BILATERAL

MEMORANDUM OF COOPERATION ON SPACE DEVELOPMENT AND APPLICATION BETWEEN THE PHILIPPINE SPACE AGENCY AND THE JAPAN AEROSPACE EXPLORATION AGENCY

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The Philippine Space Agency (hereinafter referred to as "PHILSA"), established by the Philippine Space Act (RA 11363 of 8 August 2019), represented by its Director General, Dr. Joel Joseph S. Marciano, Jr,

and

The Japan Aerospace Exploration Agency (hereinafter referred to as "JAXA"), established as a Japanese incorporated administrative agency by the Law concerning Japan Aerospace Exploration Agency (Law No. 161 of 13 December 2002), represented by its President, Dr. Yamakawa Hiroshi,

hereinafter respectively referred to as "Participant" or collectively as "the Participants";

Desirous of developing effective cooperation on space development and application between the Participants;

Conscious of the mutual benefits derived from the development of such cooperation; and

Aware that the implementation of such cooperation will contribute to the friendly bilateral relations between the Philippines and Japan,

Have formulated this Memorandum of Cooperation, hereinafter referred to as "this MOC," with the following views:

PARAGRAPH 1
PURPOSE AND AREAS OF POTENTIAL COOPERATION

1.

The purpose of this MOC is to define areas of potential cooperation in the field of use of outer space for peaceful purposes, and to define the procedures for conducting cooperation between the Participants within such areas based on mutual benefit and interest.

2.

The areas of potential cooperation are, but not limited to, as follows:

a.

Space Applications;

b.

Satellites development;

c.

Space environment utilization;

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d.

Capacity building for space related technology development, space policy and legislation;

e.

Space science and space exploration; and

f.

Promotion of space industry.

Other areas of cooperation may be identified by mutual consent of the Participants.

PARAGRAPH 2
IMPLEMENTATION

1)

The Participants will make the necessary "Implementation Arrangements" to define the matters of specific cooperative activities that will be conducted in line with this MOC.

2)

In order to review the cooperative activities and discuss possible plans for cooperation practically, the Participants will hold an Inter-Agency Meeting regularly at an appropriate timing at the Points of Contact level mentioned in the following paragraph.

PARAGRAPH 3
POINTS OF CONTACT

In order to facilitate the cooperation under this MOC, the Participants appoint the following personnel as the Points of Contact:

PHILSA: Director of Space Policy and International Cooperation Bureau
JAXA: Director of International Relations and Research Department

PARAGRAPH 4
CONFIDENTIALITY

1.

The Participants will not allow the use of any information and/or documents obtained under this MOC marked as confidential for purposes other than those specified in this MOC and will not disseminate such information and/or documents to third parties without the prior written consent of the Participant that provided such information.

2.

The information and/or documents obtained under this MOC marked as confidential will be handled in accordance with the respective information or data security laws and regulations of the Countries of the receiving Participant.

PARAGRAPH 5
INTELLECTUAL PROPERTY

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The Participants may define in additional arrangements the matters regarding the protection and allocation of rights to the intellectual property created or provided in the course of the joint activities. Such additional arrangements will be in accordance with the respective domestic legislations of the Countries of the Participants.

PARAGRAPH 6
NON-LEGALLY BINDING NATURE

This MOC does not create any legal or financial obligation upon the Participants under international law.

PARAGRAPH 7
RESOLUTION OF DISPUTES

Any disputes between the Participants arising from the interpretation or implementation of this MOC will be resolved amicably through consultation or negotiation between the Participants.

PARAGRAPH 8
COMMENCEMENT AND DURATION

The cooperation under this MOC will commence on the date of signature by the Participants, and will continue unless terminated in line with Paragraph 9. 2.

PARAGRAPH 9
TERMINATION AND MODIFICATION

1.

The Participants may modify this MOC at any time upon their mutual written consent.

2.

Each Participant may terminate this MOC at any time by giving a written notice at least six (6) months in advance, to the other Participant. In case of the termination of the MOC, the implementation of any ongoing activities carried out under this MOC which has not been completed by the date of its termination will not be affected, unless both Participants mutually decide otherwise.

SIGNED on 11 June 2021.

For PHILSA

For JAXA

(Sgd.)

(Sgd.)

Dr. Joel Joseph S. Marciano, Jr.
Director General
Philippine Space Agency

Dr. YAMAKAWA Hiroshi
President
Japan Aerospace Exploration Agency

Entry into Force: June 11, 2021

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