

March 08, 1997

**MEMORANDUM OF UNDERSTANDING BETWEEN THE PHILIPPINE
NUCLEAR RESEARCH INSTITUTE AND THE PAKISTAN ATOMIC
ENERGY COMMISSION IN THE FIELD OF PEACEFUL USES OF
ATOMIC ENERGY**

The Philippine Nuclear Research Institute, hereinafter called PNRI, and the Pakistan Atomic Energy Commission, hereinafter called PAEC,

Convinced that peaceful uses of atomic energy hold great promise for scientific, technological and economic development.

Having a mutual interest in a continuing exchange of information on peaceful nuclear technology, including nuclear research and development, regulations and licensing,

Recognizing the benefits that flow from mutual cooperation and desiring to further develop mutual cooperation in the spirit of traditional friendship, mutual esteem and good relationship existing between the Philippines and Pakistan;

Do hereby mutually agree as follows:

ARTICLE-I

To promote, in accordance with their respective laws and regulations scientific and technological cooperation in the field of peaceful uses of nuclear technology through the exchange of relevant information data and experiences for the economic and developmental needs of both countries.

ARTICLE-II

As used in this Memorandum of Understanding, the following terms will have the definitions respectively assigned to them hereunder:

1. "Memorandum of Understanding (MOU)" means this document comprising Articles 1 to XI;
2. "Party" means PNRI or PAEC, and "PARTIES" means PNRI and PAEC;
3. "Information" means all form of scientific or technical data resulting from research, and development programs carried out by PNRI and/or PAEC.

ARTICLE-III

The scientific and technical cooperation referred to in Article I shall consist of the following:

1. Exchange of technical information in peaceful uses of nuclear technology;
2. Short visits by specialist teams or individuals representing one Party to the other Party;

3. The attachment of personnel of one Party to the facilities of the other Party for training, education, or for conducting research and development on specially defined topics;
4. Such other forms of scientific and technical cooperation in the fields of peaceful application of nuclear technology as the Parties may deem necessary.

ARTICLE-IV

Forms of cooperation referred to in Article III may include cooperation to be implemented under separate contracts between the parties. The contracts, which could involve entities having research and development and/or industrial activities in the Philippines and in Pakistan, shall provide detailed conditions and/or requirements, including financial and intellectual property arrangements.

ARTICLE-V

Each Party shall be responsible for its own costs and expenses incurred in connection with the forms of cooperation referred to in Article-III unless otherwise agreed upon.

The ability of the Parties to carry out their responsibilities under this MOD" is subject to the availability of funds and to the applicable laws and regulations in each country.

Each Party shall use its best efforts to provide duty free entry for materials and equipment provided pursuant to science and technology cooperation undertaken under this MOU.

Research activities under this MOU shall be subject to regulatory control of the country where the activities will be conducted.

Representatives of PNRI and PAEC will meet from time to time for consultations on any problems which may arise as a result of the implementation of this MOU.

ARTICLE-VI

PNRI and PAEC will exchange information concerning the peaceful uses of atomic energy and research connected therewith, except information of classified nature or information which either Party is not free to exchange of information which is of commercial value and which the Party transmitting it desires to be subject to a special arrangement. All information mutually exchanged shall be freely used in the Philippines or in Pakistan as the case may be unless specific conditions are attached to the use of any particular information. If the information supplied relates to patents registered in the Philippines or in Pakistan the terms and conditions for its use or for its communication to a third Party shall be subject of mutual agreement between the PNRI and PAEC.

ARTICLE-VII

Prior to carrying out any cooperative activities which may create or furnish an intellectual property, the Parties will agree on the terms and conditions applicable to it on an equitable basis.

For the purpose of this MOU, intellectual property is understood to have the meaning given in Article II of the Convention establishing the World Intellectual