

MEMORANDUM OF UNDERSTANDING AND COOPERATION between China International Contractors Association (CHINCA) and Philippine Constructors Association (PCA), Inc.

Whereas, CHINCA is a national association formed by Chinese international project investors, contractors and related service providers;

Whereas, PCA is an association of several Filipino constructors, engineering, design and construction management consultants authorized to enter into and perform works in and outside the Philippines;

Whereas, PCA has, for a long time, been an active member of the ASEAN Constructors Federation (ACF), a federation of contractors' organizations in the ASEAN countries, since its creation, which has an existing Memorandum of Understanding with CHINCA for the promotion of closer relationships with ACF member associations;

Whereas, a Memorandum of Understanding and Cooperation has been proposed to enable both CHINCA and PCA to mutually establish an information exchange program and agree on principles and guidelines that will serve to govern their members' conduct in their pursuit of construction and construction-related businesses in their respective countries of origin.

Now therefore, for and in consideration of the foregoing premises and in the spirit of full cooperation and harmonious business relationships, CHINCA and PCA hereby enter into this Memorandum of Understanding and Cooperation, and agree as follows:

1. Jointly establish a program for the exchange and/or sharing of information on their respective countries' upcoming construction projects, trends, technologies, equipment, materials, products, and such other information on construction, engineering and design (not violating domestic and international laws on patents, copyrights, and other intellectual property rights and confidentiality agreements), for the benefit of their respective members;
2. Establish and maintain working websites, links and such other technology that will allow their members easy access to updated information to facilitate their desires and efforts to do business and/or construction works and related activities in each other's country, as well as in other countries;
3. Provide a forum for the exchange of views and opinions, comments and suggestions, about the new trends in the construction industry in the world that are capable of being adopted and utilized, or will help improve and enhance present systems being observed by their member construction contractors, engineering and design firms, consultancy and construction management entities, and such other related activities;
4. Set up and agree on business principles and guidelines to be followed by members in the other party's country, including laws and regulations, reciprocity of rights, and friendly and fair competition;
5. Promote, encourage and assist in the formation of business alliances and cooperation, in whatever legally possible form or arrangement between and among each other's members;
6. Actively support and participate in each other's exhibitions, conventions, conferences for the promotion of construction and related businesses, as well as to encourage their members to attend and participate therein;

This Memorandum of Understanding and Cooperation is signed in both English and Chinese (one copy for each party) shall be valid and effective on the date of the signing hereof and shall continue for a period of three years, or until terminated by any party by sending to the other a Notice of Termination at least ninety (90) days prior to the intended date of termination.

Beijing, Republic of China, May 26, 2011.

China International Contractors Association

Philippine Constructors Association Inc.

By: 
DIAO CHUNHE, Chairman

By: 
LIBERITO V. ESPIRITU, President