

AGREEMENT BETWEEN THE REPUBLIC OF THE PHILIPPINES AND JAPAN FOR THE ESTABLISHMENT OF PILOT FARMS

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Note: The Agreement entered into force, June 17, 1969.

Reference; This Agreement is also published in VIII DFA TS No.;2, p. 10.

THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES and the GOVERNMENT OF JAPAN, earnestly desiring to advance economic and technical co-operation between the two countries and thereby to Strengthen further the friendly relations existing between the two countries, have agreed as follows:

ARTICLE I

1, There shall be established two Pilot Farms (hereinafter referred to as "the Farms") each of about X00 has. one in Naujan Area, Oriental Mindoro and the other in San Miguel-Alangalang Area, Leyte, which aim to contribute to increasing rice production in the Republic of the Philippines, in connection with the Rice Production Centres Project of the Government of the Republic of the Philippines.

2. The two Governments shall co-operate as follows in implementing the Pilot Farms Project (hereinafter referred to as "the Project"):

- a. construction of roads, irrigation and drainage facilities in the Farms;
- b. improvement of techniques of rice cultivation, storage and processing through research and extension works in the Farms;
- c. technical training in Japan and in the Farms for the Philippine technicians engaged in the Project.

ARTICLE II

1. In accordance with laws and regulations in force in Japan, the Government of Japan shall take necessary measures to provide at its own expense the services of requisite Japanese experts mentioned in Annex I.

2. The Japanese experts shall be granted privileges, exemptions and benefits as listed in Annex II.

3. Besides the experts mentioned in Annex I, some experts may be dispatched, through normal procedures under the Colombo Plan Technical Co-ordination Scheme, as necessity arises.

ARTICLE II

1. In accordance with laws and regulations in force in Japan, the Government of Japan shall take necessary measures to provide at its own expense such equipment, machinery, vehicles, tools, spare parts and other materials required for the Project as listed in Annex III.

2. The articles referred to above shall become the property of the Government of the Republic of the Philippines upon being delivered c.i.f. at the ports of disembarkation to the Philippine authorities concerned.

3. The articles referred to above shall be utilized exclusively for the purpose of implementation of the Project through consultation between the Japanese Project Leader mentioned in Annex IV.

ARTICLE IV

In accordance with laws and regulations in force in Japan, the Government of Japan shall take necessary measures to receive in Japan for technical training Philippine technicians engaged in the Project through normal procedures under the Colombo Plan Technical Cooperation Scheme.

ARTICLE V

1. The Government of the Republic of the Philippines shall undertake to provide at its own expense:

- a. the sendees of the Philippine technicians and other personnel as listed in Annex IV;
- b. requisite land and buildings as listed in Annex V as well as incidental facilities required therefor;
- c. supply or replacement of such equipment, machinery, vehicles, tools, spare parts and any other materials referred to in Article III as may be lost or damaged as a result of negligence.

2. The Government of the Republic of the Philippines shall undertake to meet:

- a. the expenses necessary for the construction of roads, irrigation and drainage facilities except for such equipment, machinery, vehicles, tools, spare parts and other materials, as listed in Annex III;
- b. the expenses necessary for the transportation within the Republic of the Philippines of the articles referred to in Annex III as well as for the installation, operation and maintenance therefor;
- c. the running expenses necessary for the implementation of the Project.

3. The Government of the Republic of the Philippines shall exempt such customs duties and any other charges, if any, as may be imposed in the Republic of the Philippines in respect of the articles referred to in Article III.

ARTICLE VI

1. The Japanese and the Philippine experts shall be responsible for technical matters pertaining to the Project, while the Philippine authorities concerned shall be responsible for the administrative and managing matters pertaining to the Project.

2. There shall be close co-operation between the Japanese experts and the Philippine authorities concerned in connection with the implementation of the Project.

ARTICLE VII

1. A part of the articles referred to in Article III may be rented at reasonable rates to the farmers in the Farms and a part of such articles other than equipment, machinery, vehicles, tools and spare parts may also be transferred at reasonable prices to the farmers in the Farms.

2. The proceeds from such rentals or transfer shall constitute a special fund under the Government of the Republic of the Philippines, which shall be used exclusively for the implementation of the Project subject to existing rules and regulations.

ARTICLES VIII

1. This Agreement shall come into force on the date of signature and remain in force for a period of five years.
2. This Agreement may be extended by mutual agreement for a further specified period.
3. The Philippine authorities concerned shall take necessary measures before the expiry of this Agreement to take over the responsibilities of the further operation of the Farms after the expiry of this Agreement.

DONE in duplicate in English at Manila on this 17th day of June 1969.

FOR THE GOVERNMENT OF FOR THE GOVERNMENT OF

THE PHILIPPINES: JAPAN:

(Sgd.) FERNANDO LOPEZ (Sgd.) ILLEGIBLE

ANNEX I

LIST OF THE JAPANESE TECHNICAL EXPERTS FOR EACH PILOT

FARM

Experts Number

1. Project Leader 1
2. Irrigation Engineer 1 (two years)
3. Agronomist 1
4. Extension Worker 2 (one of those from the 3rd year)

ANNEX II

PRIVILEGES AND FACILITIES ACCORDED TO EACH JAPANESE TECHNICAL EXPERT FOR THE TWO PILOT FARMS

1. Housing allowance

— P240.00 a month

2. Medical facilities

— Free medical and dental facilities
at government hospitals for expert
and members of expert's family

3. Subsistence allowance for travel

on duty away from headquarters

— Not exceeding P16.00 a day

4. Cost of internal travel on official

— Actual internal travel costs on official business will be provided.

business including travel from

residence to the project site

5. Income tax

— Exempted from income tax

6. Customs duty

— Exemption from customs duty on luggage, personal and household effects, including professional equipment and apparatus; one motorcar or motorcycle; one refrigerator or one home freezer; one radio or radiogramophone or radio and gramophone separately, a tape-recorder, one television set, one electric range, minor electrical appliances, one washing-machine and/or centrifuge; maximum of three air-conditioners.

7. Office accommodation

— Adequate office accommodations and clerical assistance will be provided.

ANNEX III

EQUIPMENT, MACHINERY, VEHICLES, TOOLS, SPARE PARTS AND

OTHER MATERIALS

1. Construction equipment and spare parts
2. Agricultural machinery and implements and their spare parts
3. Pesticides and fertilizers
4. Machine tools for repair work
5. Tools and implements for testing work
6. Vehicles
7. Other necessary minor equipment and materials.

ANNEX IV

LIST OF MINIMAL PHILIPPINE PERSONNEL FOR EACH PILOT FARM

Personnel Number

1. Project Director 1
2. Irrigation Engineer 1
3. Agronomist 1
4. Extension Worker 1
5. Laborers for testing farm
6. Clerical and Service Employees:
 - clerk-typist 1
 - storekeeper 1
 - driver-mechanic 1
 - heavy equipment and truck operators 2
 - janitor-messenger
 - watchmen 2

ANNEX V LAND AND BUILDINGS TO BE PROVIDED FOR EACH PILOT FARM

1. Farm land for the testing work 4. Milling house
1.0-2.0 ha. 200 m²
2. Shed for machinery and equipment 5. Drying house
500 m² 300 m²
3. Store-house for farming materials 6. Management office
100 m² 160 m²

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