BILATERAL

BASIC AGREEMENT ON SCIENTIFIC AND TECHNOLOGICAL COOPERATION BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES AND THE GOVERNMENT OF THE REPUBLIC OF INDIA

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The Government of the Republic of the Philippines and the Government of the Republic of India, hereinafter referred to as the Contracting Parties, inspired by the mutual desire of strengthening the traditional ties of friendship existing between the two countries, and recognizing the advantages to be derived by their respective peoples in promoting and developing scientific and technological cooperation within the limits of their capacities, have agreed as follows:

ARTICLE I

The Contracting Parties, in accordance with their respective laws, rules and regulations, shall promote and develop scientific and technological cooperation in fields of mutual interest to them, based on the principles of equal rights and mutual advantage.

ARTICLE 2

With in the framework of this Agreement, scientific and technological cooperation shall include:

1.Upon request, provision of services of professionals, experts and research workers;

2.Grant of fellowships for graduate and post graduate studies, training or study tours in scientific and technological fields;

3.Exchange of professionals, experts and research workers;

4.Undertaking of joint special studies/researches in the scientific and technological fields;

5.Exchange of scientific and technological information;

6.Other forms of scientific and technological cooperation that may be mutually agreed upon including sharing of appropriate and operative technologies for industrial and rural development.

ARTICLE 3

To implement the scientific and technological cooperation provided for in Article 2 above, the Contracting Parties shall negotiate and conclude specific project arrangements or protocols in accordance with the provisions of this Agreement.

The specific project arrangements or protocols shall contain, among others, detailed description of the activities to be jointly undertaken, the manner in which the activities shall be carried out, the contributions of the cooperating institutions, their rights, obligations and responsibilities in undertaking the activities.

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ARTICLE 4

The professionals, experts, research workers, fellows and other persons exchanged under this Agreement shall observe the laws and regulations in force in the country to which they are sent.

Each Party shall give the professionals, experts, research workers, fellows and other persons sent by the other Party under this Agreement the necessary assistance so that they may accomplish their mission.

The provisions of the present Agreement shall not limit the right of either Contracting Party to adopt or execute measures for reasons of public health, morals, order or security.

ARTICLE 5

Each Contracting Party pledges not to convey to a third, country or citizens or organizations of a third country special scientific and technological knowledge acquired in the course of the implementation of the present Agreement.

The Contracting Parties shall become joint owners of whatever inventions, techniques, processes and other such beneficial results arising out of the activities under this Agreement. Subject to mutual agreement, they may register them under their respective copyright and patent laws.

ARTICLE 6

Both Contracting Parties shall, upon the explicit request of either of them, consult each other on any matter relating to the implementation of this Agreement.

ARTICLE 7

For the implementation of this Agreement, the executive agencies designated are the NATIONAL SCIENCE TECHNOLOGY AUTHORITY of the Government of the Republic of the Philippines and the MINISTRY OF SCIENCE AND TECHNOLOGY of the Government of the Republic of India.

ARTICLE 8

The present Agreement shall enter into force upon the exchange of instruments of ratification between the Contracting Parties. It shall be valid for a period of two (2) years and shall continue in force thereafter unless terminated by either Government through a six-month prior written notice.

Joint projects which, at the expiration of this Agreement, have already been commenced but have not yet been fully implemented, shall be carried out to their completion in accordance with the specific project arrangements referred to in Article 3.

DONE at Manila on Chitra 18, 2044 (SAKA) corresponding to April 8 1987, in two originals in English, both texts equally authentic. The Hindi and Pilipino texts will be exchanged through diplomatic channels. In case of conflict, the English text shall prevail.

(Sgd.) (Sgd.)

For the Government of the Republic of the Philippines For the Government of the Republic of India

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