



THE UNIVERSITY OF
NEWCASTLE
AUSTRALIA

MEMORANDUM OF UNDERSTANDING

Between

THE UNIVERSITY OF NEWCASTLE, AUSTRALIA

And

NHA TRANG UNIVERSITY, VIETNAM

Effective: _____

Review/Expiry: _____

MEMORANDUM OF UNDERSTANDING

THIS AGREEMENT is made on the day of2011

BETWEEN

THE UNIVERSITY OF NEWCASTLE, a body corporate constituted pursuant to the *University of Newcastle Act 1989*, of University Drive, Callaghan NSW 2308, Australia ["NEWCASTLE"]

AND

NHA TRANG UNIVERSITY, founded on 01 August 1959, of No 2, Nguyen Dinh Chieu, Nha Trang, Khanh Hoa, Vietnam. ["NTU"]

Together referred to in this Memorandum as "the parties"

1. PREAMBLE

- 1.1 Recognising the mutual benefits to be gained through a co-operative program promoting scholarly activities and international understanding, **The University of Newcastle, Australia** and **Nha Trang University** enter into this Memorandum of Understanding and agree to the following:

2. PURPOSE

- 2.1 The purpose of this Memorandum primarily is to facilitate and promote cooperation between NEWCASTLE and NTU as well as investigate opportunities for collaboration in joint research projects, postgraduate research and coursework programs, undergraduate programs and other activities as may be agreed.

3. FURTHER AGREEMENTS

- 3.1 This Memorandum expresses only the intentions of the parties. The specific details of any activity will be negotiated and set forth in a supplemental agreement to this Memorandum.
- 3.2 The supplemental agreement shall be legally binding and shall set out any detailed responsibilities of each party in respect of:
- (a) the responsibilities of each institution;
 - (b) admission and progression requirements;
 - (c) academic quality control;
 - (d) tuition fees and other financial considerations;
 - (e) English language requirements;
 - (f) intellectual property;
 - (e) any other terms and conditions necessary for the achievement of the proposal.

4. FINANCIAL CONSIDERATIONS

4.1 The parties acknowledge that all or any financial arrangements proposed must be negotiated and will depend upon the availability of funds.


5. TERM OF MEMORANDUM

5.1 The duration of this Memorandum shall be three years from the date of signature. If this Memorandum of Understanding remains dormant for three consecutive years it will be deemed to have lapsed. Where it continues to be active the two parties shall review the Memorandum six months prior to the expiry date. If the parties are agreeable, then the Memorandum shall be extended in writing for such period as may be agreed upon.

5.2 This Memorandum may be terminated by either party giving the other party three months notice in writing.

5.3 This Memorandum may be amended or varied from time to time provide that such amendment or variation is evidenced in writing and signed by the parties.

EXECUTED BY THE PARTIES as at the date hereinbefore written:

<p>For and on behalf of the UNIVERSITY OF NEWCASTLE, AUSTRALIA:</p> <p><i>K. M. McConkey</i></p> <p>.....</p> <p>Professor Kevin McConkey Deputy Vice-Chancellor (Academic and Global Relations)</p> <p>Date: <i>05 September 2011</i></p> <p><i>C. Gibbons</i></p> <p>.....</p> <p>Witness:</p> <p>Date: <i>05 September 2011</i></p>	<p>For and on behalf of the NHA TRANG UNIVERSITY VIETNAM.</p> <p></p> <p><i>[Signature]</i></p> <p>.....</p> <p>Dr Vu Van Xung Rector</p> <p>Date:</p> <p>.....</p> <p>Witness:</p> <p><i>[Signature]</i></p> <p>.....</p> <p>Date:</p>
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