



HANOI BAR ASSOCIATION



**ORDINE DEGLI
AVVOCATI DI MILANO**

MILAN BAR ASSOCIATION

MEMORANDUM OF UNDERSTANDING

BETWEEN

THE HANOI BAR ASSOCIATION

AND

THE MILAN BAR ASSOCIATION

May, 2024

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE HANOI BAR ASSOCIATION
AND
THE MILAN BAR ASSOCIATION**

WHEREAS, the Hanoi Bar Association (HBA) - a member of the Vietnam Bar Federation, is one of the two largest bar associations of the Socialist Republic of Vietnam. This is also the governing authority for lawyers practising in Hanoi. Members of HBA have reached approximately 5,000 lawyers and 4,000 trainee lawyers;

WHEREAS, the Milan Bar Association, (MBA) is one of the largest Bar Association in Italy. Member of MBA have reached approximately 21 thousand of Lawyers and 4 thousand of trainee lawyers;

WHEREAS, the HBA and the MBA (hereinafter referred to collectively as “**Parties**” and individually as “**Party**”) share common goals and objectives with regard to the development of mutually beneficial relationships based on the sharing of knowledge and experience between the members of the HBA and the MBA, and wish to collaborate and foster the common goals and objectives within their respective mandates, as well as governing rules and regulations;

THEREFORE, this Memorandum of Understanding is a recognition of the growth needed for cooperation. The Parties wish to sign this Memorandum of Understanding (hereinafter referred to as the “**Memorandum of Understanding**”) to carry out collaborative activities and achieve common goals.

NOW, the Parties hereby agree to cooperate under the terms of this MOU as follows:

Article 1. Purpose of the MOU

By entering this MOU, the Parties intend to set out a cooperative framework to implement such activities necessary to share knowledge and experiences and to achieve common goals based on both parties’ mutually beneficial relationship (**Objectives**).

Article 2. Principle of Cooperation

In compliance with the functions, tasks and power of each Party, in accordance with the law of each country, as well as the obligations under international law binding both countries, the Parties will cooperate on the ground of mutual benefits, respect and understanding in line with the provisions of this MOU.

Article 3. Areas and Forms of Cooperation

The Parties will use joint efforts to implement possible cooperative activities, projects and programs in the following areas, which may be reviewed and adjusted by the Parties on an annual basis:

3.1 Exchange of Information

The Parties, through their own official channels, will provide each other with such information related to (i) the organization and operation of lawyers' socio-professional organizations, (ii) the legal practice of lawyers under the jurisdiction, and (iii) the scope of organization and operation of each Party in accordance with the legislation of each country.

Each Party has an obligation to keep information and materials provided by the other Party confidential and must not disclose them to any third party without prior consent in written form from the provider or information disclosed by disclosing Party.

3.2 Experience exchange, professional skill and knowledge improvement for lawyers

The Parties will conduct cooperative activities under the authority and scope of organization and operation of each Party in compliance with the legislation of each country to enhance the exchange of experience and improvement of professional skills and knowledge in the legal practice areas of common interest.

3.3 Legal support for citizens

Depending on the jurisdiction of each country, each party will collaborate in promoting non-profit legal support for citizens residing, working and studying abroad in the other nation.

3.4 Other cooperative activities to promote the bilateral cooperation

In compliance with policies, procedures, scope and jurisdiction of each Party and subject to the approval of competent authorities of each country, the Parties commit to undertake cooperation activities in accordance with the legislation of each country to further promote the bilateral cooperation between the Parties.

3.5. Exchange of Delegates

The Parties may cooperate to develop a program to encourage and welcome visits of delegations, officers and representatives from the other Party either physically or virtually as a means to expand mutual understanding of the legal professions of each jurisdiction.

The leaders of the Parties will meet each other on appropriate occasions to discuss issues of common interest related to the items set forth in Section 3.1 above.

Article 4. Implementation of the MOU

4.1 After the signing of the MOU, the Parties will organize a discussion to set forward regular meetings, whether online or onsite, to set out detailed activities, projects and programs for the implementation and achievement of the Objectives under this MOU.

The Parties will evaluate the cooperative activities implemented under this MOU once a year.

4.2 By establishing a communication channel to serve as a focal point to assist each Party's leaders in the development, implementation and evaluation of cooperation, the details of the form of communication will be set out as below:

THE HANOI BAR ASSOCIATION

Receiving: International Relationship Affairs

Address: 7th Floor, City Intellectual Palace, No. 01 Ton That Thuyet Street, Dich Vong Hau Ward, Cau Giay District, Hanoi, Vietnam.

Phone: +84 243 7 624 706 - 37 624 707

Email:

bar.association@luatsuhanoi.vn

THE MILAN BAR ASSOCIATION

Receiving: International Relationship Affairs

Address: Via Freguglia, 1 -20122 Milano

Phone: + 39 02 5492921- 02 54929232

Email:

presidenza@ordineavvocatimilano.it

Article 5. Other Provisions

5.1 All cooperation activities within the framework of this MOU will be carried out according to the ability of each Party to meet the budget and as agreed by the Parties.

No provision of this MOU will be construed to impose any financial or legal obligations on the Parties or individuals involved under any relevant laws of each jurisdiction. Any dispute or controversy that may arise from the interpretation or application of this MOU will be resolved through consultations and negotiations between the Parties.

5.2 This MOU may be amended or supplemented by mutual consent of the Parties in writing. The contents which the Parties have agreed to amend or supplement will constitute integral parts of this MOU. No separate instrument that can be entered into based on this MOU will have the effect of amending this MOU in its generality unless it specifically speaks as to the amendment of this MOU. Such amendments will become effective on the date on which such amendment is signed by both Parties.

Article 6. Term

This Memorandum of Understanding is valid for a period of **five (5)** years from the date of signing.

Either Party may terminate this MOU at any time by sending written notice of termination to the other Party. The termination will take effect after thirty (30) days from the date the other Party receives the termination notice.

The termination of this MOU will not affect the performance of the activities that are being implemented unless either Party wishes to terminate those activities.

Article 7. Official Emblem and Logos

7.1 Each of the Parties will use the other Party's official emblem, marks, logos, and related items in a manner consistent with the owner's usage protocols which may require prior written consent in certain circumstances.

7.2 In no event will authorization of use of the official emblem, marks, logos and related items be granted for commercial purposes.

This MOU consists of 05 pages, mutually agreed and signed by the Parties in Hanoi on May 14, 2024, in 02 files which include 2 versions in the Vietnamese and English languages, all text having equal validity, each Party holds one copy.



Lawyer Huỳnh Phương Nam

Vice President

Hanoi Bar Association

Vietnam



Lawyer Francesca Maria Zanasi

Vice President

Milan Bar Association

Italia