IMPLEMENTING ARRANGEMENT FOR ECONOMIC COOPERATION PURSUANT TO CHAPTER 13 (ECONOMIC COOPERATION) OF THE FREE TRADE AGREEMENT BETWEEN THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF VIET NAM AND THE GOVERNMENT OF THE REPUBLIC OF KOREA

Introduction

This Arrangement is an economic cooperation work program, designed to describe specific matters relating to Chapter 13 (Economic Cooperation) of the *Free Trade Agreement between the Government of the Socialist Republic of Viet Nam and the Government of the Republic of Korea* (hereinafter referred to as the "Agreement") without creating any additional legal obligation to the Parties other than those specified in the Agreement. It includes information and concepts regarding cooperation sectors which are agreed upon by the Government of the Socialist Republic of Viet Nam and the Government of the Republic of Korea (hereinafter referred to as the "Parties"). It outlines the leading projects which will be implemented and does not limit cooperation in other unspecified areas as may be agreed by the Parties. It consists of four components (industry; agriculture, fishery and forestry; rules and procedures; and others) agreed in the Agreement, and provides a synopsis for each component which identifies objectives and indicative activities. If deemed necessary, the Parties may flexibly revise or add diverse activities for economic cooperation which are not set out in this Arrangement according to mutual consent.

The Parties carry out economic cooperation activities under the Agreement in accordance with domestic laws and regulations, taking into account the different levels of development and capacity. The Parties make efforts to foster trade-driven economic growth, and in the long-term, facilitate joint-entry into the global market by building supply chains between the Parties in the Agreement.

The Parties make efforts to start consultations within six months after the date of entry into force of the Agreement to determine and consolidate specific and individual projects at the earliest date possible by concluding separate written agreements such as memorandum of understanding. For the purposes of new project development and project improvement, the governments and related businesses will establish and operate regular channels of communications.

The cost of implementing the economic cooperation activities is estimated at five million U.S. dollars jointly borne by the Parties considering the different levels of development and capacity. Additional cost will be decided upon mutual agreement of the Parties.

Article 1 : Functions of the Committee on Economic Cooperation

1. The Committee on Economic Cooperation under Article 13.4 of the Agreement (hereinafter referred to as the "Committee") shall have the following functions:

(a) seeking prioritization of economic cooperation activities by mutual consent;

(b) inviting, where necessary and appropriate, private sector entities and non-governmental organizations to assist in the development and implementation of economic cooperation activities;

(c) working with other committees or working groups established under the Agreement, in support of the development and implementation of economic cooperation activities;

(d) monitoring, assessing and discussing progress, including development of mechanisms as appropriate, in implementing economic cooperation activities; and

(e) providing annual reports to the Joint Committee under Article 17.1 of the Agreement, describing the Committee's activities unless the Committee decides otherwise.

2. The Committee is composed of representatives of the Parties. Representatives of relevant entities other than the governments of the Parties with the necessary expertise relevant to the issues to be addressed may also be invited by the Committee.

3. The Committee meets at least once a year, unless the Committee decides otherwise.

4. The Committee establishes rules and procedures for the conduct of its work. All decisions of the Committee are taken by consensus, unless the Committee decides otherwise.

5. The Committee may establish working groups to carry out activities for economic cooperation, taking into consideration the sectors and forms to cooperate. The working groups may comprise government or non-government representatives, or both. Each working group may conclude a memorandum of understanding after deciding specific matters necessary for the implementation and report this to the Committee.

Article 2 : Industry

Objective

1. Recognizing that strengthened cooperation in industrial fields and human resource development is an important factor to the social and economic development of the Parties, the Parties agree to cooperate on the basis of parity and mutual benefit in the areas of industry and technology to improve the level of industrial technology.

Indicative Activities

2. Contents of the specific projects to be carried out should be determined later in detail. The areas of common interests are as follows:

(a) promotion of bilateral trade in manufacturing industries such as automotive, electronics, machinery, distribution and logistics, *et cetera*;

(b) exchanging and sharing information on trade, investment, business related laws and regulations and business environment;

(c) improvement of business environment and promotion of business confidence;

(d) support for establishing development policies for manufacturing industries; and

(e) technical assistance on industry.

Article 3 : Agriculture, Fishery and Forestry

Objectives

1. Recognizing high interests in the fields of agriculture, fishery, forestry and food processing, the Parties aim to find common ground that serves the interests of the Parties, and facilitate cooperation through consistent exchanges. The Parties will discuss and develop areas of mutual interest by exploring a possible cooperation channel.

Indicative Activities

2. Contents of specific projects to be carried out in agriculture sector should be determined later in detail. The areas of common interests are as follows:

(a) exchange of information on agricultural and rural development policies;

(b) exchange of experts and cooperation in the field of agriculture and rural development and related technologies;

(c) cooperation in agricultural development with the aim of ensuring food security;

(d) promotion of linkages between public and private sectors;

(e) improvement in legislation and institutions to attract investment in such areas as acquiring land and enhancing transparency in the licensing procedures;

(f) facilitation of investment by the private sector in the field of agriculture; and

(g) technical assistance on agriculture.

3. The Parties discuss areas of mutual interest in the fields of fisheries and aquaculture, and carry out cooperation activities based on mutual agreement. The areas of shared interest are as follows:

(a) improvement of investment conditions in the fields of fisheries and aquaculture;

(b) satisfying the needs of investors of fisheries and aquaculture sectors;

(c) exchange of information on fisheries and aquaculture; and

(d) exchange of views on matters relevant to regional and international fishery organizations.

4. Both Parties discuss areas of mutual interest in the field of forestry, and carry out cooperation activities based on mutual agreement. Contents of specific projects to be carried out should be determined later in detail. The areas of shared interest are as follows:

(a) activities for joint development, utilization and preservation of forest resources; and

(b) technical assistance on forestry.

Article 4 : Rules and Procedures for Trade

Objectives

1. Rules and procedures for trade need to be efficiently put into practice so as to enjoy the benefits of the Agreement. To this end, the Parties aim to ease or remove technical barriers that hinder trade facilitation, and enable smooth trade facilitation through exchanges and support for systems necessary for trade.

Indicative Activities

2. Contents of specific projects to be carried out should be determined later in detail. The areas of common interests are as follows:

(a) standards, technical regulations, and conformity assessment procedures:

(i) joint research for standard cooperation;

(ii) exchange of technical information and experts relating to construction standards;

(iii) operation of training/education programs to raise competency in the area of standards, technical regulation, and conformity assessment procedures;

(iv) implementation of joint actions such as seminars and workshops;

(v) mutual cooperation relating to standards, technical regulation, and conformity assessment procedures for construction and construction materials; and

(vi) technical assistance;

(b) rules of origin and other aspects of implementation of tariff commitments:

(i) basic study and expert training to introduce approved exporter system; and

(ii) technical assistance;

(c) customs procedure:

(i) holding of a seminar on customs modernization and training to enhance efficiency of customs clearance; and

(ii) technical assistance; and

(d) intellectual property:

(i) exchange of views and information on their intellectual property systems, including information on legal frameworks, administration and registrations of intellectual property rights;

(ii) capacity building for officials or experts on intellectual property rights;

(iii) intellectual property administration, automation and registration systems, including publicly accessible databases;

(iv) education and public awareness of intellectual property rights;

(v) intellectual property commercialization and technology transfer;

(vi) quality management system;

(vii) a publicly available electronic database of trademark applications and trademark registrations; and

(viii) promotion of dialogue on intellectual property issues, including:

(A) designating contact points for implementation of cooperation activities; and

(B) encouraging interaction between intellectual property experts in order to broaden understanding of each other's intellectual property systems.

Article 5 : Others

Objectives

1. Enhancing economic fundamentals is required to consistently increase trade, investment and exchanges between the Parties. Therefore, the Parties aim to facilitate both economic development and exchanges by providing support to enhance levels of economic conditions.

Indicative Activities

2. Contents of specific projects to be carried out should be determined later in detail. The areas of common interests are as follows:

(a) supporting policies for small and medium-sized enterprises, including sharing information on policies to support and nurture small and medium-sized enterprises and exchanging experts;

(b) statistics:

(i) diagnosis and consultation on statistics system;

(ii) support for drawing up strategy to develop statistics system; and

(iii) technical assistance;

(c) fair competition:

(i) exchange of experiences regarding the promotion and enforcement of competition laws and policies;

(ii) exchange of publicly available information on competition laws and policies;

(iii) exchange of officials for training purposes;

(iv) exchange of consultants and experts in competition laws and policies;

(v) participation of officials as lecturers, consultants, or participants in training courses on competition laws and policies;

(vi) participation of officials in advocacy programs;

(vii) exchange of information and experiences on activities related to competition advocacy and the promotion of competition culture; and

(viii) any other form of technical cooperation as agreed by the Parties;

(d) investment:

(i) For the purposes of improving investment environment and promoting investment in their territories, the Parties shall closely cooperate in investment facilitation and amicable resolution of investors' grievances;

(ii) A Party shall further cooperate with the other Party in developing, designating or maintaining an agency supporting the complaint settlement for investors of the other Party and their covered investments, whose possible functions are to:

(A) receive and investigate investors' complaints regarding the investment environment of that Party;

(B) provide assistance in resolving difficulties which investors experience in business management; and

(C) if necessary, recommend to the relevant government bodies of that Party to take corrective measures on related affairs and advise on the changes required for resolving investors' complaints and enhancing the investment environment of that Party; and

(e) services related to culture, including exchange of information and experiences.

Article 6 : Entry into Force and Duration

1. This Arrangement shall enter into force on the same date as the entry into force of the Agreement.

2. This Arrangement shall be valid indefinitely.

3. Either Party may notify the other Party of its intention to denounce this Arrangement in writing through diplomatic channels. The denunciation shall take effect six months after such notification.

IN WITNESS WHEREOF, the undersigned, being duly authorized thereto, have signed this Arrangement.

DONE in duplicate at Ha Noi on this 5th day of May in the year 2015 in the English language.

For the Government of the Socialist Republic of Viet Nam:

For the Government of the Republic of Korea: