

# **MEMORANDUM OF UNDERSTANDING ON COOPERATION BETWEEN PEOPLE'S COMMITTEE OF THANH HOA PROVINCE AND THE ASIAN DEVELOPMENT BANK**

People's Committee of Thanh Hoa Province and the Asian Development Bank (ADB) (hereinafter referred to as "Party" or "Two Parties"), in accordance with the functions and duties of each Party, according to the laws applicable to each Party, the Two Parties have agreed as follows:

## **Article 1. Purpose of the Memorandum**

The Two Parties agree to establish a strategic partnership on the basis of equality and mutual benefit; express the opinions of the Two Parties in cooperation, approval and implementation of programs and projects funded by ADB in Thanh Hoa province, for the purpose of promoting sustainable and comprehensive socio-economic development of the locality.

## **Article 2. Principle of the Memorandum**

1. This is a framework agreement, which contains basic principles and terms of cooperation; The provisions of this agreement are consistent with relevant laws of Vietnam and international treaties to which the two Parties are parties.
2. Nothing in this Memorandum of Understanding requires either Party to spend funds or enter into any other contract, support agreement or financial obligation. Any activities related to reimbursement or capital contribution between the Parties will be handled according to each ADB and Thanh Hoa Provincial People's Committee's internal policies and procedures; ensure compliance with current processes, procedures and regulations of Vietnamese law.
3. Nothing in this Memorandum of Understanding shall be construed as an express or implied waiver, waiver or other modification of any immunity, privileges or immunities of ADB under the Agreement Establishing the Asian Development Bank.

## **Article 3. The responsibilities of the Two Parties**

1. The partnership between People's Committee of Thanh Hoa Province and ADB is based on mutually beneficial cooperation. The Two Parties will exchange, propose and implement cooperation solutions in: (i) project approval and implementation of programs and projects funded by ADB; (ii) efficiency improvement of completed ADB-financed programs and projects in operation in Thanh Hoa Province; (iii) other activities of mutual interest to both Parties.
2. This MOU is the basis for cooperation between Thanh Hoa province and ADB to effectively implement ADB-financed programs and projects. Any changes or additions to this MOU can only be made with the written agreement of People's Committee of Thanh Hoa Province and ADB.

## **Article 4. Focal point for contact and implementation**

People's Committee of Thanh Hoa Province and ADB agree to appoint the following key focal points to advise the Two Parties to implement activities under this MOU:

1. **The People's Committee of Thanh Hoa Province:** appoints a focal point of Department of Planning and Investment.  
Address: No. 45B Le Loi Avenue, Tan Son Ward, Thanh Hoa City, Thanh Hoa Province, Viet Nam.  
Represented by: Mr. Le Minh Nghia  
Position: Director  
Tel: +84 912 605 599

**The Asian Development Bank (ADB):** appoints a focal point of Viet Nam Resident Mission  
 Address: 3<sup>rd</sup> Floor, Corner Stone Building, 16 Phan Chu Trinh, Hoan Kiem District, Ha Noi, Viet Nam  
 Represented by: Ms. Nguyen Hong Anh  
 Position: Programs Officer  
 Tel: +84 24 3933 1374 Fax: +84 24 3933 1373

## **Article 5. Cooperation Content**

### **1. Asian Development Bank (ADB)**

- a. ADB is committed to promoting a prosperous, inclusive, resilient, and sustainable Asia and the Pacific, while sustaining poverty reduction efforts. ADB's value added is through a combination of knowledge and finance to maximize development impact for Thanh Hoa province. As a trusted development financial partner, ADB is committed to mobilizing, calling for and supporting capital for the province to implement programs and projects locally.
- b. Is committed to supporting Thanh Hoa province in implementing programs and projects in the following fields:
  - Addressing the challenges of climate change, building climate and disaster-responsive environments, improving environmental sustainability;
  - Addressing remaining poverty and reducing inequalities;
  - Promoting rural development and food security;
  - Making cities more livable;
  - Accelerating process in gender equality;
  - Fostering regional cooperation and integration; and
  - Strengthening governance and institutional capacity.
- c. Provide financial, material, human and technical assistance necessary for the implementation of programs and projects in Thanh Hoa province.
- d. Consulting, supporting the formulation and implementation of socio-economic development master plans and plans, sectoral and field planning plans, mechanisms, policies and other relevant contents, to promote local socio-economic development.
- e. Other activities of mutual interest to both Parties.

### **2. People's Committee of Thanh Hoa Province**

- a. Commitment to contribute in kind and reciprocal capital to programs and projects funded by ODA and concessional loans of ADB to be deployed in the province (if any) in accordance with international treaties on ODA, concessional loans or Agreements on ODA or concessional loans signed by Vietnamese competent authorities with ADB.
- b. Creates favorable conditions for officials and experts of ADB to visit and work in the project area of Thanh Hoa Province.
- c. Helps in administrative procedures necessary for programs and projects to operate effectively and guide Vietnamese partners in Thanh Hoa province to cooperate with ADB to implement programs and projects approved by Vietnamese competent authorities, ensuring the right purpose, efficiency and current regulations of the State of Vietnam.
- d. Provide necessary information on socio-economic development planning, plans, sectoral planning options, mechanisms, policies and other relevant contents to coordinate and consult with ADB, ensure compliance with the provisions of the law of Vietnam.
- e. Other activities of mutual interest to both Parties.

## **Article 6. Effect of Memorandum of Understanding**

This Memorandum of Understanding takes effect from the date of signing and is valid for a period of five (05) years. This Memorandum of Understanding may be renewed with the

written consent of both Parties. The termination of this Memorandum of Understanding will not affect the ongoing cooperation programs and projects between the two Parties within the framework of this Memorandum of Understanding until the completion of such program or project unless otherwise agreed by the Parties.

This MOU is prepared and signed by both Parties in Thanh Hoa Province, Viet Nam on 18 May 2023, is made into 04 (four) originals, 02 (two) in Vietnamese and 02 (two) in English; documents are equally valid; each Party keeps 01 (one) original in English and 01 (one) original in Vietnamese.

**On behalf of Provincial People's Committee  
of Thanh Hoa Province**



**Le Duc Giang**  
Vice Chairman  
People's Committee of Thanh Hoa Province

**On behalf of Viet Nam Resident Mission  
Asian Development Bank**



**Keiju Mitsuhashi**  
Acting Country Director  
Officer-In-Charge  
Viet Nam Resident Mission  
Asian Development Bank