



Certification of a true copy of a Proces Verbal
of the Rectification of the Text of the Supplementary
Agreement to Amend the Basic Agreement on
ASEAN Industrial Joint Ventures (BAAIJV)

I hereby certify that the attached text is a true copy of the Proces Verbal of the Rectification of the Text of the Supplementary Agreement to Amend the Basic Agreement on ASEAN Industrial Joint Ventures (BAAIJV), the original of which is deposited with the Secretary-General of the ASEAN Secretariat.

Phan Wannamethee

PHAN WANNAMETHEE
Secretary-General
ASEAN Secretariat
Jakarta, 30 December 1985



PROCES - VERBAL

Proces-verbal of the Rectification of the Text of
the Supplementary Agreement to Amend the Basic Agreement
on ASEAN Industrial Joint Ventures (BAAIJV)

WHEREAS the Supplementary Agreement to Amend the Basic Agreement on ASEAN Industrial Joint Ventures (BAAIJV) was signed at Jakarta, Indonesia, on 7 November 1983 by the duly authorised Representatives of the Governments of the Republic of Indonesia, Malaysia, the Republic of the Philippines, the Republic of Singapore and the Kingdom of Thailand and is deposited with the Secretary-General of the ASEAN Secretariat;

WHEREAS an error in the form of an omission has been discovered in the text of the Supplementary Agreement;

AND WHEREAS all the signatory Governments to the Supplementary Agreement have agreed to the proposal that the error should be corrected as indicated hereunder :

Paragraph 2 of Article 2 of the Supplementary
Agreement

Insert the word "same" between the phrase "shall enjoy the" and the phrase "margin of tariff preference" in the last sentence of the paragraph. The amended sentence of Paragraph 2 of Article 2 shall now read as follows ;

"After the four year waiver period for an AIJV product, any entity in any member country which produces that AIJV product, irrespective of whether it qualifies as an AIJV or not, shall enjoy the same margin of tariff preference in the participating countries for that particular AIJV product."

NOW, THEREFORE, I, the undersigned,
Secretary-General of the ASEAN Secretariat, acting as depositary of the Basic Agreement on ASEAN Industrial Joint Ventures and of the Supplementary Agreement aforesaid, have made and initialled the said correction in the authentic text of the Supplementary Agreement, and hereby declare that this text shall be read in accordance with such correction.

IN WITNESS WHEREOF, I have signed the present proces-verbal.

DONE in English at the Headquarters of the ASEAN Secretariat, Jakarta, this 30th day of December 1985 in a single copy which shall be kept with the original copy of the Supplementary Agreement aforesaid.

A certified copy of this proces-verbal shall be communicated to each of the signatory Governments.



PHAN WANNAMETHEE
Secretary-General

SUPPLEMENTARY AGREEMENT TO AMEND
THE BASIC AGREEMENT ON ASEAN
INDUSTRIAL JOINT VENTURES (BAAIJV)

WHEREAS, the Governments of the Republic of Indonesia, Malaysia, the Republic of the Philippines, the Republic of Singapore and the Kingdom of Thailand had on the seventh day of November 1983 signed the Basic Agreement on ASEAN Industrial Joint Ventures (BAAIJV); and

WHEREAS, under paragraph 3 of Article V of the Agreement, amendments may be made to the Agreement; and

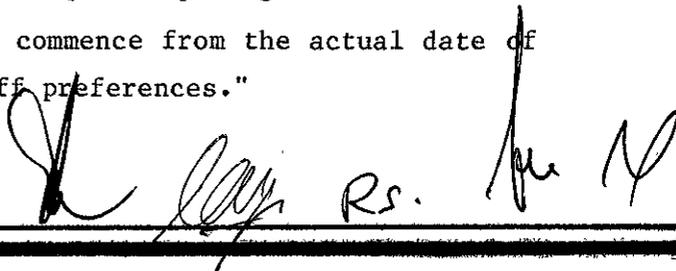
WHEREAS, the parties desire to make certain amendments to the Agreement.

NOW THE PARTIES HAVE AGREED AS FOLLOWS:

- (1) That the term "three year period" referred to in paragraphs 2 and 7 of Article III of the Agreement be amended to read as "four year period". The amended version of paragraphs 2 and 7 of Article III of the Agreement is to read as follows:

"The tariff preference described in Article III paragraph 1 shall apply, during the initial four year period, only to AIJVs in participating countries. The four year period shall commence from the actual date of commercial production of the AIJV product, or upon expiry of 30 months from the date the AEM approved the inclusion of that product in the final list, whichever is earlier.

The tariff preferences described in Article III paragraph 6 shall apply, during the initial four year period, only to AIJVs in participating countries. The four year period shall commence from the actual date of implementation of tariff preferences."

Handwritten signatures and initials, including the letters 'RS.' and other illegible marks.

- (2) That paragraphs 3 and 8 of Article III of the Agreement be amended to read as follows:

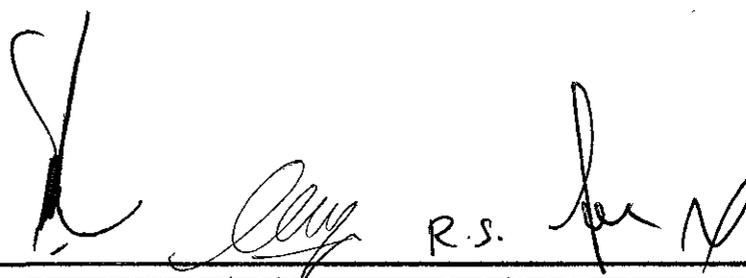
"Non-participating countries shall waive their rights under Chapter II, Article 8 paragraph 2 of the ASEAN PTA for the four year period. Non-participating countries need not extend a margin of preference to participating countries on AIJV products. Non-participating countries, which so desire and upon notification and concurrence of COIME, may become participating countries at any time and shall extend the same margin of tariff preference for that AIJV product.

Participating countries shall waive their right under Chapter II, Article 8 paragraph 2 of the ASEAN PTA for the four year period in respect of entities which are not AIJVs but produce the same products within their countries. After the four year waiver period for an AIJV product, any entity in any member country which produces that AIJV product, irrespective of whether it qualifies as an AIJV or not, shall enjoy the margin of tariff preference in the participating countries for that particular AIJV product."

- (3) That this Supplementary Agreement shall come into force on the date on which it shall receive the approval of the Contracting Parties.

IN WITNESS WHEREOF, the undersigned, being duly authorized thereto by their respective Governments have signed this Supplementary Agreement.

Done at Jakarta in the English Language this seventh day of November 1983.

The block contains several handwritten signatures and initials in black ink. From left to right, there is a large, stylized signature, a smaller signature, the initials 'R.S.', and another signature.

For the Government of the
Republic of Indonesia

Foreign Minister of the
Republic of Indonesia

For the Government of Malaysia

Foreign Minister of
Malaysia

For the Government of the
Republic of the Philippines

Foreign Minister of the
Republic of the Philippines

For the Government of the
Republic of Singapore

Foreign Minister of the
Republic of Singapore

For the Government of the
Kingdom of Thailand

Foreign Minister of the
Kingdom of Thailand

**SUPPLEMENTARY AGREEMENT TO AMEND
THE BASIC AGREEMENT ON ASEAN
INDUSTRIAL JOINT VENTURES (BAAIJV)**

WHEREAS, the Governments of the Republic of Indonesia, Malaysia, the Republic of the Philippines, the Republic of Singapore and the Kingdom of Thailand have on the seventh day of November 1983 signed the Basic Agreement on ASEAN Industrial Joint Ventures (BAAIJV); and

WHEREAS, Brunei Darussalam, has since subscribed to the Basic Agreement on ASEAN Industrial Joint Ventures (BAAIJV) and the Supplementary Agreement to the BAAIJV; and

WHEREAS, under paragraph 3 of Article V of the Agreement amendments may be made to the Agreement; and

WHEREAS, the parties desire to make certain amendments to the Agreement.

NOW THE PARTIES HAVE AGREED AS FOLLOWS:

- (1) That the minimum fifty per cent (50%) margin of tariff preference referred to in paragraph 7 of Article I and paragraph 1 of Article III of the Agreement be amended to reflect a minimum seventy-five per cent (75%) margin of tariff preference. The amended version of paragraph 7 of Article I and paragraph 1 of Article III of the Agreement is to read as follows:

"7. The approval by the AEM of the final list carries with it the pre-commitment to extend a minimum seventy-five per cent (75%) margin of tariff preference to AIJV products by participating countries as provided for in Article III paragraphs 1 and 6."

"1. Where an application for the production of an AIJV product has been approved by any participating country, and due notification thereof has been given to COIME, all participating countries shall extend a minimum margin of tariff preference of seventy-five per cent (75%) for the AIJV product within ninety (90) days of its commercial production."

(2) That this Supplementary Agreement shall come into force on the date on which it shall receive the approval of the Contracting Parties.

IN WITNESS WHEREOF, the undersigned, being duly authorized thereto by their respective Governments have signed this Supplementary Agreement.

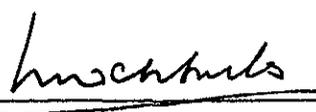
Done at Singapore in the English Language this sixteenth day of June 1987.

For the Government of
Brunei Darussalam



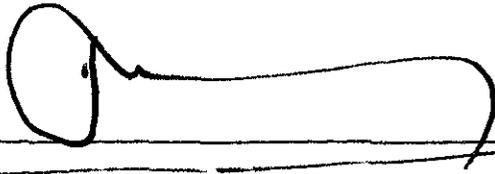
H.R.H. PRINCE MOHAMED BOLKIAH
Minister for Foreign Affairs

For the Government of the
Republic of Indonesia



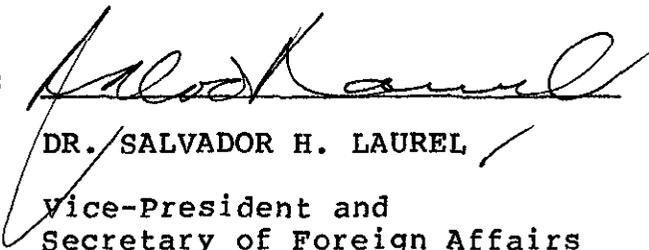
PROF. DR. MOCHTAR KUSUMAATMADJA
Minister for Foreign Affairs

For the Government of
Malaysia



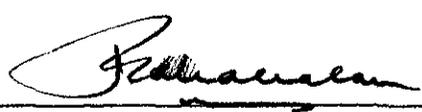
DATO' HAJI ABU HASSAN BIN HAJI OMAR
Minister of Foreign Affairs

For the Government of the
Republic of the Philippines



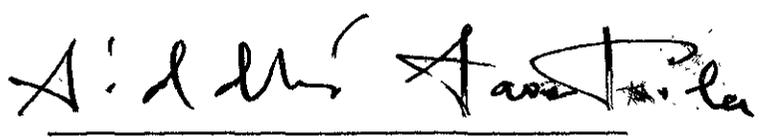
DR. SALVADOR H. LAUREL
Vice-President and
Secretary of Foreign Affairs

For the Government of the
Republic of Singapore



S DHANABALAN
Minister for Foreign Affairs

For the Government of the
Kingdom of Thailand



A.C.M. SIDDHI SAVETSILA
Minister of Foreign Affairs