

STATEMENT OF INTENT

between

THE DEPARTMENT OF ENERGY OF THE UNITED STATES OF AMERICA

and

THE DEPARTMENT OF NATURAL RESOURCES OF CANADA

on

BUILDING ENERGY SIMULATION TOOLS

WHEREAS:

The Department of Energy of the United States of America and the Department of Natural Resources of Canada (previously known as the "Department of Energy, Mines and Resources") (hereinafter collectively referred to as the "Parties") have entered into a Memorandum of Understanding in the field of Energy Research and Development signed on December 4, 1986, which states that the Parties believe that cooperative initiatives could result in accomplishment of their energy research and development objectives more efficiently;

The Parties have a mutual interest in cooperating in the field of energy simulation of buildings and building systems for compliance with performance-based energy codes, for demand-side management activities and for identifying opportunities to improve the energy performance of buildings; and

The Parties recognize that the level, and forms, of cooperative activities will depend upon the specific interests and capabilities of each Party.

The Parties, therefore, wish to state their intent to collaborate in building energy simulation R&D and information dissemination activities of common interest.

ARTICLE 1 - AREAS OF COOPERATIVE ACTIVITIES

1. Each Party intends that the areas of cooperative activities may include:
 - a) Planning, coordination, development, marketing and promotion of building energy simulation programs, user-friendly design tools, compliance checking tools for performance-based energy codes, and databases on the energy performance of the building stock;
 - b) Training of building design professionals and building officials;

c) Workshops, conferences and symposia.

Additional areas may be added by mutual written consent.

ARTICLE 2 - DELIVERY OF COOPERATIVE ACTIVITIES

Implementation

1. Each Party intends to implement its contribution to collaboration through its own contractors. The terms and conditions defining specific activities will be set forth in each Party's contracts with its contractors, which will, in particular, include terms and conditions governing intellectual property and the exchange of information between each Party and its contractors.
2. All costs resulting from cooperation under this Statement of Intent will be borne by the Party that incurs them. Specific cooperative activities involving cost sharing will be covered in Implementing Arrangements.

ARTICLE 3 - PROPRIETARY INFORMATION

1. Each Party intends to support the widest possible dissemination of information provided or exchanged, subject to the need to protect proprietary information clearly marked with a restrictive legend. It is the intent of the Parties that a Party receiving another Party's proprietary information will protect the privileged nature of that information. The Parties intend to exchange documents and other materials prepared by their contractors, except for contractors' proprietary information so identified by the contractors.
2. It is the intent of the Parties that a Party's proprietary information will mean information which contains trade secrets or commercial or financial information which is privileged or confidential or is not otherwise available to the receiving Party from another source without restriction on its further dissemination.

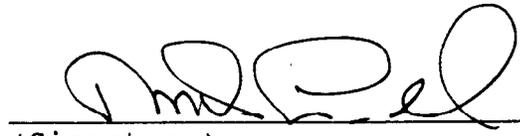
FOR THE DEPARTMENT OF ENERGY
OF THE UNITED STATES OF AMERICA


(Signature)

Christine A. Ervin
Assistant Secretary for
Energy Efficiency and
Renewable Energy

6-9-95
(Date)

FOR THE DEPARTMENT OF
NATURAL RESOURCES OF CANADA


(Signature)

Marc Denis Everell
Assistant Deputy Minister
Mineral and Energy Technology Sector

July 21, 1995
(Date)