

AGREEMENT TO EXTEND AND AMEND

ANNEX III

**TO THE PROTOCOL FOR COOPERATION
IN THE FIELDS OF ENERGY EFFICIENCY AND RENEWABLE
ENERGY TECHNOLOGY DEVELOPMENT AND UTILIZATION
FOR COOPERATIVE ACTIVITIES IN ENERGY EFFICIENCY**

BETWEEN

**THE DEPARTMENT OF ENERGY OF THE UNITED STATES OF AMERICA
AND**

**THE STATE PLANNING COMMISSION OF THE PEOPLE'S REPUBLIC OF
CHINA**

The Department of Energy of the United States of America (USDOE) and the State Development Planning Commission of the People's Republic of China (SDPC), hereinafter referred to as ("the Parties");

Noting that USDOE and the State Science and Technology Commission of the People's Republic of China (SSTC) signed the Protocol for Cooperation in the Fields of Energy Efficiency and Renewable Energy Technology Development and Utilization (hereinafter referred to as "the Protocol"), on February 23, 1995;

Noting that the Protocol, including its Annexes, is subject to the Agreement between the Government of the United States of America and the Government of the People's Republic of China on Cooperation in Science and Technology, signed at Washington, on January 31, 1979, as amended and extended, hereinafter referred to as "the Umbrella Agreement";

Noting that the Protocol was amended on February 1, 1999, to reflect the transfer of functions from the SSTC to the Ministry of Science and Technology (MOST) of the People's Republic of China, and extended for a five year period, effective from February 23, 2000;

Noting that there has been a transfer of functions from: the State Planning Commission (SPC) to the State Development Planning Commission (SDPC); and from the Ministry of Electric Power to the State Power Corporation of China (SP);

Recognizing that Annex III for Cooperative Activities in the Area of Energy Efficiency (hereinafter referred to as "Annex III") entered into force on October 25, 1996; and

Noting that the Parties have a strong desire to continue to cooperate in the field of energy efficiency for their mutual benefit;

The Parties have agreed as follows:

1. References to "State Planning Commission" or "SPC" in Annex III are hereby changed to read "State Development Planning Commission" or "SDPC" wherever they appear.
2. References to State Science and Technology Commissions" or "SSTC" in Annex III are hereby changed to read "Ministry of Science and Technology" or "MOST" wherever they appear.
3. References to "Ministry of Electric Power" or "MOEP" are hereby changed to read "State Power Corporation of China" or "SP" wherever they appear.
4. Annex III is hereby extended for a five year period, effective from October 25, 2001, and shall remain in force for five years, or until termination of the Protocol, whichever occurs first. This Annex may be further amended or extended by mutual written agreement of the Parties.
5. At the discretion of either Party, this Annex may be terminated upon six (6) months advance notice in writing to the other Party.

Signed in duplicate in the English language.

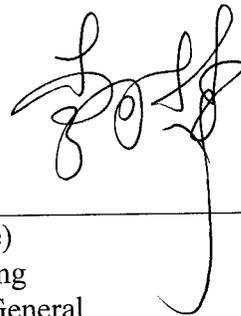
FOR THE DEPARTMENT OF ENERGY
OF THE UNITED STATES OF
AMERICA:



(Signature)
David K. Garman
Assistant Secretary for Energy Efficiency
and Renewable Energy

Date: 2/12/2002

FOR THE STATE DEVELOPMENT
PLANNING COMMISSION OF THE
PEOPLE'S REPUBLIC OF CHINA:



(Signature)
Li Yanmeng
Director General
Department of Basic Industries

Date: 2002年2月8日