

**AGREEMENT ON COOPERATION  
IN THE AREA OF  
TELECOMMUNICATION EQUIPMENT,  
ELECTROMAGNETIC  
COMPATIBILITY AND ELECTRICAL  
EQUIPMENT**

**BETWEEN**

**THE FEDERAL OFFICE OF  
COMMUNICATION (OFCOM)  
OF THE SWISS CONFEDERATION**

**AND**

**THE GENERAL ADMINISTRATION OF  
QUALITY SUPERVISION, INSPECTION  
AND QUARANTINE (AQSIQ) OF THE  
PEOPLE'S REPUBLIC OF CHINA**

The Federal Office of Communication (OFCOM) of the Swiss Confederation and the General Administration of Quality Supervision, Inspection and Quarantine (AQSIQ) of the People's Republic of China, hereinafter individually referred to as a "Party" or collectively as "the Parties";

With a view to strengthening the bilateral economic relations between Switzerland and China;

Recognising that the strengthening of bilateral technical cooperation reduces barriers to trade and produces mutual benefits for Switzerland and China;

Recognising that no country should be prevented from taking measures necessary to fulfil a legitimate objective in line with the WTO Agreement on Technical Barriers to Trade;

Reaffirming the importance of international standards to enhance trade;

Desiring to facilitate access to respective markets and further the implementation of the Chapter Technical Barriers to Trade of the Free Trade Agreement between the Swiss Confederation and the People's Republic of China (hereinafter referred to as the "Free Trade Agreement"); and

Bearing in mind Switzerland's and China's shared commitment to ensuring product safety;

Have reached the following Agreement to strengthen cooperation in the area of telecommunication equipment, electromagnetic compatibility (EMC), electrical equipment:

## ARTICLE 1

### *Cooperation*

In the area of telecommunication equipment, electromagnetic compatibility (EMC) and electrical equipment, the Parties shall, in particular, cooperate on the following:

- (a) regulatory issues and implementation of laws;
- (b) management of conformity assessment bodies and inspections of manufacturers;
- (c) domestic practices and programs regarding product and market surveillance;
- (d) good regulatory practice;
- (e) the development and implementation of risk management principles including product monitoring, safety, compliance and enforcement practices; and
- (f) exchange of information on:
  - (i) regulatory systems;
  - (ii) incident analysis;
  - (iii) hazard alerts;
  - (iv) product bans and recalls;
  - (v) requested product information; and

- (vi) revisions of technical regulations and their implementation.

## ARTICLE 2

### ***Means of Cooperation***

The Parties shall promote:

- (a) the providing of training programmes, study tours and internships for government officials;
- (b) the providing of training programmes, study tours for technical personnel, including but not limited to inspection and testing technical personnel, and standardisation personnel;
- (c) the exchange of information, transfer of expertise and training;
- (d) the implementation of joint actions such as seminars and workshops;
- (e) technical and administrative cooperation;
- (f) the information of stakeholders about the other Party's regulations; and
- (g) any other forms of cooperation decided by the Sub-Committee on Technical Barriers to Trade established in Article 6.7 of the Free Trade Agreement.

## ARTICLE 3

### ***Specific Cooperation***

The Parties agree to:

- (a) inform the other Party of non-compliant products on their markets, originating in the other Party;
- (b) share relevant information of non-compliant products for the other Party to take necessary action, if appropriate; and
- (c) share results of such action.

## ARTICLE 4

### ***Confidentiality of Information***

The Parties shall treat as confidential information submitted by the other Party which that Party has designated as confidential.

ARTICLE 5

***Final Provisions***

1. The Sub-Committee on Technical Barriers to Trade established in Article 6.7 of the Free Trade Agreement shall oversee the cooperation activities under this Agreement.
2. This Agreement is concluded pursuant to and in conjunction with the Free Trade Agreement and is one of the side agreements referred to in Article 6.9 of the Free Trade Agreement.
3. This Agreement enters into force on the same date as the Free Trade Agreement. A Party may terminate this Agreement at any time upon six months' written notice to the other Party. Established cooperation activities may continue independently of a Party's withdrawal from this Agreement.

Signed in Beijing on 5th July 2013 in two originals each in the English, Chinese and French language, each text being equally authentic. In case of divergence between the language versions, the English text shall prevail.

For OFCOM

For AQSIQ

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