



THE HON STEVEN CIOBO MP

Minister for Trade, Tourism and Investment

11 October 2016

Mr Lim Hng Kiang
Minister for Trade and Industry (Trade)
Singapore

Dear Minister

In connection with the signing of the Agreement to Amend the Singapore-Australia Free Trade Agreement ("Agreement to Amend"), I have the honour to confirm the following understanding reached between the Government of Australia and the Government of Singapore:

1. Other than the obligations set out in Chapter 11 (Movement of Natural Persons), no provision of the Singapore-Australia Free Trade Agreement imposes any obligation on a Party regarding its immigration measures, including measures affecting temporary entry and stay or other movement of natural persons.
2. The provisions in Chapter 7 (Cross-Border Trade in Services), including any reservations to the provisions therein, apply to measures affecting the presence in a Party's territory of a service supplier of the other Party.
3. In relation to Singapore's Annex 4-II reservation ("SG-NCM 1") and Australia's Annex 4-II reservation ("AU-NCM 1") to Chapter 7 (Cross-Border Trade in Services) and Chapter 8 (Investment) concerning measures with respect to the supply of a service by the presence of natural persons, a Party will not apply any discriminatory measure that would nullify or impair the benefits accruing to the other Party under Chapter 11 (Movement of Natural Persons).

I have the further honour to propose that this letter and your letter in reply constitute a Memorandum of Understanding between the Government of Australia and the Government of Singapore which will come into effect on the date on which the Agreement to Amend is in force for both Australia and Singapore.

Yours sincerely



Steven Ciobo



MINISTER FOR TRADE AND INDUSTRY
(TRADE)
SINGAPORE

11 October 2016

The Hon Steven Ciobo MP
Minister for Trade, Tourism and Investment
Australia

Dear *Minister Ciobo*,

I have the honour to acknowledge receipt of your letter of 11 October 2016, which reads as follows:

“In connection with the signing of the Agreement to Amend the Singapore-Australia Free Trade Agreement (“Agreement to Amend”), I have the honour to confirm the following understanding reached between the Government of Australia and the Government of Singapore:

1. Other than the obligations set out in Chapter 11 (Movement of Natural Persons), no provision of the Singapore-Australia Free Trade Agreement imposes any obligation on a Party regarding its immigration measures, including measures affecting temporary entry and stay or other movement of natural persons.
2. The provisions in Chapter 7 (Cross-Border Trade in Services), including any reservations to the provisions therein, apply to measures affecting the presence in a Party’s territory of a service supplier of the other Party.
3. In relation to Singapore’s Annex 4-II reservation (“SG-NCM 1”) and Australia’s Annex 4-II reservation (“AU-NCM 1”) to Chapter 7 (Cross-Border Trade in Services) and Chapter 8 (Investment) concerning measures with respect to the supply of a service by the presence of natural persons, a Party will not apply any discriminatory measure that would nullify or impair the benefits accruing to the other Party under Chapter 11 (Movement of Natural Persons).

I have the further honour to propose that this letter and your letter in reply constitute a Memorandum of Understanding between the Government of Australia and the Government of Singapore which will come into effect on the date on which the Agreement to Amend is in force for both Australia and Singapore.”

I have the honour to confirm that the above reflects the understanding reached between the Government of Singapore and the Government of Australia, and that your letter and this letter in reply constitute a Memorandum of Understanding between the Government of Singapore and the Government of Australia which will come into effect on the date on which the Agreement to Amend is in force for both Singapore and Australia.

Yours *Sincerely,*

Lim Hng Kiang
LIM HNG KIANG