

MEMORANDUM OF AGREEMENT
For the Matching Scholarship of the
Second Strengthening Higher Education Project

This Memorandum of Agreement, dated August 9th, 2019 (hereinafter referred to as the “MOA”), is duly agreed to by Chiang Mai University (hereinafter referred to as the “CMU”) and the National University of Laos (hereinafter referred to as “NUOL”).

WHEREAS:

(A) The Second Strengthening Higher Education Project (hereinafter referred to as the “Project”) under the Financing Agreement dated 8th November 2016 between the Asian Development Bank (hereinafter referred to as “ADB”) and the Government of Lao PDR (“hereinafter referred to as the “Financing Agreement”) [Loan No. 3435-LAO(SF) / Grant No. 0500-LAO(SF)] will implement a matching scholarship grant scheme (hereinafter referred to as the “Grant Scheme”) (approximately 30:70 matching between the Project and Partner Universities as a whole). For this purpose, CMU is willing to co-finance with the project to implement the matching scholarship grant program. The program aims to upgrade the qualification of staffs from the National University of Laos in order to pursue master degrees.

(B) The Grant Scheme will finance three faculty members for master degree programs (2 years).

(C) The Project will cover international travel costs and living costs, and other expenses while Chiang Mai University will cover tuition fee, registration fee and entrance fee in the form of direct contribution.

(D) The areas of studies for the master degrees are in Animal Science, Environmental Law and Policy.

NOW THEREFORE, First Party and Second Party/MOES hereby agree as follows:

I. Definitions

1.1 Wherever used in this MOA, unless the context otherwise requires, terms used but not defined herein have the meanings given to them in the ADB Financing Agreement.

II. Implementation Schedule and Eligibility

2.1 CMU agrees to participate in the Project as a partner university with the NUOL/Ministry of Education and Sport (MOES); therefore, CMU will accept three academic staff of NUOL/MoES for its master programs in the fields of Animal Science, Environmental Law and Policy.

2.2 Program entrance date is either Month of first semester or Month of second semester or other date, subject to each university’s academic year for each programme.

2.3 It is expected that the Grant Scheme will start from the academic year of 2019 for Animal Science program and 2020 for Environmental Law and Policy programs. The number of academic staff to be selected will be three persons for the master programs.

2.4 The selected candidates must have fulfilled the following English language requirements for the entry:

TOEFL not less than 6 (score) or IELTS not less than 5 (score) for the master and/or doctoral program.

III. Cost Items, Matching Ratio, Eligibility, and Procedures

3.1 The financial contributions of MOES through the ADB's Grant Scheme will be used to cover (i) international travel costs, (ii) accommodation, and allowance, and (iii) other expenses (when applicable). International travel costs will be transferred to the supplier. Accommodation and allowance will be transferred to the scholarship holders directly.

3.2 CMU will exempt (i) entrance fee, (ii) registration fee, and (iii) tuition fee for master degree programs in Animal Science, Environmental Law and Policy.

3.3 The review of the financing eligible cost items in paragraphs 3.1 and 3.2 above shall be made upon mutual written agreement by the parties hereto.

IV. Effectiveness of This Agreement

4.1 The arrangements described in this MOA will be effective and officially binding upon signature by both parties, and will remain in full force and effect until 31 December 2021.

VI. Communication

5.1 Any notice under this MOA and any agreement or other document contemplated hereunder will be given in writing.

CMU

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239 Huaykaew Road, Suthep, Muang, Chiang Mai 50200, Thailand
Tel: +66 53 941000
Fax: +66 53 942670

Attention: Clinical Professor Niwes Nantachit, M.D.
President

NUOL/MOES

Address: National University of Laos
Ban Dongdok, Xaythany District, Vientiane Capital.
Tel: +856 21 770381
Fax: +856 21 770720

Attention: Professor Dr. Somsy Gnophanxay
President

5.2 CMU will provide the scholars' performance report and academic transcript to NUOL and project at the end of each semester.

5.3 CMU will immediately inform NUOL and project if there are any serious concerns related to the scholars' studies, absence from class/appointments with advisors for four consecutive weeks, illegal behavior, misconduct, and breaches of the university's regulations.

VI. Miscellaneous

6.1 Each party will provide to the other party a list of the focal persons authorized to deal with the other party relating to the Grant Scheme under the Project, together with their specimen signatures.

6.2 This MOA may be amended by the mutual written agreement of the parties hereto.

6.3 Both parties agree that the language of this MOU/MOA is English and the MOA shall be construed and administered in English. Moreover, all correspondence between the parties shall be in the English language.

6.4 Any dispute between the parties relating to the interpretation or implementation of this MOA will be resolved amicably through consultation and negotiation between the parties and without reference to any third party or international court or tribunal.

6.5 The parties recognize the special character of ADB as an international organization with status, privileges and immunities provided under the Agreement Establishing the Asian Development Bank. Nothing in this MOA/MOU shall operate or be construed as a waiver, renunciation, or any other modification of such status, privileges and immunities.

6.6 The parties recognize that the Project is subject to ADB's Anticorruption Policy (1998, as amended to date). ADB's Anticorruption Policy requires the recipient, beneficiaries, suppliers and contractors to observe the highest standards of ethics during the procurement and execution of contracts financed by or related to the Project.

Violations of ADB's Anticorruption Policy will be investigated by ADB in accordance with its Integrity Principles and Guidelines (2015, as amended from time to time). In accordance with ADB's Integrity Principles and Guidelines, any party found in breach of ADB's Anticorruption Policy may be subject to sanctions and any legal entity or individual debarred or temporarily suspended shall be ineligible to participate in activities financed by or related to the Project.

CHIANG MAI UNIVERSITY

NATIONAL UNIVERSITY OF LAOS

N. Nantachit

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Clinical Professor Niwes Nantachit, M.D.
President

Date: *August 9, 2019*



.....
Professor Dr. Somsy Gnophanxay
President

Date: *August 9, 2019*

Appendix A

The Selection Criteria for Chiang Mai University is as follow:

- Master's Degree in Animal Science
- Master's Degree in Environmental Law and Policy

(to be adjusted after discussion with the university)

