

## **TREATIES AND AGREEMENTS**

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### **1. Agreement between the Government of the RP and the Government of the French Republic Relating to Air Services**

#### Objective

To conclude an agreement complementary to the Convention on International Civil Aviation for the purpose of establishing air services between and beyond their respective territories.

#### Obligation/s of the Parties

To grant to the other contracting party the right to fly across the territory without landing, the right to make stops in its territory for non-traffic purposes, and the right to make stops at the points specified for that route for the purpose of disembarking and embarking international passengers, cargo, and mail coming from or destined for other points specified. Moreover, if any dispute arises between the contracting parties relating to the interpretation or application of the agreement, the parties shall, in the first place, endeavor to settle it by direct negotiations between the aeronautical authorities.

#### Status of Ratification and Effectivity

The convention was ratified on Dec. 13, 2017 and took effect on Mar. 1, 2018.

### **2. Agreement between the Republic of the Philippines and the Government of his Majesty the Sultan and Yang Di-Pertuan of Brunei Darussalam on Cultural Cooperation**

#### Objective

To promote cooperation between the two countries in the fields of culture and the halal industry, and to further strengthen, promote, and develop culture, arts, and heritage cooperation on the basis of equality and mutual benefit.

To reduce barriers to trade, facilitate bilateral relations between the Philippines and Brunei, particularly with respect to halal export development and promotion programs.

#### Status of Ratification and Effectivity

The convention was ratified on Nov. 19, 2017 and entered into force on Mar. 27, 2018.

### **3. Memorandum of Understanding between the PH and Qatar on Cooperation in the Field of Culture**

#### Objective

To promote and encourage bilateral cultural exchanges of musical, theatrical and artistic groups as well as artistic exhibitions and translation of literary works to foster appreciation and understanding of Qatari and Philippine cultures.

#### Obligation/s of the Parties

To promote and facilitate cultural cooperation between their countries by means of organizing cultural weeks and artistic exhibitions as well as the exchange of the visits of musical, theatrical, and artistic groups.

To encourage the translation of the newly issued cultural, artistic, and literary works into each other's language and meet for periodic bilateral consultations on the implementation of cultural cooperation programmes.

The delegating party will bear the travel costs of its delegations to and from the host party, and the host party will bear the costs of accommodation, inland transportation and medical treatment in cases of emergency of the delegating party.

#### Status of Ratification and Effectivity

The convention was ratified on Apr. 3, 2018 and entered into force on May 3, 2018.

### **4. Air Services Agreement between the Government of the Republic of the Philippines and the Government of the State of Israel**

#### Objective/s

To establish and operate air services between their respective territories and contribute to the progress of civil aviation.

#### Obligation/s of the Parties

To grant to the airline designated by the other party the privilege to fly without landing across the territory of the other party, and to make stops in the said territory at the points on the routes for the purpose of putting down and taking on board international traffic in passengers, cargo and mail, separately or in combination.

Neither party shall give preference to its own or any other airline over an airline of the other party engaged in similar international air transportation in the application of its immigration, customs, quarantine, and similar regulations.

To recognize as valid certificates of airworthiness, certificates of competency and licenses issued or rendered for the purpose of operating the agreed service.

#### Status of Ratification and Effectivity

The convention was ratified on Apr. 3, 2018 and took effect on Feb. 20, 2018.

### **5. Air Services Agreement between the Government of the Republic of the Philippines and the Government of the Lao People's Democratic Republic**

#### Objective/s

To continue the progress of international civil aviation and to conclude an agreement for the purpose of establishing and operating air services between the respective territories.

#### Obligation/s of the Parties

Each party shall grant to the other party (1) the right to fly without landing across the territory of the other party; (2) to make stops in the territory of the other party for non-traffic purpose; and (3) to make stops in the said territory at the stops specified for that route for purposes of putting down and taking on international traffic in passengers, cargo and mail coming from or destined for other points so specified.

Each party shall accord the airlines of other party the right to sell and market international air services in its territory directly or through agents or

other intermediaries of the airline's choice, including the right to establish offices, both online and offline.

Neither party shall unilaterally limit the volume of traffic, frequency, or regularity of service, or the aircraft type or types operated by the designated airline(s) of the other party, except as may be required for customs, technical, operation, or environmental reasons under uniform conditions consistent with Article 15 of the Convention.

The parties shall inform each other, upon request, about their competition laws, policies and practices or changes thereto, and any particular objectives thereof, which could affect the operation of air transport services under this agreement and shall identify the authorities responsible for their implementation.

The parties shall notify each other whenever they consider that there may be incompatibility between the application of their competition laws, policies, and practices and matters related to the operation of this agreement.

#### Status of Ratification and Effectivity

The convention was ratified on Apr. 3, 2018 and entered into force on Aug. 29, 2018.

### **6. Memorandum of Understanding between the Government of the Republic of the Philippines and the Kingdom of Denmark on the Establishment of a Mechanism for Bilateral Consultation**

#### Objective/s

To enhance bilateral relations, particularly in political-security cooperation; economic cooperation; socio-cultural, educational, and scientific and technological cooperation; consular and law enforcement cooperation; and regional and global cooperation.

To develop their bilateral relations building on the long-lasting diplomatic relations established in 1946.

#### Obligation/s of the Parties

To inform each other on major political and security developments in the Philippines and in Denmark, and encourage and promote dialogue between their governments and officials across sectors.

To work towards strengthening bilateral trade and investments, and pursue other areas of economic cooperation that may be mutually agreed upon.

To promote cooperation in science, technology, and innovation (STI) in the fields of mutual interest and benefit through the exchanges of scientists and researchers, capacity-building activities, and joint R&D.

To consult, when needed, on immigration matters through first and foremost their diplomatic mission and the relevant ministries and agencies.

#### Status of Ratification and Effectivity

The convention entered into force on Jan. 8, 2018.

### **7. Memorandum of Understanding between the Philippine National Police of the Republic of the Philippines and the Cambodian National Police of the Kingdom of Cambodia on Cooperation in Combating Transnational Crimes**

#### Objective/s

To build cooperation in combating transnational crime to build peace, security, stability, and safety for society as well as for people's harmony and country development.

To strengthen law enforcement cooperation and close relationships between the participants and to combat transnational crime effectively.

#### Obligation/s of the Parties

As jointly decided by the participants and in compliance with relevant international treaties and agreements, subject to participants' domestic laws, the areas of cooperation include: terrorism, drug trafficking, arms smuggling, piracy on high seas, cybercrimes, trafficking in persons and smuggling of migrants, illegal wildlife trade and other environmental crimes, identity fraud, smuggling of cultural property, and other forms of transnational crimes as may be agreed by the parties.

Each participant will bear their respective costs in furtherance of this MOU unless otherwise decided by both participants.

#### Status of ratification and effectivity

The convention was ratified on Nov. 22, 2017 and entered into force on Apr. 24, 2018.

### **8. Memorandum on Labor Cooperation between the Government of the Republic of the Philippines and the Government of the United Arab Emirates**

#### Objective/s

To enhance the existing friendly relations between the two countries through cooperation in the field of manpower to promote mutual benefits which is intended to guide the development of an institutional partnership between the two participants with a focus on practical outcomes from an improved administration.

#### Obligation/s of the Parties

##### Responsibilities of the Philippine Government

To ensure that the recruitment and preparation for deployment of workers to the UAE will be in accordance with the existing Philippine Laws and that the workers have the necessary qualifications to perform the work for which they are being employed.

To ensure that, prior to his/her departure from the Philippines, the Filipino workers to be deployed to the UAE are in possession of an employment offer duly signed by both the worker and the employer, verified and approved by the second participant.

To ensure that the workers are provided with proper briefing/orientation prior to their departure on relevant laws in both countries of origin and destination relative to their employment.

##### Responsibilities of the UAE Government

To ensure that the entry and employment in the UAE of Filipino workers will be in accordance with the relevant UAE laws, procedures, guidelines, and regulations.

To ensure the enforcement and implementation of the employment contract duly authenticated by the UAE government.

To ensure that applications for the employment of Filipino workers shall indicate the job specifications, required qualifications, types of jobs for which recruitment is proposed as well as the terms and conditions of employment offered including waged, no-wage benefits, accommodation and transportation when applicable, end-of-service entitlement, and any other details required by the UAE Ministry of Human Resources and Emiratization.

To ensure that that workers will have the right to remit their incomes to their country of origin or elsewhere, at their discretion, in accordance with and subject to UAE financial and other relevant regulations.

#### Status of Ratification and Effectivity

The convention was ratified on Mar. 8, 2018 and entered into force on Apr. 15, 2018.

### **9. Agreement on the Establishment of the ASEAN coordinating Centre for Animal Health and Zoonoses**

#### Objective/s

To enhance trade, investment, and economic relations; facilitate growth of trade and investments and economic opportunities in their respective countries; promote closer trade and industrial cooperation and facilitate networking activities between entrepreneurial entities of both countries; promote greater understanding between the parties, other relevant authorities and the private sector of the two countries regarding their respective trade, investment, and economic policies; and encourage cooperation in areas of mutual interest.

#### Obligation/s of the Parties

To exchange information on macroeconomic issues, trade, investment and economic development, forecast, and strategies.

To exchange information on opportunities concerning trade fairs, exhibitions, business missions, and other trade and investment promotional activities

To promote cooperation and partnerships between natural and juridical persons of both countries, including micro, small and medium enterprises in sectors and areas of mutual interest.

To encourage implementation of projects of common interest in support of the promotion of bilateral trade, investment, and industrial cooperation.

Status of Ratification and Effectivity

The convention was ratified on Apr. 3, 2018.

**10. Agreement on Cultural Cooperation between the Government of the Republic of the PH and the Government of Burkina Faso which was signed respectively by National Commission for Culture and the Arts Chairperson Virgilio S. Almario in Manila on Oct. 5, 2017 and by Ambassador Francois Oubida in Tokyo on Oct. 19, 2017**

Objective/s

To promote the development of mutually beneficial relations in the fields of culture and the arts on the basis of mutual respect for sovereignty and the laws and regulations of each country, and bearing in mind the interest of their respective peoples.

Obligation/s of the Parties

To encourage both in the public and private sectors, reciprocal visits of cultural officials, artists, experts, students and professionals, for research, training, performances, exhibitions, and participations in cultural and artistic activities.

To promote the establishment of bilateral agreements between creative organizations and cultural institutions on matters of mutual interest.

To endeavor to promote networking and exchanges between libraries, museums, archives, cultural agencies, and other establishments from both the public and private sectors.

Status of ratification and effectivity

The convention was ratified on Apr. 3, 2018 and entered into force on Sep. 5, 2018.



## **11. MOU on Cooperation in the Field of Health between the Government of the RP and the Government of the State of Qatar**

### Objective/s

To understand and enhance mutual relations in the field of health and medical research, disease prevention and control, ways of promoting the well-being, application of new technologies, medicine and medical equipment, and other issues of mutual interest.

### Obligation/s of the Parties

To cooperate in all important fields of health and support cooperation between institutions and individuals in both countries in the fields of medical sciences and public health.

### Status of Ratification and Effectivity

The convention was ratified on Feb. 5, 2018 and entered into force on Feb. 28, 2018.

## **12. MOU between the DOA of the RP and the Ministry of Agriculture of the Republic of Indonesia on Agricultural Cooperation**

### Objective/s

To promote cooperation of the participants in various fields of agriculture on the basis of equality and mutual respect.

### Obligation/s of the Parties

To promote cooperation in the development of agriculture and agro-industries pursuant to their respective laws and regulations.

To promote mutual consultation, exchange of technical assistance, and joint research on specific areas of agriculture.

### Status of Ratification and Effectivity

The convention was ratified on Nov. 24, 2017 and took effect on Apr. 11, 2018.

### **13. Protocol to Armed the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 Relating Thereto**

#### Objective/s

To improve further the prevention and control of marine pollution from ships, particularly oil tankers.

To implement the regulations for the prevention of pollution by oil.

#### Obligation/s of the Parties

To give effect to the present protocol and the annex which shall constitute an integral part of the present protocol.

To give effect to the International Convention for the Prevention of Pollution from ships, subject to the modifications and additions set out in the present protocol.

#### Status of Ratification and Effectivity

The convention was ratified on Aug. 9, 2017 and entered into force on Apr. 24, 2018.

### **14. Protocol of 1978 Relating to the International Convention for the Safety of Life at Sea, 1974, (SOLAS protocol 78)**

#### Objective/s

To further improve the safety of ships.

#### Obligation/s of the Parties

To give effect to the provisions of the present protocol and the annex hereto which shall constitute an integral part of the present protocol. Every reference to the present protocol constitutes at the same time a reference to the annex thereto.

#### Status of Ratification and Effectivity

The convention was ratified on Aug. 10, 2017 and entered into force on Apr. 24, 2018.

## **15. Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas**

### Objective/s

To develop the parties fishing sectors in accordance with their national policies, and the need to promote cooperation with developing countries to enhance their capabilities to fulfill their obligations under this agreement.

### Obligation/s of the Parties

Each party shall take such measures as may be necessary to ensure that fishing vessels entitled to fly its flag do not engage in any activity that undermines the effectiveness of international conservation and management measures.

No party shall allow any fishing vessel entitled to fly its flag to be used for fishing on the high seas unless it has been authorized to be so used by the appropriate authority or authorities of that party. A fishing vessel so authorized shall fish in accordance with the conditions of the authorization.

No party shall authorize any fishing vessel entitled to fly its flag to be used for fishing on the high seas unless the party is satisfied that it is able, taking into account the links that exist between it and the fishing vessel concerned, to exercise effectively its responsibilities under this Agreement in respect of that fishing vessel.

Each party shall take enforcement measures in respect of fishing vessels entitled to fly its flag which act in contravention of the provisions of this Agreement, including, where appropriate, making the contravention of such provisions an offense under national legislation.

### Status of Ratification and Effectivity

The convention was ratified on Aug. 10, 2017 and entered into force on Apr. 24, 2018.

## **16. MOU between the Royal Thai Police and the PDEA on Cooperation in Combating Illicit Trafficking in Narcotic Drugs, and Controlled Precursor and Essential Chemicals**

### Objective/s

To provide a basic framework for cooperation between the participants in combating transnational crime related to trafficking in narcotic drugs and controlled precursors and essential chemicals.

### Obligation/s of the Parties

To establish and maintain channels of communication between them to facilitate the rapid and timely exchange of relevant information on various matters.

To coordinate in organizing and fulfilling the countermeasures to illicit drug use and trafficking.

To provide mutual assistance in actions carried out to combat trafficking of illicit drugs and precursors thereof, including controlled deliveries and monitoring of the licit circulation of drugs.

To establish channels of communication to facilitate coordination and cooperation with the objective of ensuring rapid responses.

### Status of Ratification and Effectivity

The convention was ratified on Aug. 10, 2017 and entered into force on May 30, 2018.

## **17. Agreement on Social Security between the RP and the Kingdom of Sweden on Social Security**

### Objective/s

To regulate their mutual relations in the field of social security.

### Obligation/s of the Parties

The competent institution in the Philippines shall calculate the amount of benefit payable to the person in the manner provided by the agreement.

The competent authorities and competent institutions shall communicate to each other any information necessary for the application of this agreement.

When the competent institution of one contracting State receives an application benefit regarding a person who has completed creditable periods under the legislation of the other contracting State, the competent institution receiving the application without delay will send the application, without delay, to the competent institution in the other contracting state, and indicating the date on which the application is received.

#### Status of Ratification and Effectivity

The convention was ratified on Feb. 21, 2017 and entered into force on Jun. 1, 2018.

### **18. Agreement between the RP and the Federal Republic of Germany on Social Security**

#### Objective/s and Primary Function

To regulate the parties' relations in the area of social security.

#### Obligation/s

To ensure that an employee shall be subject only to the legislation of the contracting State in whose territory he or she actually works.

To ensure that a person who is a member of the flying personnel of an enterprise which operations international transport services for passengers or goods and has its registered office in the territory of one contracting State shall be subject to the legislation of the contracting State.

#### Status of Ratification and Effectivity

The convention was ratified on Feb. 21, 2017 and entered into force on Jun. 1, 2018.

### **19. International Convention for the Control and Management of Ships' Ballast Water and Sediments, 2004**

#### Objective/s

To continue the development of safer and more effective Ballast Water Management options that will result in continued prevention, minimization, and ultimate elimination of the transfer of Harmful Aquatic Organisms and Pathogens.

To prevent, minimize, and ultimately eliminate the risks to the environment, human health, property, and resources arising from the transfer of Harmful Aquatic Organisms and Pathogens through the control and management of ships, Ballast Water and Sediments, as well as to avoid unwanted side-effects from that control and to encourage developments in related knowledge and technology.

#### Obligation/s of the Parties

To give full and complete effect to the provisions of this Convention and the Annex thereto in order to prevent, minimize, and ultimately eliminate the transfer of Harmful Aquatic Organisms and Pathogens through the control and management of ships Ballast Water and Sediments.

To cooperate for the purpose of effective implementation, compliance and enforcement of this Convention.

To encourage the continued development of Ballast Water Management and standards to prevent, minimize, and ultimately eliminate the transfer of Harmful Aquatic Organisms and Pathogens through the control and management of ships Ballast Water and Sediments.

To cooperate under the auspices of the Organization to address threats and risks to sensitive, vulnerable, or threatened marine ecosystems and biodiversity in areas beyond the limits of national jurisdiction in relation to Ballast Water Management.

#### Status of Ratification and Effectivity

The convention was ratified on Apr. 3, 2018 and entered into force on Sep. 6, 2018.

### **20. Agreement between the Government of the RP and the Government of Burkina Faso on the Waiver of Visa Requirements for Holders of Diplomatic Official, and Service Passports**

#### Objective/s

To enhance bilateral relations and facilitate the travel of the Parties' nationals who are on official mission for the respective laws and regulations.

### Obligation/s of the Parties

Both parties shall exchange, through diplomatic channels their respective valid passport specimens within 30 days after the signing of the agreement.

The parties shall inform each other about the new types and classifications of passports as well as modifications and changes to those in use and exempt nationals of the other party who are holders of valid diplomatic, official or service passports from the obligation to obtain visas for entry and stay in the territory of the other party, if such stay does not exceed 30 days from the first date of entry.

### Status of Ratification and Effectivity

The convention was ratified on Apr. 3, 2018 and took effect on Jul. 7, 2018.

## **21. MOU on the Establishment of a Bilateral Consultation Mechanism between the DGA of the RP and the Ministry of Foreign Affairs and International Cooperation of the Italian Republic**

### Objective

To further develop friendly relations of cooperation between the two countries in order to contribute to the achievement of peace and mutual understanding in International Relations.

### Obligation/s of the Parties

To carry out consultations and exchanges of views on matters of common interest, and in particular, but not exclusively, on (1) bilateral issues, which may include political issues of common interest as well as economic, cultural, scientific, social and educational cooperation and other issues of common interest; (2) political issues of common interest which may include political issues in the framework of Asian Europe Meeting (“ASEM”) relations between Europe and Asia between the EU and ASEAN as well as regional issues of common interest including the East Asia Summit; and (3) Global Issues of common interest, which may include multilateral issues.

### Status of Ratification and Effectivity

The convention entered into force on Jan. 18, 2018.

## **22. MOU Between Bangko Sentral ng Pilipinas and the State Bank of Pakistan**

### Objective/s

To establish cooperation concerning the exchange of information and experience on central banking areas of mutual interest to the Participants.

### Obligation/s of the Parties

To exchange information and/or experiences in the development and performance of the banking system, and other areas of central banking that are of mutual interest to the participants.

To conduct consultations, seminars, workshops, internships, short-term attachments, study visits, and experts' visits covering the areas of central banking within the competence of both participants.

To conduct research in various areas related to central banking.

### Status of Ratification and Effectivity

Pakistan was notified on Nov. 24, 2017.

## **23. MOC Between the Governments of the Member States of ASEAN and the Governments of the People's Republic of China, Japan, and the Republic of Korea on Strengthening Tourism Cooperation**

### Objective/s

The participants will, subject to the relevant laws, rules, regulations, and national policies from time to time in force in their respective countries, endeavor to cooperate: (a) In facilitating travel and tourist visits; (b) In promoting the development of quality tourism through, where appropriate, the promotion of ASEAN's environmental management standards and certification programmes for sustainable tourism, and forging concrete collaboration in cultural and eco-tourism, cruise tourism, youth exchange, manpower development, joint tourism marketing and promotion, and quality assurance, as well as safety measures for tourists; and (c) In promoting linkages and strengthening cooperation among the education and training institutions of the participants covering areas such as tourism information exchange, human resource development, and crisis communication and encouraging the involvement of the private sector in such cooperation.



### Obligation/s of the Parties

To share best practices for the development of responsible and/or sustainable tourism development, including the preservation of attraction sites and their surrounding environment.

To support and encourage the participation of business communities and other tourism segments in travel marts, exhibitions, and tourism festivals with emphasis on the Participants' tourism destinations and products.

To promote and facilitate the implementation of tourism related projects or other related activities on mutually decided terms through, *inter alia*, the empowerment of the centers established by the participants.

### Status of Ratification and Effectivity

The convention was ratified on Aug. 2, 2018.

## **24. Convention Between the Government of the RP and the Government of the Kingdom of Thailand for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes of Income**

### Objective/s

To allocate taxing jurisdiction between the parties so as to eliminate or mitigate double taxation on income and permit the contracting states to better enforce their domestic laws in order to reduce tax evasion.

### Obligation/s of the Parties

In the case of Thailand : (a) Philippine tax payable in respect of income derived from the Philippines shall be allowed as a credit against Thai tax payable in respect of that income; (b) Where such income is a dividend paid by a company which is a resident of the Philippines to a company which is a resident of Thailand and which owns not less than 15 per cent of voting shares of the company paying the dividend, the credit shall take into account the Philippine tax payable by that company in respect of its income; and (c) The credit shall not, however, exceed that part of the Thai tax, as computed before the credit is given, which is appropriate to such item of income.

In the case of the Philippines: Subject to the laws of the Philippines regarding the allowance as a credit against Philippine tax of tax payable in any country other than the Philippines, a) Thai tax payable in respect of income

derived from Thailand shall be allowed as credit against the Philippine tax payable in respect of that income; (b) Where such income is a dividend paid by a company which is a resident of Thailand to a company which is a resident of the Philippines and which owns not less than 15 per cent of voting shares of the company paying the dividend, the credit shall take into account the Thai tax payable by that company in respect of its income; and (c) The credit shall not, however, exceed that part of the Philippine tax as computed before the credit is given, which is appropriate to such item of income.

#### Status of Ratification and Effectivity

The convention was ratified on Jan. 17, 2017 and entered into force on Mar. 5, 2018.

### **25. Convention Between the Government of the RP and the Government of the Democratic Socialist Republic of Sri Lanka for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income**

#### Objective/s and Primary function

To conclude a convention for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income.

#### Obligation/s of the Parties

Services derived by a resident of a Contracting State shall be taxable only in that Contracting State, unless the services are performed in the other Contracting State.

#### Status of Ratification and Effectivity

The convention was ratified on Mar. 3, 2017 and entered into force on Mar. 14, 2018.

### **26. Protocol to Amend and Supplement the Air Services Agreement Between the Government of the RP and the Kingdom of Bahrain as Amended by the Protocol Signed Between the 2 Countries on 15 December 2003**

#### Objective/s

To amend and supplement the previous Agreement signed on August 29, 1992 between the Government of the Republic of the Philippines and the Kingdom of Bahrain.

### Obligation/s of the parties

To request consultations at any time concerning safety standards in any area relating to aircrew, aircraft or their operation adopted by the other party.

If one contracting party finds that the other contracting party does not effectively maintain and administer safety standards in any such area that are at least equal to the minimum safety standards established at that time pursuant to the convention, the first contracting party shall notify the other contracting part of those findings and the steps considered necessary to conform with those minimum standards, and that the other contracting party shall take appropriate corrective action.

### Status of Ratification and Effectivity

The date of ratification is April 3, 2018.

## **27. Agreement Between the Government of the RP and the Government of the Russian Federation on Military-Technical Cooperation**

### Objective/s

To cooperate in the military-technical area, based on mutual respect, trust and respect for the interests of each of the parties.

To develop and strengthen friendly relations between the Republic of the Philippines and the Russian Federation.

### Obligation/s of the Parties

Neither party shall, without prior written consent of the other party, sell or transmit to a third party, technical documentation relating to their production, as well as information received or acquired in the course of military-technical cooperation and implementation of the agreements and contracts.

To inform the other party beforehand of the necessity of keeping in secret of the fact of cooperation between the parties or other information on cooperation.

To take measures necessary to ensure the legal protection of the results of the intellectual activity and/or intellectual property in relation to the different areas of military technical cooperation.

### Status of Ratification and Effectivity

The Agreement was ratified on April 3, 2018, and it entered into force on May 3, 2018.

## **28. Agreement Between the Government of the RP and the Government of the Russian Federation Regarding Cooperation and Mutual Administrative Assistance in Customs Matters**

### Objective/s

To activate the cooperation in the field of interdiction of international trade of counterfeit goods considering that illicit trafficking in narcotic drugs, psychotropic substances and their precursors constitute a danger to public health and to society.

To ensure the accurate assessment of customs duties, taxes, and other charges collected on the importation or exportation of goods.

To ensure proper enforcement of measures of prohibition, restriction, and control of import and export of goods.

### Obligation/s of the Parties

To undertake measures in order to facilitate and expedite movement of goods between the territory of parties.

To assist each other in the prevention, investigation and repression of customs offenses.

To exchange information for the purposes of ensuring compliance with the customs legislation, collection of customs duties and taxes, including information that may contribute to ensure the correct determination of the classifications, customs value, and origin of goods.

To cooperate in research, development, and testing of new customs procedures, in the training and exchange of personnel, and in any other matters that may require their joint efforts.

To strive for harmony and uniformity of their customs procedures and to improve customs techniques.

### Status of Ratification and Effectivity

The Agreement was ratified on April 3, 2018 and entered into force on June 2, 2018.

## **29. Depository of the Free Trade Agreement Between the EFTA States and the Republic of the Philippines**

### Objective/s

To create new employment opportunities, improve living standards, and raise levels of protection of health and safety, and of the environment; and to pursue the objective of sustainable development and recognising the importance of coherence and mutual supportiveness of trade, environment, and labour policies in this respect.

### Obligation/s of the parties

To ensure the observance of all obligations and commitments under this Agreement by its respective central, regional and local governments and authorities, and by non-governmental bodies in the exercise of governmental powers delegated to them by central, regional, and local governments or authorities.

To publish, or otherwise make publicly available, their laws, regulations, judicial decisions, administrative rulings of general application, as well as their respective international agreements that may affect the operation of this Agreement.

Upon entry into force of this Agreement, the Philippines shall eliminate its import duties and charges having equivalent effect to import duties on goods originating in an EFTA State covered by this Chapter, except as otherwise provided for in Annex III (Schedule of Tariff Commitments of the Philippines on Non-Agricultural Products Originating in the EFTA States).

Upon entry into force of this Agreement, the EFTA States shall eliminate all import duties and charges having equivalent effect to import duties on goods originating in the Philippines covered by this Chapter. The Parties shall, upon entry into force of this Agreement, eliminate all customs duties and other charges, including any form of surcharges and other forms of contributions, in connection with the exportation of goods to another Party, except as provided for in Annex IV (Export Duties).

#### Status of Ratification and Effectivity

This was ratified on April 3, 2018 and entered into force on June 1, 2018.

### **30. Convention on Abolishing the Requirements for Foreign Public Documents**

#### Objective/s

The objective of this Convention is to abolish the requirement of diplomatic or consular legalisation for foreign public documents.

#### Obligation/s of the Parties

To exempt from legalisation documents to which the present Convention applies and which have to be produced in its territory. The only formality that may be required in order to certify the authenticity of the signature, the capacity in which the person signing the document has acted and, where appropriate, the identity of the seal or stamp which it bears, is the addition of the certificate described in Article 4, issued by the competent authority of the State from which the document emanates. The certificate referred to in the first paragraph of Article 3 shall be placed on the document itself or on an “allonge”; it shall be in the form of the model annexed to the present Convention.

#### Status of Ratification and Effectivity

This convention was ratified on April 3, 2018.

### **31. MOU Between the Philippines and Australia on Employment of the Dependents of Diplomatic and Consular Personnel**

#### Obligation/s of the parties

To permit a family member from the sending state to engage in gainful employment in the receiving state in accordance with this memorandum and the laws of the receiving state. The receiving state will not restrict the type of gainful employment of the family member, subject to this memorandum and the laws of the receiving state.

#### Status of Ratification and Effectivity

The memorandum entered into force on April 18, 2018.

## 32. Convention on Cybercrime

### Objective/s

To pursue a common criminal policy aimed at the protection of society against cybercrime, *inter alia*, by adopting appropriate legislation and fostering international co-operation.

To ensure a proper balance between the interests of law enforcement and respect for fundamental human rights as enshrined in the 1950 Council of Europe Convention for the Protection of Human Rights and Fundamental Freedoms, the 1966 United Nations International Covenant on Civil and Political Rights and other applicable international human rights treaties, which reaffirm the right of everyone to hold opinions without interference, as well as the right to freedom of expression, including the freedom to seek, receive, and impart information and ideas of all kinds, regardless of frontiers, and the rights concerning the respect for privacy.

### Obligation/s of the Parties

To adopt such legislative and other measures as may be necessary to establish as a criminal offence under its domestic law, when committed intentionally, the access to the whole or any part of a computer system without right. A Party may require that the offence be committed by infringing security measures, with the intent of obtaining computer data or other dishonest intent, or in relation to a computer system that is connected to another computer system.

To adopt such legislative and other measures as may be necessary to establish as criminal offences under its domestic law, when committed intentionally, the interception without right, made by technical means, of non-public transmissions of computer data to, from or within a computer system, including electromagnetic emissions from a computer system carrying such computer data. A Party may require that the offence be committed with dishonest intent, or in relation to a computer system that is connected to another computer system.

To adopt such legislative and other measures as may be necessary to establish as criminal offences under its domestic law, when committed intentionally, the damaging, deletion, deterioration, alteration or suppression of computer data without right.

To adopt such legislative and other measures as may be necessary to establish as criminal offences under its domestic law, when committed intentionally, the serious hindering without right of the functioning of a computer system by inputting, transmitting, damaging, deleting, deteriorating, altering or suppressing computer data.

To ensure that the establishment, implementation and application of the powers and procedures provided for in this Section are subject to conditions and safeguards provided for under its domestic law, which shall provide for the adequate protection of human rights and liberties, including rights arising pursuant to obligations it has undertaken under the 1950 Council of Europe Convention for the Protection of Human Rights and Fundamental Freedoms, the 1966 United Nations International Covenant on Civil and Political Rights, and other applicable international human rights instruments, and which shall incorporate the principle of proportionality. The Parties shall afford one another mutual assistance to the widest extent possible for the purpose of investigations or proceedings concerning criminal offences related to computer systems and data, or for the collection of evidence in electronic form of a criminal offence.

#### Status of Ratification and Effectivity

This convention was ratified on Dec. 9, 2016 and entered into force on July 1, 2018.

### **33. Agreement Between the RP and Japan on Social Security**

#### Objective/s

To regulate the mutual relations of the parties in the field of social security.

#### Obligation/s of the Parties

Where a person does not have sufficient periods of coverage to fulfill the requirement for entitlement to Japanese benefits, the competent institution of Japan shall take into account, for the purpose of establishing entitlement to these benefits, the periods of coverage under the legislation of the Philippines insofar as they do not coincide with the periods of coverage under the legislation of Japan.



#### Status of Ratification and Effectivity

The agreement was ratified on Jan. 12, 2017 and entered into force on Aug. 1, 2018.

### **34. MOU Between the Foreign Service Institute of the RP and the National Institute of Diplomacy and International Relations of the Kingdom of Cambodia**

#### Objective/s

To encourage and strengthen the friendship between the two states and consolidate the academic exchange between both institutes.

#### Obligation/s of the Parties

To promote the following activities: (1) exchange of information and expertise related to programs of study and research, various courses, seminars, as well as other academic activities and training; (2) support the exchange of contacts and students, diplomats, academics, officials, experts and researchers; (3) studies, research and exchange of national and international specialized information in fields of mutual interest; (4) exchange of information and points of view regarding directives and international developments on training, research and studies in diplomacy, and participation in international meetings in academic and research institutions and private centers related to diplomatic academies; (5) joint seminars in both countries; and (6) other forms of cooperation within the framework of the memorandum.

To provide a joint two-year plan for the effective execution of this MOU. Each participant will fulfill its commitments undertaken under this MOU in conformity with the legislation of their respective laws and procedures.

#### Status of Ratification and Effectivity

This MOU entered into force on May 24, 2018.

### **35. MOU of Understanding in the Field of Technical Vocational Education and Training between the Technical Educational and Skills Development Authority (TESDA) and the National Qualifications**

#### Objective/s

To recognize the existing technical vocational education and training qualifications framework in both countries including competency standards for existing occupations, system of training, competency assessment, quality assurance, and certification.

To develop a mechanism by which the recognition of systems can be formalized and implemented.

To cooperate in planning and conducting capacity building programs; and

To upgrade the competencies of workers in both countries to improve the quality of work.

#### Obligation/s of the Parties

To work towards the promotion and cooperation in the field of technical vocational education and training through comparability of both TVET systems in competency standards, competency assessment and competency certification, recognition of education and training credentials, capacity building programs as related to the objectives of this MOU, and the exchange of visits of vocational training instructors, experts, managers and technical staff.

To establish a joint working group composed of Senior officials of both participants.

#### Status of Ratification and Effectivity

This MOU entered into force on May 9, 2018.

### **36. Budapest Convention on Cybercrime**

#### Objective/s

To achieve greater unity between its members, recognizing the value of fostering cooperation with the other States parties to this Convention.

### Obligation/s of the Parties

To adopt such legislative and other measures as may be necessary to establish as criminal offences under its domestic law, when committed intentionally, in the areas of (1) illegal access to computer system, (2) illegal interception, (3) data interference, (4) system interference, (6) misuse of device, (7) computer-related forgery, (8) computer-related fraud, (9) offences related to child pornography, (10) offences related to infringements of copyright and related rights, (11) attempt and aiding or abetting, and (12) corporate liability. Each Party shall adopt such legislative and other measures as may be necessary to establish the powers and procedures for, (1) the purpose of specific criminal investigations or proceeding, (2) conditions and safeguards, (3) expedited preservation of stored computer data, (4) expedited preservation and partial disclosure of traffic data, (5) production order, (6) search and seizure of stored computer data, (7) real-time collection of traffic data, and (8) interception of content data.

To adopt such legislative and other measures as may be necessary to establish jurisdiction over any offence established in accordance with Articles 2 through 11 of this Convention.

### Status of Ratification and Effectivity

This convention was done at Budapest, on Nov. 23, 2001. The Convention was ratified with respect to the Philippines on Mar. 28, 2018 and took effect on July 1, 2018.

## **37. Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing**

### Objective/s

To prevent, deter and eliminate IUU fishing through the implementation of effective port State measures, to ensure the long-term conservation and sustainable use of living marine resources and marine ecosystems.

### Obligation/s of the Parties

To apply this Agreement in respect of vessels not entitled to fly its flag that are seeking entry to its ports or are in one of its ports, except for: (a) vessels of a neighboring State that are engaged in artisanal fishing for subsistence, provided that the port State and the flag State cooperate to ensure that such vessels do not engage in IUU fishing or fishing related activities in support of such fishing; and (b) container vessels that are not carrying fish or, if carrying

fish, only fish that have been previously landed, provided that there are no clear grounds for suspecting that such vessels have engaged in fishing related activities in support of IUU fishing.

Each Party agreed to the following: (1) designate and publicize the ports to which vessels may request entry, (2) ensure that every port designated and publicized in accordance with paragraph 1 of this Article has sufficient capacity to conduct inspections, and (3) a minimum standard, and the information requested in Annex A to be provided before granting entry to a vessel to its port, Each Party shall communicate its decision taken pursuant to paragraph 1 of this Article to the flag State of the vessel and, as appropriate and to the extent possible, relevant coastal States, regional fisheries management organizations and other international organizations. Each Party shall not deny a vessel in using the port services in case of safety or health of the crew or the vessel.

#### Status of Ratification and Effectivity

The Agreement was signed on Nov. 22, 2009 in Rome, Italy. The Agreement was ratified by the Philippines on Aug. 10, 2018 and concurred by the Philippine Senate on Mar. 5, 2018. The Agreement took effect on May 27, 2018.

### **38. Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas**

#### Objective/s

The Agreement has the objective of enhancing the role of flag States and ensuring that a State strengthens its control over its vessels, ensuring compliance with international conservation and management measures.

#### Obligation/s of the Parties

To take such measures as may be necessary to ensure that fishing vessels entitled to fly its flag do not engage in any activity that undermines the effectiveness of international conservation and management measures.

To ensure that all fishing vessels entitled to fly its flag has entered such in the record maintained under Article IV, and are marked in such a way that they can be readily identified in accordance with generally accepted

standards, such as the FAO Standard Specifications for the Marking and Identification of Fishing Vessels.

To cooperate as appropriate in the implementation of this Agreement, and shall, in particular, exchange information, including evidentiary material, relating to activities of fishing vessels in order to assist the flag State in identifying those fishing vessels flying its flag reported to have engaged in activities undermining international conservation and management measures, so as to fulfil its obligations under Article III.

To exchange information regarding the, (1) name of the vessel, (2) previous flag, (3) International Radio Call Sign, (4) name and address of owner or owners, (5) where and when built, (6) type of vessel, and (7) length.

To cooperate, at a global, regional, sub regional or bilateral level, and, as appropriate, with the support of FAO and other international or regional organizations, to provide assistance, including technical assistance, to Parties that are developing countries in order to assist them in fulfilling their obligations under this Agreement.

#### Status of Ratification and Effectivity

The Agreement was signed on Nov. 24, 1993. It was ratified in respect with the Philippines on Aug. 10, 2017 and concurred by the Philippine Senate on Mar. 5, 2018. The Agreement took effect on May 30, 2018.

### **39. International Convention for the Control and Management of Ships' Ballast Water and Sediments**

#### Objective/s

To prevent the spread of harmful aquatic organisms from one region to another, by establishing standards and procedures for the management and control of ships' ballast water and sediments.

#### Obligation/s of the Parties

To give full and complete effect to the provisions of this Convention and the Annex thereto in order to prevent, minimize and ultimately eliminate the transfer of Harmful Aquatic Organisms and Pathogens through the control and management of ship' Ballast Water and Sediments. Parties taking action pursuant to this Convention shall endeavor not to impair or damage their environment, human health, property or resources, or those of other States.

To ensure that Ballast Water Management practices used to comply with this Convention do not cause greater harm than they prevent to their environment, human health, property or resources, or those of other States.

To encourage ships entitled to fly their flag, and to which this Convention applies, to avoid, as far as practicable, the uptake of Ballast Water with potentially Harmful Aquatic Organisms and Pathogens, as well as Sediments that may contain such organisms, including promoting the adequate implementation of recommendations developed by the Organization.

To endeavor to cooperate on, (1) control of the transfer of harmful aquatic organisms and pathogens through ships' ballast water and sediments, (2) sediment reception facilities, (3) scientific and technical research and monitoring, and (4) survey and certification.

#### Status of Ratification and Effectivity

This Convention was adopted in London, United Kingdom on Feb. 13, 2004. The Agreement was ratified with respect to the Philippines on Apr. 3, 2018 and entered into force on Sept. 6, 2018.

### **40. International Convention on the Control of Harmful Anti-Fouling Systems of Ships**

#### Objective/s

To work towards the expeditious development of a global legally binding instrument to address the harmful effects of anti-fouling systems as a matter of urgency.

To recognize the importance of protecting the marine environment and human health from adverse effects of anti-fouling systems, recognizing that the use of anti-fouling systems to prevent the build-up of organisms on the surface of ships is of critical importance to efficient commerce, shipping and impeding the spread of harmful aquatic organisms and pathogens.

To continue to develop anti-fouling systems which are effective and environmentally safe and to promote the substitution of harmful systems by less harmful systems, or preferably harmless systems.

### Obligation/s of the Parties

To give full and complete effect to its provisions in order to reduce or eliminate adverse effects on the marine environment and human health caused by anti-fouling systems.

To endeavor to cooperate for the purpose of effective implementation, compliance and enforcement of this Convention. The Parties undertake to encourage the continued development of anti-fouling systems that are effective and environmentally safe.

### Status of Ratification and Effectivity

The Convention was signed on Oct. 5, 2001 and ratified with respect to the Philippines on May 16, 2017. It entered into force on Sept. 6, 2018.

## **41. Framework Agreement on Partnership and Cooperation Between the European Union and its Member States, of the One Part, and the Republic of the Philippines, of the Other Part**

### Objective/s

To strengthen bilateral relations and the EU's role in South-East Asia, based on shared universal values such as democracy and human rights. It paves the way for enhanced political, regional and global cooperation.

### Obligation/s of the Parties

To hold a comprehensive dialogue and promote further cooperation between them on all sectors of mutual interest as provided under this Agreement.

To aim their efforts at: (1) establishing cooperation on political, social, and economic matters in all relevant regional and international fora and organisations; (2) establishing cooperation on combating terrorism and transnational crimes; (3) establishing cooperation on human rights and dialogue on the fight against serious crimes of international concern; (4) establishing cooperation on countering the proliferation of weapons of mass destruction, small arms and light weapons as well as promoting peace processes and conflict prevention; (5) establishing cooperation in all trade and investment area of mutual interest, in order to facilitate trade and investment flows and to remove obstacles to trade and investment, in a manner consistent with the WTO principles and ongoing and future regional EU-ASEAN initiatives; (6) establishing cooperation in the area of justice and

security, including legal cooperation; illicit drugs; money laundering; combating organized crime and corruption; data protection and refugees and internally displaced persons; (7) establishing cooperation in the area of migration and maritime labour; (8) establishing cooperation in all other sectors of mutual interest, notably employment and social affairs; development cooperation; economic policy; financial services; good governance in the tax area; industrial policy and SMEs; information and communication technology (ICT); audiovisual, media and multimedia; science and technology; transport, tourism; education, culture, intercultural and interfaith dialogue; energy; environment and natural resources including climate change; agriculture, fisheries and rural development; regional development; health; statistics; disaster risk management (DRM); and public administration; (9) enhancing both Parties' participation in sub-regional and regional cooperation programmes open to the participation of the other Party; (10) raising the roles and profiles of the Philippines and of the European Union; and (10) promoting people-to-people understanding and effective dialogue and interaction with organized civil society.

#### Status of Ratification and Effectivity

This agreement was done at Phnom Penh on the July 11, 2012 and entered into force on the Mar. 1, 2018.