

Memorandum of Understanding

Between

Nying-Jey Projects for Tibetan Communities (Australia) Incorporated

Reg. no A004 2339J

ABN no 29 000 042 339

625 Nortons Rd, Paraparap, Vic Australia

And

Ganzi Committee

Ganzi Prefecture, Sichuan Province, Peoples Republic of China

1 Background

Both Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee have made a long-term commitment to working with the people of the Tibetan communities in Ganzi the People's Republic of China in a spirit of partnership and cooperation.

The memorandum of understanding builds on the following activities of Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee representing Tibetan communities in the People's Republic of China.

- Personnel representing the Nying-Jey Projects for Tibetan Communities (Australia) Inc. have made numerous visits to the Tibetan community in the People's Republic of China since 2000.
- Tibetan Clinics, providing medical assistance to the disadvantaged community in the People's Republic of China.
- Tibetan Schools providing education and boarding facilities for underprivileged Tibetan children.
- Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee are working together towards:
 - Funding affordable primary, secondary, tertiary and vocational education. The development of affordable and effective medical and hospital treatment.
 - Providing effective means of communication through regular progress and financial reports.

Both Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee representing Tibetan Communities in the People's Republic of China feel substantial mutual benefit will accrue from formalising a relationship between the two parties based on a principle of cooperation and collaboration. The following memorandum of understanding is based both upon mutual respect and mutual recognition of the key areas of common interest and perspective.

2 Purpose

This Memorandum of Understanding is intended to:

- Provide a framework within which Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee representing The Tibetan Communities can run a joint fundraising program in Australia to support the people participating in the Clinics and Schools and Monastic projects in the Tibetan communities in the People's Republic of China.
- Confirm a shared intention to work together with the staff and volunteers of the Tibetan Clinics and Tibetan Schools and the Australian community to raise awareness of development in the Tibetan community in the People's Republic of China to facilitate a strong Australian involvement.

3 General Principles

This Memorandum of Understanding is based on the following principles:

- 3.1 The collaboration will be characterised by open communication between the parties utilising identified people as contact points.

4 Description of joint activities

The Ganzi Committee representing the Tibetan Communities in the People's Republic of China and Nying-Jey Projects for Tibetan Communities (Australia) Inc. agree to collaborate in the following ways:

- 4.1 Donations will be used specifically to support activities in the Tibetan community the People's Republic of China. They will not be used to fund Australian-based projects or commercial activities.
- 4.2 Donations to the fund will be deposited into the Nying-Jey Projects for Tibetan Communities (Australia) Inc. account, which is reconciled on a monthly basis in accordance with normal accounting and control procedures.
- 4.3 The Tibetan Communities in the People's Republic of China will receive a bi-yearly payments.
- 4.4 Both Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee representing the Tibetan Communities in the People's Republic of China will agree on the stated purpose of any funding programs, and on the way in which funds are generally directed to the Tibetan communities in the People's Republic of China.
- 4.5 The wording of fundraising related documents will be agreed upon by the Nying-Jey Projects for Tibetan Communities (Australia) Inc committee and will feature the Nying-Jey Projects for Tibetan Communities (Australia) Inc. logo.

- 4.6 The name Nying-Jey Projects for Tibetan Communities (Australia) Inc Account will appear on all receipts issued to donors.
- 4.7 Donations from/through Nying-Jey Projects for Tibetan Communities (Australia) Inc will be used as promised or implied in the fundraising appeals or a requested by the donor. When funding is invited from the general public for a specific purpose, Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee will have a plan for handling any excess and shall make this known as part of the appeal.
- 4.8 The Ganzi Committee, having received funding from Nying-Jey Projects for Tibetan Communities (Australia) Inc. will undertake to provide the Nying-Jey Projects for Tibetan Communities (Australia) Inc. with regular itemised reports on how the funds received for the Tibetan communities were spent.
- 4.9 Where a fundraising activity is likely to place a significant burden on Nying-Jey Projects for Tibetan Communities (Australia) Inc. a mutually agreed administrative fee will be arranged. Otherwise the management of the donations fund will form a part of Nying-Jey Projects for Tibetan Communities (Australia) Inc.'s normal activities.
- 4.10 Gift tax deductibility may be sought for in accordance with relevant Australian regulations. Nying-Jey Projects for Tibetan Communities (Australia) Inc. will manage the provision of appropriate receipts.
- 4.11 Both parties will investigate ways in which the activities in the Tibetan community in the Ganzi Prefecture can be shared with and involve the people of Australia. This may include:
- Australian visitors to the project sharing their experiences in the Tibetan community in the People's Republic of China through public information sessions;
 - Placing of stories in Australian media;
 - Opportunities for Australians to assist in the Tibetan community in the People's Republic of China through Nying-Jey Projects for Tibetan Communities (Australia) Inc.

5 Points of Contact

The following people will be the main points of contact between the Nying-Jey Projects for Tibetan Communities (Australia) Inc. and the Ganzi Committee representing the Tibetan Communities in the People's Republic of China.

The Ganzi Committee representing the Tibetan Communities in the People's Republic of China:

Namgyal Choepel (*or another member of the Ganzi Committee*)

Nying-Jey Projects for Tibetan Communities (Australia) Incorporated

Geshe Sonam Thargye (*or another member of the NJP Committee*)