

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement (hereinafter referred to as "MOA") is executed this 12th day of December 2006 at Pasay City, Philippines, by and between:

PHILIPPINE ECONOMIC ZONE AUTHORITY, a government corporation created and operating under Republic Act No. 7916, as amended, otherwise known as "The Special Economic Zone Act of 1995," with principal office address at PEZA Building, Roxas Boulevard corner San Luis Street, Pasay City, represented herein by its Director General, **ATTY. LILIA B. DE LIMA**, who is duly authorized to represent it for this purpose, hereinafter referred to as "PEZA";

-and-

LAGUNA LAKE DEVELOPMENT AUTHORITY, a government-owned and controlled corporation, created and operating under Republic Act No. 4850, as amended, with principal office address at 2nd and 3rd Floor Asia-Pro Building, 70 San Rafael St., Bo. Kapitolyo Pasig City, represented herein by its General Manager, **DR. CASIMIRO A. YNARES III**, who is likewise duly authorized to represent it for this purpose, hereinafter referred to as "LLDA";

WITNESSETH That:

WHEREAS, Republic Act No. 7916, as amended, mandates PEZA to set the general policies on the establishment and operations of the ECOZONES, industrial estates, export processing zones, free trade zones, and the like, and to regulate and undertake the establishment, operation and maintenance of utilities, other services and infrastructure in the ECOZONE, such as heat, light and power, water supply, telecommunication, transport, toll roads and bridges, port services, etc.;

WHEREAS, Section 33 of Republic Act No. 7916, as amended, provides that PEZA, in coordination with the appropriate agencies, shall take concrete and appropriate steps and enact the proper measure for the protection of the local environment;

WHEREAS, Section 4 (N) of Republic Act No. 4850, as amended, mandates the LLDA to act in coordination with existing government agencies in establishing water quality standards for industrial, agricultural and municipal waste discharges into the Laguna de Bay Region and to cooperate with said existing agencies of the government of the Philippines in enforcing such standards;

L. B. De Lima

A. Nares III

D. Ynares III

WHEREAS, Rule XXIV, Section 1 of the Rules and Regulations Implementing Republic Act No. 7916, as amended, provides that PEZA, in coordination with appropriate government agencies, shall implement established policies and guidelines to ensure environmentally and socially acceptable development of industrial areas in the respective ECOZONES under its jurisdiction;

WHEREAS, Section 2 of the Rule mentioned in the preceding paragraph provides that PEZA shall enter into a Memorandum of Agreement with the Department of Environment and Natural Resources, National Water Resources Board and other concerned government agencies for an integrated and simplified implementation of environmental regulations, resource conservation, compliance monitoring and development controls.

NOW, THEREFORE, in view of the foregoing premises and the mutual covenants and undertakings hereinafter provided, the parties hereto have agreed as follows:

I. GENERAL PROVISIONS

1. LLDA and PEZA shall jointly formulate and implement rules, regulations and procedures to ensure compliance by economic zone developers and locators with environmental policies and regulations for sewage works and industrial waste disposal systems.
2. LLDA and PEZA shall jointly conduct training, information dissemination, researches and other activities necessary for the implementation of the above mentioned rules, regulations and procedures.

II. RIGHTS AND OBLIGATIONS OF LLDA

LLDA shall:

1. Grant access to PEZA with regard to all relevant laws, rules, regulations and procedures concerning the implementation of policies on sewage works and industrial waste disposal systems of ecozone developers and/or locators;
2. Assist PEZA in reviewing its rules, regulations and procedures on environmental protection specifically with regard to sewage works and industrial waste disposal systems of ecozone developers and/or locators;
3. Coordinate with and inform PEZA on matters affecting sewage works and industrial waste disposal systems of ecozone developers and/or locators;
4. With prior notice to PEZA, conduct periodic inspections on the construction and maintenance of sewage works and industrial waste disposal system of ecozone developers and/or locators for compliance with plans and existing laws;
5. With prior notice to PEZA, issue orders or decision to compel compliance by ecozone developers and/or locators with the provisions of existing laws, rules and regulations only after proper notice and hearing.

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6. Spearhead the formulation and implementation of rules, regulations and procedures on the sustainable management of water resources in compliance with related Philippine environmental policies and regulations;

III. RIGHTS AND OBLIGATIONS OF PEZA

PEZA shall:

1. Assist LLDA in the implementation of laws, policies, rules and regulations specifically with regard to sewage works and industrial waste disposal system of ecozone developers and/or locators;
2. Provide access to duly-authorized LLDA personnel in the enforcement of laws, policies, rules and regulations on sewage works and industrial waste disposal system of ecozone developers and/or locators;
3. Coordinate with LLDA in the formulation and review of policies, guidelines or procedures that may affect the planning and implementation of the latter's programs and projects which may affect ecozone developers and/or locators.
4. Keep and maintain confidential any communication, information or notice received from the LLDA relative to, but not limited to the following:
 - 4.1 Information, notice or communication regarding the conduct of inspections by the LLDA inspection team;
 - 4.2 Any order, decision or resolution issued by the LLDA affecting the locators which are under the supervision of PEZA

Nothing in this clause shall be construed as to allow the disclosure by PEZA of any information or communication received and gathered in the course of coordination with the LLDA, without the express and written consent of the latter.

IV. AMENDMENTS

1. No modifications of this MOA or any part thereof shall be made except upon execution of a written instrument duly signed by both parties;
2. Should circumstances necessitate the revision of the agreements embodied in this MOA, the concerned parties shall, prior to such revision and grant a reasonable grace period of implementation of such revision.

V. EFFECTIVITY

This Memorandum of Agreement shall take effect upon signing by the parties to the Agreement.

IN WITNESS WHEREOF, the parties, have hereunto and affixed their signatures on the date and place herein above-mentioned.

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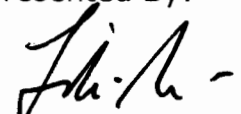
Handwritten signature

**PHILIPPINE ECONOMIC
ZONE AUTHORITY
(PEZA)**

**LAGUNA LAKE
DEVELOPMENT AUTHORITY
(LLDA)**

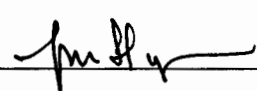
Represented By:

Represented By:


ATTY. LILIA B. DE LIMA
Director General


DR. CASIMIRO A. YNARES III
General Manager

SIGNED IN THE PRESENCE OF:





ACKNOWLEDGMENT

Republic of the Philippines)
City of Pasay)S.S.


BEFORE ME, this DEC 12 2006 day of _____ 2006, personally
appeared the following:

<u>Name</u>	<u>CTC No./Passport No.</u>	<u>Date / Place issued</u>
LILIA B. DE LIMA	10960351	2-28-06 / Pasay City
CASIMIRO A. YNARES III		

both known to me and to me known to be the same persons who executed
the foregoing instrument and acknowledged to me that the same is their free
act and deed, as well as of the entities herein represented.

Said instrument refers to a MEMORANDUM OF AGREEMENT, consisting
of four (4) pages including this page where this acknowledgment is written,
signed by the parties and their witnesses on each and every page thereof
and sealed with my notarial seal.

Doc. No. 275 ;
Page No. 56 ;
Book No. 1V ;
Series of 2006.


ATTY. NESTOR HUN A. NADAL
NOTARY PUBLIC
UNTIL DECEMBER 31 2006
PTR NO. 304462 1-03-06 PASAY CITY
IBP NO. 640296 1-03-06 ROLL #41972