

**MEMORANDUM OF UNDERSTANDING OF COOPERATION ON THE
IMPORT AND EXPORT COSMETICS QUALITY AND SAFETY
BETWEEN THE MINISTRY OF FOOD AND DRUG SAFETY OF THE
REPUBLIC OF KOREA AND THE GENERAL ADMINISTRATION OF
QUALITY SUPERVISION, INSPECTION AND QUARANTINE OF THE
PEOPLE'S REPUBLIC OF CHINA**

The Ministry of Food and Drug Safety of the Republic of Korea (MFDS) and the General Administration of Quality Supervision, Inspection and Quarantine of the People's Republic of China (AQSIQ) (hereinafter referred to as "the Sides"),

Wishing to facilitate exchange of information, sharing of experiences, and mutual understanding of safety and quality of cosmetics between the Sides on the basis of equality, reciprocity and mutual benefits, and

Desiring to develop a process of cooperation between the Sides in the areas of cosmetics,

Have reached the following understanding:

Paragraph 1 Basic Principle

The Sides hereby confirm their intention to promote cooperation in the area of safety, quality and trade of import and export cosmetics in accordance with the WTO/TBT-SPS and other related international rules and standards, this Memorandum of Understanding of Cooperation, and the relevant laws and regulations of each country.

Paragraph 2 Areas of Cooperation

The Sides will enhance cooperation in the following activities:

- (a) Exchange of information on the relevant laws, regulations and standards of each country related to cosmetics,
- (b) Technical Cooperation in the areas of detecting techniques, detection methods, limit of quantification, safety evaluation for cosmetics of each country,
- (c) Timely notification and exchange of information on quality, safety, and hygiene of import and export cosmetics, and consultation for resolution of the relevant problems in cosmetics trade between the Sides,
- (d) In order to ensure the smooth cooperation, the Sides decide to keep contact and communication, dialogues, discussions, technical exchanges and business visits by technical experts and management personnel when necessary,
- (e) Coordinate in international affairs related to cosmetics, and
- (f) Other possible cooperations.

Paragraph 3 Means of Cooperation

- (a) The meetings will be held annually and alternatively in Korea and China in order to consult on important issues of concern to each Side. The level of meetings will be Director General from the Sides.
- (b) The Sides will establish a Working Group (hereinafter referred to as "WG") to review the progress of cooperative activities under this Memorandum of Understanding of Cooperation and discuss other issues related to this Memorandum of Understanding of Cooperation.
- (c) The WG will be composed of representatives designated by each Side.
- (d) Meetings of the WG will be held annually and alternately in Korea and China, unless otherwise decided by the Sides. Cosmetic industry organizations and enterprises of each country will be invited to attend the meetings if needed and decided by both Sides. Or if decided by both Sides, will take place by video or audio conference. Or if needed and decided by both Sides, temporary meetings could be held.
- (e) The composition and agenda of each meeting of the Committee will be decided upon by the Sides in advance.
- (f) Jointly holding workshop, symposiums and/or offer training courses, subject to the availability of the funds and resources of each Side.
- (g) The Sides will designate their respective contact points to ensure efficient operation of the DG level meeting and WG. The contact point of Korean Side is Biopharmaceuticals and Herbal Medicine Bureau of MFDS, contact person : Kim Youngok. Email : kimyoungok@korea.kr; The contact point of Chinses Side is Import and Export Food Safety Bureau of AQSIQ, contact person: Bai Lu, Email : mengxj@aqsiq.gov.cn.

Paragraph 4 Financial Arrangements

- (a) Each Side will bear its own costs in relation to cooperative activities under this Memorandum of understanding of Cooperation.
- (b) Costs of any assistance provided by either Side at the request of the other will be borne by the requesting Side, unless otherwise decided by the Sides.

Paragraph 5 Release of Information

Neither Side may disclose or distribute to any third party any confidential information transmitted by the other Side in the process of cooperative activities under this Memorandum of Understanding of Cooperation, except as and to the extent authorized in writing to do so by that other Side.

Paragraph 6 Resolution of Disputes

Any disputes arising from the interpretation and/or implementation of this Memorandum of Understanding of Cooperation will be resolved amicably through consultations between the Sides.

Paragraph 7 Validity and Termination

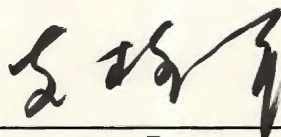
- (a) This Memorandum of Understanding of Cooperation will come into effect on the date of its signature and will remain effective for a period of five years. It will be automatically renewed for successive periods of five years, unless either Side notifies the other in writing of its intention to terminate this Memorandum of Understanding of Cooperation six months in advance.
- (b) This Memorandum of Understanding of Cooperation may be amended with the mutual written consent of the Sides.
- (c) The termination of this Memorandum of Understanding of Cooperation will not affect the duration or validity of any cooperative activities under this Memorandum of Understanding of Cooperation, which are in progress at the time of the notification of the termination of this Memorandum of Understanding of Cooperation.

Signed in duplicate at Seoul on October 28, 2010 in the Korean, Chinese and English languages, modified at Beijing on December 20, 2013, all texts being equally valid. In case of any divergence of interpretation, the English version will prevail.



For

The Ministry of Food and Drug Safety
of the Republic of Korea



For

The General Administration of Quality
Supervision, Inspection and Quarantine
of the People's Republic of China