

AGREEMENT TO EXTEND AND AMEND

ANNEX IV

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

BETWEEN

**THE DEPARTMENT OF ENERGY OF THE UNITED STATES OF AMERICA
AND
THE STATE ECONOMIC AND TRADE COMMISSION OF THE PEOPLE' S
REPUBLIC OF CHINA**

The Department of Energy of the United States of America (USDOE) and the State Economic and Trade Commission (SETC) of the People' s Republic of China (PRC) (hereinafter referred to as "the Parties");

Noting that USDOE and the State Science and Technology Commission (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 to the State Development Planning Commission (SDPC);

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

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

The Parties have agreed as follows:

1. References to "State Planning Commission" or "SPC" in Annex IV 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 IV are hereby changed to read "Ministry of Science and Technology" or "MOST" wherever they appear.
3. Annex IV 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.
4. 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:

FOR THE STATE ECONOMIC AND
TRADE COMMISSION OF THE
PEOPLE' S REPUBLIC OF CHINA:



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

Date: 2/12/2002



(Signature)
LIU Xianfa
Deputy Director-General,
Department of Resource Conservation &
Comprehensive Utilization
State Economic and Trade Commission
People's Republic of China

Date: 04/02-2002