

1. The Countries shall, in accordance with their respective laws and regulations, co-operate in the field of controlling anti-competitive activities subject to their respective available resources.

2. The details and procedures of co-operation under this Article shall be specified in the Implementing Agreement.

Article 133

Non-Application of Chapter 13

The dispute settlement procedures provided for in Chapter 13 shall not apply to this Chapter.

Chapter 11

Improvement of Business Environment

Article 134

Basic Principles

1. Each Government shall, in accordance with the laws and regulations of its Country, take appropriate measures to further improve the business environment for the benefit of the enterprises of the other Country conducting their business activities in the Country.

99

2. The Governments shall, in accordance with the laws and regulations of their respective Countries, promote cooperation

to further improve the business environment in their respective Countries and take necessary measures including establishing such mechanisms as provided for in Articles 135 and 137.

Article 135

Sub-Committee on Improvement of Business Environment

1. For the purposes of effective implementation and operation of this Chapter, the functions of the Sub-Committee on Improvement of Business Environment (hereinafter referred to in this Chapter as "the Sub-Committee") established in accordance with Article 14 shall be:

(a) addressing issues in relation to the improvement of business environment that the Sub-Committee considers appropriate, taking into account, as necessary, the findings reported by a Liaison Office on Improvement of Business Environment (hereinafter referred to in this Chapter as "Liaison Office") established in accordance with Article 137, and in co-operation with other relevant Sub-Committee(s) with a view to avoiding unnecessary overlap with the works of other relevant Sub-Committee(s);

(b) reporting the findings and making recommendations to the Countries, including the measures to be taken by the Governments, regarding such functions as referred to in subparagraph (a).

The Sub-Committee may consult with the Joint Committee prior to the submission of recommendations to the Countries;

(c) where appropriate, reviewing the implementation of the recommendations referred to in subparagraph (b);

(d) making available, where appropriate, to enterprises of the Countries the recommendations referred to in subparagraph (b) and the results of the review referred to in subparagraph (c) in an appropriate manner;

(e) reporting the recommendations referred to in subparagraph (b) and other findings in relation to the implementation and operation of this Chapter to the Joint Committee; and

100

(f) carrying out other functions as may be delegated by the Joint Committee in accordance with Article 13.

2. The Sub-Committee shall meet at such venues and times as may be agreed by the Countries.

3. The Sub-Committee shall be:

(a) composed of representatives of the Governments, and may invite representatives of the business sector and other business-related organisations with the necessary expertise relevant to the issues to be discussed; and

(b) co-chaired by officials of the Governments.

4. The other details of the Sub-Committee shall be set forth in the Implementing Agreement.

Article 136

Recommendations from the Sub-Committee

The Countries shall take into consideration the recommendations referred to in subparagraph 1 (b) of Article 135.

Article 137

Liaison Office on Improvement of Business Environment

1. Each Country shall designate and maintain a Liaison Office for the purposes of this Chapter.

2. The functions and other details of the Liaison Office shall be set forth in the Implementing Agreement.

Article 138

Non-Application of Chapter 13

The dispute settlement procedures provided for in Chapter 13 shall not apply to this Chapter.

101

Chapter 12

Co-operation

Article 139

Basic Principles

1. The Governments shall, in accordance with the applicable laws and regulations of their respective Countries, promote co-operation under this Agreement for their mutual benefits in order to liberalise and facilitate trade and investment between the Countries and to promote the well-being of the peoples of the Countries. For this