

ASEAN-X AGREEMENT BETWEEN THE GOVERNMENTS OF THE REPUBLIC OF SINGAPORE AND LAO PDR ON EDUCATION SERVICES

The Governments of the Republic of Singapore and Lao PDR (hereinafter referred to collectively as “the Parties” or individually as “each Party”);

RECALLING the ASEAN Framework Agreement on Services (“AFAS”) signed on 15 December 1995 in Bangkok, and the Protocol to Amend the ASEAN Framework Agreement on Services signed on 2 September 2003, where in Article IV *bis* (1) of the AFAS provides for two or more Member States to conduct negotiations and agree to liberalize trade in services for specific sectors or sub-sectors, and that any extension of such preferential treatment to the remaining Member States on an MFN basis shall be voluntary on the part of the participating Member States; and

DESIRING to expedite the liberalization of trade in services between their countries through the implementation of the ASEAN-X formula in accordance with Article IV *bis* of the AFAS;

HAVE AGREED AS FOLLOWS:

ARTICLE 1

1. Singapore shall extend to Lao PDR preferential treatment on trade in education services as set forth in the Schedule of Specific Commitments entitled “Singapore - Schedule of Specific Commitments”, attached as Annex 1 to this Agreement.

2. Lao PDR shall extend to Singapore preferential treatment on trade in education services as set forth in the Schedule of Specific Commitments entitled “Lao PDR - Schedule of Specific Commitments”, attached as Annex 2 to this Agreement.

ARTICLE 2

1. As provided under Article IV *bis* (3) of the AFAS, each Party shall extend its commitments under this Agreement to any other ASEAN Member State which becomes a party to this Agreement upon making offers at similar or acceptable levels to each Party.

2. The unanimous consent of all the Parties to this Agreement shall be required for any other ASEAN Member State to join this Agreement, pursuant to paragraph 1 of this Article.

ARTICLE 3

1. Each Party reserves its right to amend or further refine the terms of this Agreement, including the concessions attached therein, with the consent of the other Party, in accordance with the provisions of the AFAS.

2. Each Party reserves its right to enter into any other ASEAN-X Agreements with any other ASEAN Member States for any sub-sector covered under this Agreement.

ARTICLE 4


1. This Agreement shall enter into force on 31 December 2005.

2. This Agreement shall be deposited with the Secretary-General of ASEAN who shall promptly furnish a certified copy thereof to each ASEAN Member State.

IN WITNESS WHEREOF, the undersigned, being duly authorised thereto by their respective Governments, have signed the ASEAN-X Agreement between the Governments of the Republic of Singapore and Lao PDR on Education Services.

DONE at Kuala Lumpur, Malaysia, on this 9th day of December in the Year Two Thousand and Five, in a single copy in the English language.

For the Government of the
Republic of Singapore



LIM HNG KIANG
Minister for Trade and Industry

For the Government of Lao PDR



SOULIVONG DARAVONG
Minister of Commerce

Annex 1

SINGAPORE – SCHEDULE OF SPECIFIC COMMITMENTS			
Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
EDUCATION SERVICES	Specific commitments on Market Access and National Treatment through any mode of supply shall not be construed to apply to the recognition of university degrees for the purpose of admission, registration and qualification for professional practice in Singapore		
Post-secondary technical and vocational education services (CPC 92310)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound	
Other Higher Education Services (CPC 92390)	1) None 2) None 3) None, except that the number of persons who can pursue medical degrees will be limited depending on the total supply of doctors. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound	
Short term training including language courses (CPC	1) None 2) None 3) None 4) Unbound	1) None 2) None 3) None 4) Unbound	

92900 ***)	except as indicated in the horizontal section.		
Adult education services (CPC 924 n.e.c)	<ul style="list-style-type: none"> 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section. 	<ul style="list-style-type: none"> 1) None 2) None 3) None 4) Unbound 	

Annex 2

LAO PDR – SCHEDULE OF SPECIFIC COMMITMENTS

Modes of supply: (1) Cross-border supply (2) Consumption abroad
(3) Commercial presence (4) Presence of natural persons

Sector or Sub-sector	Limitations on Market Access	Limitation on National Treatment	Additional Commitments
EDUCATION SERVICES			
Vocational Education and Higher Education Services (CPC 923)	1) None 2) None 3) Two options: a) Joint-venture between Lao domestic and foreigner investor b) 100% Foreigner investment (fully-owned Enterprise by foreigners) 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) As indicated in horizontal section 4) Unbound except as indicated in the horizontal section	
Short term training including language courses (CPC 92900 **)	1) None 2) None 3) Two options: a) Joint-venture between Lao domestic and foreigner investor b) 100% Foreigner investment (fully-owned Enterprise by foreigners) 4) Unbound except as indicated in	1) None 2) None 3) As indicated in horizontal section 4) Unbound except as indicated in the horizontal section	

	the horizontal section.		
Adult education services (CPC 924 n.e.c)	<ul style="list-style-type: none"> 1) None 2) None 3) As indicated in horizontal section. 4) Unbound except as indicated in the horizontal section. 	<ul style="list-style-type: none"> 1) None 2) None 3) As indicated in horizontal section 4) Unbound except as indicated in the horizontal section 	