# PHILIPPINES

## Agriculture

*Memorandum of understanding signed at Manila February 10, 1988;*
*Entered into force February 10, 1988.*

# MEMORANDUM OF UNDERSTANDING ON COOPERATION IN THE FIELD OF AGRICULTURAL SCIENCE AND TECHNOLOGY BETWEEN THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES OF AMERICA AND THE DEPARTMENT OF AGRICULTURE OF THE REPUBLIC OF THE PHILIPPINES

## ARTICLE I

The Department of Agriculture (USDA) of the United States of America and the Department of Agriculture (DA) of the Republic of the Philippines, (hereinafter referred to as the Parties), hereby agree to pursue cooperative programs and exchanges in the field of agricultural science and technology and to strengthen relations between the Parties through joint activities in accordance with this Memorandum of Understanding (hereinafter referred to as "Memorandum").

1.1 Joint activities will be explored and determined by the Parties after consultation between representatives of both countries, and will be implemented by their agreement and in conformity with laws and agricultural policies of both countries.

1.2 Cooperation will be developed in the broad areas of animal health, plant science, soil conservation and erosion control, energy in agriculture, biotechnology, food processing, fruit and vegetable production, agricultural engineering, cooperatives, marketing, distribution and storage, and other additional fields as agreed by the Parties.

## ARTICLE II

Cooperation will be effected through, but not limited to, the exchange of materials and information; the exchange of scientists, specialists, and trainees; the organization of symposia and conferences; and the joint publication of studies and papers.

## ARTICLE III

3.1 A Joint Agriculture Working Group shall be formed to provide guidance, review the progress of activities and to facilitate cooperation. The Working Group shall meet once every two years in alternating countries. During interim years the respective Executive Secretaries will either meet in person or correspond to develop a program and coordinate administrative details.

3.2 Each side shall also designate an Executive Secretary who shall be responsible for coordinating and monitoring all the activities carried out under the

auspices of this Memorandum. The Executive Secretaries shall be permanent members of the Joint Working Group.

## ARTICLE IV

To generate broad interest and increased activities, this Memorandum authorizes the involvement of other interested government agencies, the scientific and business communities of both countries and private sectors. The Parties will encourage and facilitate direct contacts between these groups to work towards long-term cooperation in programs of research, extension, and training and to intensify potential joint ventures in agribusiness.

## ARTICLE V

Each Party will bear the costs of its participation in cooperative activities unless the Parties agree on other arrangements. Activities pursuant to this Memorandum are subject to the availability of funds and personnel and to the laws and regulations of the respective countries of the Parties.

## ARTICLE VI

Under this Memorandum, the designated coordinating offices will be the Office of International Cooperation and Development (USDA) for the Government of the United States and the Office of the Secretary (DA) for the Government of the Republic of the Philippines.

## ARTICLE VII

Results of research carried out under this Memorandum shall be made available to the world scientific community unless otherwise agreed upon by the Parties. No proprietary information will be exchanged under this Memorandum. In the event a compulsory license is granted by either party in its own territory to any invention made under this Memorandum, rights to such invention shall vest in the other Party in its country and in third countries. If both Parties are aware that a patentable invention or copyrighted material may result from an activity undertaken under the auspices of this Memorandum, the allocation of intellectual property rights will be agreed upon prior to implementation of the activity.

## ARTICLE VIII

Nothing in this Memorandum shall be interpreted to prejudice or modify existing understandings and agreements between the Parties.

## ARTICLE IX

This Memorandum shall enter into force upon signature and shall remain in force for five years, unless terminated earlier by either Party upon six-months written notice to the other Party. It may be modified or extended by the written agreement of the Parties. In the event of the termination of this Memorandum, the Parties shall consult regarding the completion of activities underway.

Done at Manila, Republic of the Philippines, the 10th day of February, 1988 in duplicate.

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| Richard E. Lyng | Carlos G. Dominguez |
| FOR THE DEPARTMENT<br>OF AGRICULTURE<br>UNITED STATES OF AMERICA | FOR THE DEPARTMENT<br>OF AGRICULTURE<br>REPUBLIC OF THE PHILIPPINES |