

**MEMORANDUM OF UNDERSTANDING FOR BILATERAL COOPERATION
IN THE MINING INDUSTRY
BETWEEN THE
MINISTRY OF THE ECONOMY
OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF RESOURCES,
ENERGY AND TOURISM
OF THE COMMONWEALTH OF AUSTRALIA**

BACKGROUND

The United Mexican States (represented by the Ministry of the Economy) and the Commonwealth of Australia (represented by the Department of Resources, Energy and Tourism), hereinafter referred to as 'the Parties', in the interest of maintaining, developing and expanding their ties of cooperation between them in the mining sector have reached the following understandings.

PURPOSE

1. The purpose of this Memorandum of Understanding for Bilateral Cooperation ('this MOU') is to encourage greater cooperation in the mining sector by:
 - a) establishing a framework through which the Parties may cooperate to improve and encourage greater interaction, collaboration and cooperation in the sector;
 - b) providing opportunities for greater cooperation and collaboration between the Parties in mining (including mining related services);
 - c) promoting a positive environment for improved trade and investment; and
 - d) establishing channels for increased communication between the Parties on topics of mutual interest.

AREAS OF COOPERATION

2. In order to achieve this MOU's purpose, the Parties will, in accordance with their respective laws and regulations and taking full account of the need to ensure personal, private and commercial confidentiality, consider the following areas:

- a) facilitating greater opportunities for trade and investment between the Parties through enhanced awareness of policy and regulatory frameworks and addressing impediments in these areas where appropriate;
- b) enhancing the collaborative and commercial relationship between the Parties by promoting commercial linkages between the Parties' mining industries;
- c) fostering knowledge growth and exchange in the areas of, but not limited to resources, policies and regulations covering matters such as financial issues, investments, taxation and royalties, land management, transparency and governance, infrastructure provision, occupational health and safety and statistical information; and
- d) any other cooperative activities mutually determined by the Parties.

COORDINATION

- 3. The Parties, by mutual consent, may invite other Mexican or Australian institutions or organisations, whose activities have a direct effect on the purpose of this MOU, to participate in cooperative activities.
- 4. The Parties concur that the results of cooperative activities arising from this MOU may be disclosed and published subject to the prior consent of both Parties and the owners of intellectual property.
- 5. The cooperation activities to which this MOU refers will be reported, as necessary, to the relevant authorities in the Parties.

ENTRY INTO FORCE, AMENDMENT AND TERMINATION

- 6. This MOU will enter into force on the date on which it is signed and will be in effect for five (5) years, with the possibility of extending it for equal periods, subject to evaluation and mutual consent by both parties.

7. This MOU may be amended by mutual consent of the Parties in writing, specifying the date on which said amendments are to come into effect.
8. Either Party may terminate this MOU by means of a written notification addressed to the other Party thirty (30) days in advance.
9. An early termination of this MOU will not affect completion of the cooperative activities established during its term.
10. This MOU will not create a legal relationship between the Parties.
11. Any dispute arising out of the interpretation of this MOU shall be settled amicably by consultation and negotiation in good faith between the Parties.

Signed at Mexico City, on April ninth, two thousand and ten, in two originals in the Spanish and English languages, both texts being equally authentic.

**FOR THE MINISTRY OF THE
ECONOMY OF THE
UNITED MEXICAN STATES**



**Gerardo Ruiz Mateos
Minister**

**FOR THE DEPARTMENT OF
RESOURCES, ENERGY AND TOURISM
OF THE COMMONWEALTH OF
AUSTRALIA**



**Simon Crean MP
Minister for Trade**