

The decision of the Central People's Government Administration Council on the unified measures for the conclusion of treaties, agreements, protocols, contracts, etc. with foreign countries

Adopted at the 102nd Administrative Conference of the State Council on September 14, 1951, approved at the 17th meeting of the Central People's Government Committee on August 7, 1952

1. The conclusion of treaties and agreements between the People's Republic of China and foreign countries shall be handled uniformly by the Ministry of Foreign Affairs in accordance with this decision.

2. The conclusion or accession of international conventions and the conclusion of political, economic and cultural treaties and agreements with foreign countries shall be hosted by the Ministry of Foreign Affairs. However, if there are matters in charge of other agencies, the Ministry of Foreign Affairs shall consult the competent agency for handling.

The conclusion of purely professional or purely technical agreements, protocols, contracts, etc. shall be handled by the competent authority in conjunction with the Ministry of Foreign Affairs.

3. For all treaties and agreements concluded in the first paragraph of Article 2 of this Decision, the Ministry of Foreign Affairs shall request the Prime Minister of the Council to appoint representatives or delegations and issue credentials. If it is particularly important, the Ministry of Foreign Affairs shall request the Council of State Affairs to report to the representative or delegation designated by the Chairman of the Central People's Government and issue a full power certificate. For any agreement, protocol, contract, etc., concluded in the second paragraph of Article 2 of this Decision, a representative or delegation may be designated by the Prime Minister of the Council of State and the full powers shall be issued.

4. Negotiations for the conclusion of treaties and agreements under Article 2 Paragraph 1 of this Decision shall be conducted by the Ministry of Foreign Affairs at any time to report to the Prime Minister of the Council of State for instructions. For the conclusion of agreements, protocols, contracts, etc. in the second paragraph of Article 2 of this Decision, the competent authority shall notify the Ministry of Foreign Affairs of the negotiation situation at any time during the negotiation process and, together with the Ministry of Foreign Affairs, report to the Premier of the Council of State Affairs or the relevant committee directors for instructions.

The provisions of treaties, agreements, protocols, contracts, etc., negotiated in accordance with the provisions of the preceding paragraph shall be notified and signed by the Ministry of Foreign Affairs after they have been reviewed by the Ministry of Foreign Affairs and approved by the Premier of the Council of State Affairs or transmitted to the Chairman of the Central People's Government for approval.

5. After signing, the Ministry of Foreign Affairs or the Ministry of Foreign Affairs, in conjunction with the competent authority, shall promptly report the contract process together with this report to the Council of State Affairs.

6. All signed treaties and agreements that fall under the first paragraph of Article 2 of this Decision, and the provisions of which state that they must be approved and exchanged approvals shall be submitted to the Central People's Government after being approved by the Political Affairs Conference of the State Council. The committee approves and, if necessary, issues a certificate of approval for exchange. If due to time constraints, it may be approved by the Chairman of the Central People's Government after approval by the Government Affairs Meeting of the State Council, and then submitted to the Central People's Government Committee for ratification. All treaties and agreements that fall under the first paragraph of Article 2 of this decision, whose clauses indicate that approval is required but do not indicate the exchange of approvals, shall be approved by the administrative meeting of the State Council, and then submitted to the Central People's Government Committee for the record. If approval is not specified in its provisions, the Premier of the Council of Government shall approve it.

All agreements, protocols, and contracts that fall under the second paragraph of Article 2 of this Decision shall be approved by the Prime Minister.

7. For the approved treaties, agreements, protocols, contracts, etc., the Ministry of Foreign Affairs or the Ministry of Foreign Affairs in conjunction with the competent authorities shall go through the procedures for the exchange of approval and notification of approval.

8. The originals of the approved or approved treaties, agreements, protocols, contracts, etc. shall be kept by the Ministry of Foreign Affairs, and their copies shall be kept by the competent authority.

9. Matters concerning the publication, printing, and interpretation of treaties, agreements, protocols, contracts, etc. are hosted by the Ministry of Foreign Affairs.

10. This decision shall be submitted to the Central People's Government Committee for approval and implementation after being passed by the Government Affairs Meeting of the State Council.