

- (b) for Indonesia, the State Ministry of National Development Planning (BAPPENAS).

Article 125
Sub-Committee on Government Procurement

1. For the purposes of the effective implementation and operation of this Chapter, the functions of the Sub-Committee on Government Procurement (hereinafter referred to in this Article as "the Sub-Committee") established in accordance with Article 15 shall be:
 - (a) reviewing and monitoring the implementation and operation of this Chapter;
 - (b) exchanging views on laws and regulations, policies and practices, and other mutually agreed issues regarding government procurement;
 - (c) discussing ways to facilitate cooperations between relevant entities of the Parties in the field of government procurement;
 - (d) reporting the findings of the Sub-Committee to the Joint Committee; and
 - (e) carrying out other functions as may be delegated by the Joint Committee in accordance with Article 14.
2. The decision by each Party on the composition of representatives of the Government of the Party to the Sub-Committee, shall be facilitated by its governmental authority referred to in paragraph 2 of Article 124.

Chapter 11
Competition

Article 126
Promotion of Competition
by Addressing Anti-competitive Activities

Each Party shall, in accordance with its laws and regulations, promote competition by addressing anti-competitive activities, in order to facilitate the efficient functioning of its market.

Note: For the purposes of this Chapter, the term "anti-competitive activities" means any conduct or transaction that may be subject to penalties or relief under the competition laws and regulations of either Party.

Article 127
Cooperation on the Promotion of Competition

1. The Parties shall, in accordance with their respective laws and regulations, cooperate on the promotion of competition by addressing anti-competitive activities, and on the capacity building for strengthening competition policy and implementation of competition laws and regulations, subject to their respective available resources.
2. The details and procedures of cooperation under this Article shall be specified in the Implementing Agreement.

Article 128
Non-Discrimination

Each Party shall apply its competition laws and regulations in a manner which does not discriminate between persons in like circumstances on the basis of their nationality.

Article 129
Procedural Fairness

Each Party shall implement administrative and judicial procedures in a fair manner to address anti-competitive activities, pursuant to its relevant laws and regulations.

Article 130
Non-Application of Paragraph 2 of Article 9

Paragraph 2 of Article 9 shall not apply to this Chapter.

Chapter 12
Improvement of Business Environment
and Promotion of Business Confidence

Article 131
Basic Principles

1. The Parties, confirming their interest in creating a more favourable business environment with a view to promoting trade and investment activities by enterprises of the Parties, shall from time to time have consultations in order to address issues concerning the improvement of the business environment in the Parties and to facilitate the promotion of the business confidence among enterprises of the Parties.