Chapter 13

Administration and Institutional Provisions

Article 13.1: Free Trade Commission

- 1. The Parties hereby establish a Free Trade Commission (hereinafter referred to as "the Commission").
- 2. The Commission shall be composed of relevant government officials of each Party and shall be co-chaired by:
 - (a) in the case of Chile, the Director-General of International Economic Affairs of the Ministry of Foreign Affairs for Chile or their respective designee; and
 - (b) in the case of Thailand, the Director-General of the Department of Trade Negotiations of the Ministry of Commerce for Thailand, or their respective designee.

3. The Commission shall:

- (a) review the general functioning of this Agreement;
- (b) review, consider and, as appropriate, decide on specific matters relating to the operation, application and implementation of this Agreement, including matters reported by committees or working groups established under this Agreement;
- (c) supervise and coordinate the work of committees, working groups and contact points established under this Agreement;
- (d) provide assistance in order to resolve disputes that may arise regarding the interpretation, implementation or application of this Agreement; and
- (e) take such other action as the Parties may agree.

4. The Commission may:

(a) establish, refer matters and delegate responsibilities to any committee or working group;

- (b) consider and adopt any modifications³⁰ of:
 - (i) the Schedules attached to Annex 3.4 (Reduction and/or Elimination of Customs Duties), by accelerating tariff elimination; and

³⁰ The acceptance of any modification by a Party is subject to the completion of any necessary domestic legal procedures of that Party. Chile shall implement the actions of the Commission through *Acuerdos de Ejecución*, in accordance with Article 54, number 1, second paragraph, of the *Constitución Política de la República de Chile*.

- (ii) the rules of origin established in Annex 4.2 (Product Specific Rules);
- (iii) the Geographical Indications listed in Annex 11.9 (List of Geographical Indications);
- (c) issue interpretations of this Agreement; and
- (d) seek the opinion of non-governmental persons or groups on matters covered by this Agreement.

Article 13.2: Procedures of the Commission

- 1. The Commission shall convene at least once a year in regular session. The Commission shall meet alternately in the territory of each Party, unless the Parties otherwise agree.
- 2. The Commission shall also meet in special session within thirty (30) days of the request of a Party, with such sessions to be held in the territory of the other Party or at such location as may be agreed by the Parties.
- 3. All decisions of the Commission shall be taken by mutual agreement.
- 4. The Commission shall establish its rules and procedures at its first meeting.