persons, materials and information in the fields of print journalism, film, television, radio, the Internet and other electronic media. Specific projects may be decided through separate agreements signed by relevant organizations of each country.
- B. The Parties will encourage the exchange of films and will encourage film professionals to engage in in-depth exchanges, film workshops, and seminars. Specific projects may be decided through separate agreements signed by relevant organizations of each country.

Article III – Literature, Translation and Publication

The Parties will encourage the exchange of writers, translators, publishers, and printing technicians in order to further mutual understanding of each other's culture, history, and society; and cooperation in publishing and in the licensing of copyrights will be encouraged. The Parties will encourage cooperation in the publication of books, audio-visual and electronic publications, and newspapers and periodicals. Each Party will encourage the participation of its nationals in international expositions on books, audio-visual and electronic publications and publications in the other country. Specific projects may be decided through separate agreements signed by relevant organizations of each country.

Article IV – Intellectual Property Rights

The Parties will promote the protection of the intellectual property rights of artists, filmmakers, writers, and musicians, and other holders of copyright and neighboring rights. The Parties will encourage professional exchanges in the fields of copyright and publications. Specific projects may be decided through separate agreements signed by relevant organizations of each country.

Article V – Museums, Libraries, Archives, and Electronic Information Resources

The Parties will facilitate professional exchanges concerning museum, library, archive and electronic information issues. Both Parties will

encourage exchanges of books, periodicals, and other publications and the sharing of information via the Internet. Specific projects may be decided through separate agreements signed by relevant organizations of each country.

Article VI – Education, the Humanities, Social Sciences and Sports

The Parties will encourage and facilitate exchanges in education, the humanities, social sciences, and sports. Specific projects may be decided through separate agreements signed by relevant organizations of each country. Exchanges in education will be discussed and carried out based on the principles of the Agreement between the Government of the People's Republic of China and the Government of the United States of America for Cooperation in Educational Exchanges signed May 25, 2010.

Article VII – Parks, Historical Preservation and Related Matters

The Parties will encourage cooperation between relevant organizations in the areas of park, urban and landscape planning, environmental protection, and the conservation of natural and cultural resources. Specific projects may be decided through separate agreements signed by relevant organizations of each country.

Article VIII – Protection of Cultural Property

Pursuant to the terms of the Memorandum of Understanding between the Government of the United States of America and the Government of the People's Republic of China Concerning the Imposition of Import Restrictions on Categories of Archaeological Material from the Paleolithic Period through the Tang Dynasty and Monumental Sculpture and Wall Art at Least 250 Years Old, signed by the Parties on January 14, 2009, and consistent with the laws and policies of each country, the Parties agree to encourage respect for and protection of the cultural property of the other country and to discourage the illicit traffic in cultural artifacts. The Parties will encourage the exchange of exhibits of cultural artifacts to promote mutual understanding of the histories and cultures of the two countries.

Article IX – Private Exchanges

The Parties will encourage and promote privately-funded cultural and artistic people-to-people exchanges between non-governmental organizations, including sister provinces/states and sister cities, and facilitate the further development of friendly relations between the peoples of the two countries.

Article X – Commercial Information

The Parties will cooperate to promote the exchange of information on the commercial practices, operations, and legal requirements of their respective countries in the cultural area. This will be done by fostering exchanges of persons and written or electronic materials, and by encouraging meetings and training activities to be held by relevant organizations of each country.

Article XI – Financial Provisions

- A. Specific financial arrangements for the activities and exchanges conducted under the provisions of this Accord will be determined through negotiation between relevant organizations of each country.
- B. If either Party encounters financial difficulties in the course of carrying out an individual project, a suitable adjustment or postponement of the project will be decided upon by consultation between the organizations involved.

Article XII – Laws and Regulations

The activities under this Accord will be carried out in accordance with the applicable laws and regulations of each country, including those concerning the availability of funds.

Article XIII – Executive Agents

The Executive Agent of this Accord for the Government of the United States of America will be the United States Department of State. The Executive Agent for the Government of the People's Republic of China will be the Ministry of Culture of the People's Republic of China.

Article XIV – Entry Into Force

This Accord will enter into force upon signature and cover the period May 25, 2010 through May 25, 2012.

In Witness Whereof, the undersigned, being duly authorized by their respective Governments, have signed the present Accord.

Done at Beijing, in duplicate, this 25th day of May, 2010, in the English and Chinese languages, each text being equally authentic.

For the Government of
The United States of America:



For the Government of
The People's Republic of China:

