

**MEMORANDUM OF UNDERSTANDING RELATING TO THE  
ASSISTANCE TO NACIAD PROJECT IN THE REPUBLIC OF THE  
PHILIPPINES**

- |                |  |
|----------------|--|
| GENERAL        | 1. THIS MEMORANDUM expresses the understandings of the Governments of the Republic of the Philippines and Australia concerning the responsibilities and contributions respectively of the two Governments in regard to the assistance to NACIAD Project located in Manila which is intended to assist the National Council on Integrated Area Development (NACIAD) in its collection, storage and analysis of data on existing and potential integrated area development projects as further described and detailed in Annex I to this Memorandum. |
| AUTHORITIES    | 2. The Executing Authorities for this Project will be:<br><br>For the Government of the Republic of the Philippines: The National Council on Integrated Area Development. For the Australian Government: The Australian Development Assistance Bureau of the Department of Foreign Affairs. The Australian Development Assistance Bureau may nominate suitably qualified agents to undertake any part of its functions on its behalf.  |
| DURATION       | 3. This Memorandum will take effect from the date of its signature and the Project will be deemed to have commenced from that date. The Australian contribution to the Project and all undertakings given herein will cease one year after the date of signature of this Memorandum or on such other date as may subsequently be arranged between the two Governments.   |
| RESPONSIBILITY | 4. Responsibility for development and direction of the Project will be vested in a Project Co-ordinating Committee, which will have representatives from the Government of the Philippines and the Australian Embassy in Manila. Functions of the Project Co-ordinating Committee will include:<br><br>(a) co-ordinating policy for the Project.<br><br>(b) reviewing and reporting on progress to the two Governments.<br><br>5. Final responsibility for this project will rest with the   |

Government of the Philippines.

CONTRIBUTIONS 6. The contributions of the Philippine and Australian Governments are detailed in Annex III and II and are estimated to value P1,350,000 and \$A90,000 respectively. Disbursement of Australian contributions will be subject to the normal annual parliamentary approval of appropriations.

EVALUATION 7. An evaluation of progress of the Project may be made at times arranged between, and mutually convenient to the Philippine and Australian Governments.

SUPPLIES 8. (a) The Government of the Philippines will exempt from import duties and other taxes (or pay such duties thereon) all goods supplied by Australia for the established purposes of the project as set out in Annex I.

(b) The Government of the Philippines will facilitate movement of project supplies by providing appropriate customs and wharfage facilities in the port closest to the project site and will be responsible for expeditious transport of such supplies to site.

(c) Project supplies provided by Australia shall be available for the unrestricted use of the Project.

CLAIMS 9. Since assistance under this Memorandum of Understanding is provided for the benefit of the Government and people of the Republic of the Philippines, the Government of the Philippines will bear all risks arising from operations under this Memorandum of Understanding. The Government of the Philippines will deal with any claims which may be brought by third parties against the Australian Government its servants or Australian personnel, and will hold harmless the Australian Government and Australian personnel in case of any claims resulting from operations under the Memorandum of Understanding except where it is established in the course of mutual consultation and determination by the two Governments that such claims arise from gross negligence or willful misconduct of agents of the Australian Government or of Australian personnel.

SECURITY 10. The Government of the Philippines will arrange for any protective services deemed necessary to ensure the safety of the person and property of Australian personnel, and of their dependants and Australian project supplies.