

No. 10408

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**UNITED STATES OF AMERICA  
and  
PHILIPPINES**

**Exchange of notes constituting an agreement on the use of the  
Special Fund for Education for the Philippine Science High  
School project (with annex). Manila, 5 September 1969**

*Authentic text: English.*

*Registered by the United States of America on 2 April 1970.*

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**ÉTATS-UNIS D'AMÉRIQUE  
et  
PHILIPPINES**

**Échange de notes constituant un accord relatif à l'affectation de  
ressources du Fonds spécial pour l'éducation au projet concer-  
nant l'école secondaire scientifique des Philippines (avec an-  
nexe). Manille, 5 septembre 1969**

*Texte authentique: anglais.*

*Enregistré par les Etats-Unis d'Amérique le 2 avril 1970.*

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT <sup>1</sup>  
BETWEEN THE UNITED STATES OF AMERICA AND  
THE PHILIPPINES ON THE USE OF THE SPECIAL FUND  
FOR EDUCATION FOR THE PHILIPPINE SCIENCE  
HIGH SCHOOL PROJECT

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I

*The American Ambassador to the Acting Secretary  
of Foreign Affairs of the Philippines*

Manila, September 5, 1969

No. 755

Excellency:

I have the honor to refer to our April 26, 1966 <sup>2</sup> exchange of notes concerning the Special Fund for Education authorized by United States Public Law 88-94, approved August 12, 1963, as an amendment to the Philippine War Damage legislation of 1962, and to the proposal made by Your Excellency's Government on April 14, 1969, for the establishment of the Philippine Science High School physical plant. The implementing schedule for this project, as transmitted by Your Excellency's Government on June 5, 1969, is attached as Annex A to this Note.

As indicated in the proposal of Your Excellency's Government, this project calls for Special Fund financing of a sciences-humanities building and two student dormitories. I now have the honor on behalf of my Government to inform Your Excellency that this project has been approved for the expenditure of dollars nine hundred fifty thousand five hundred seven (\$950,507) from the Special Fund for Education.

I have the further honor to propose that the following understandings, drawn up in accordance with the April 26, 1966 exchange of notes, govern the implementation of this project:

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<sup>1</sup> Came into force on 5 September 1969 by the exchange of the said notes.

<sup>2</sup> See United Nations, *Treaty Series*, vol. 706, p. 117 (related notes).

1. The dollar disbursement for the project will be made by the United States Government for deposit in depository banks designated by the Chairman of the National Economic Council to the credit of the National Economic Council, Government of the Republic of the Philippines. A disbursement of \$950,507 will be made within two weeks of this exchange of notes. All interest earned or capital appreciation made by this account will be used by the Philippine Science High School in a manner determined by its Board of Trustees in the further development of the facilities constructed for this project.

2. The Government of the Republic of the Philippines undertakes to identify the Philippine Science High School buildings constructed with the support of the Special Fund for Education, indicating that those buildings were constructed with funds made available by the people of the United States of America in recognition of the common efforts of the Philippines and the United States during World War II.

3. The Government of the Republic of the Philippines shall provide a final and comprehensive status report upon the completion of this project.

Upon receipt of a note from Your Excellency indicating that the foregoing understandings are acceptable to the Government of the Republic of the Philippines, the Government of the United States of America will consider that this Note with its Annex and Your Excellency's reply thereto constitute an agreement between our two Governments on the use of the Special Fund for Education for the Philippine Science High School project.

Accept, Excellency, the renewed assurances of my highest consideration.

Henry A. BYROADE

Annex A:

Implementing Schedule and  
Expected Result

His Excellency José D. Ingles  
Acting Secretary of Foreign Affairs  
Manila

## ANNEX A

## I. IMPLEMENTING SCHEDULE

<i>Sequence of Operations</i>	<i>Timetable</i>	<i>Amount of Money for Release</i>	
		<i>U.S. Special Fund for Education</i>	<i>R.P. Government</i>
1. Contracts Documents	Submitted in September 1968 and discussed completely at the 46th Board meeting on November 21, 1968		
2. Budgetary Estimates	Approved at the 7th special meeting on February 6, 1969		
3. Transfer of Funds	2 weeks following signing of agreement between the R.P. and the U.S. Governments		
4. Approval of Architectural Contract and Release of Architect's Fee (about 75% of 8 % of total fund)	Within 2 weeks following the transfer of funds		
		P 220,000.00	
5. Invitation to Bid	2 weeks following the transfer of funds		
6. Opening of Bids	1 month after invitation to bid		
7. Awarding of Bids	2 weeks after opening of bids		
8. Architect's Fee (about 10%)	Upon awarding of bids	P 30,000.00	
9. Construction of Buildings	To begin one month after awarding of bids		

## ANNEX A (continued)

<i>Sequence of Operations</i>	<i>Timetable</i>	<i>Amount of Money for Release</i>	
		<i>U.S. Special Fund for Education</i>	<i>R.P. Government</i>
<i>Release Schedule</i>			
One month after awarding of bids		P 300,000.00	—
One month thereafter		300,000.00	—
One month thereafter		440,000.00	—
One month thereafter		370,000.00	—
One month thereafter		370,000.00	—
One month thereafter		385,000.00	—
One month thereafter		385,000.00	—
One month thereafter		230,000.00	—
One month thereafter		250,000.00	—
One month thereafter		350,000.00	—
One month thereafter		80,000.00	P270,000.00
One month thereafter			353,400.00
10. Architect's Fee (about 15%)			76,600.00
	TOTAL	P3,710,000.00	P700,000.00

## II. EXPECTED RESULT

The result expected within the duration of the project is the construction of the sciences-humanities building and two dormitories, one for boys and another for girls. The total amount needed exceeds the P3.71 M recommended by the Special Fund for Education Committee and approved by President Marcos. The supplemental government funds of P700,000 will be taken from the Special Fund and will be released the moment the United States funds are transferred to the Philippine Government.

## II

REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FOREIGN AFFAIRS

Manila, 5 September 1969

No. 69-2302

Excellency:

I have the honor to acknowledge the receipt of Your Excellency's note No. 755 dated 5 September 1969, concerning the Special Fund for Education authorized by Public Law 88-94, approved 12 August 1963, as an amendment to the Philippine War Damage legislation of 1962 and the recent discussions about the Philippine Science High School Project, which reads as follows:

[See note I]

I wish to inform Your Excellency that the foregoing understandings are acceptable to the Government of the Republic of the Philippines, and that Your Excellency's note with its annex and this note constitute an agreement between our two Governments on the use of the Special Fund for Education for the Philippine Science High School.

Accept, Excellency, the assurances of my highest consideration.

José D. INGLES

Acting Secretary of Foreign Affairs

His Excellency Ambassador Henry A. Byroade  
Embassy of the United States  
Manila

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