

Subject to Legal Review for Accuracy, Clarity and Consistency

The Honorable Lim Hng Kiang
Minister for Trade and Industry (Trade)
Singapore

Dear Minister Lim:

I have the honor to refer to the discussions between representatives of the Government of Singapore and the Government of the United States of America during the negotiation of Chapter 17 (State-Owned Enterprises and Designated Monopolies) of the Trans-Pacific Partnership Agreement (the “TPP”) signed X, regarding certain provisions of the United States – Singapore Free Trade Agreement (the “USSFTA”), which entered into force on 1 January 2004.

I have the further honor to confirm, based on those discussions, the shared understanding of the Government of Singapore and the Government of the United States of America that Singapore shall be deemed to comply with the obligations set out in Article 12.3(2)(g)(i) of Chapter 12 (Anticompetitive Business Conduct, Designated Monopolies, and Government Enterprises) of the USSFTA so long as Singapore complies with the obligations set out in Article 17.10.1 of the TPP, read with paragraph 4 of Annex 17-E to Chapter 17 of the TPP.

On behalf of the Government of the United States of America, I have the honor to propose that this letter and your letter in reply confirming your Government’s agreement with the above shall constitute an agreement between our two Governments, which shall enter into force on the date of entry into force of the TPP as between Singapore and the United States of America.

Sincerely,

Ambassador Michael B. G. Froman

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The Honourable Michael B.G. Froman
United States Trade Representative
United States

Dear Ambassador Froman:

I am pleased to acknowledge your letter of [date], which reads as follows:

“I have the honor to refer to the discussions between representatives of the Government of Singapore and the Government of the United States of America during the negotiation of Chapter 17 (State-Owned Enterprises and Designated Monopolies) of the Trans-Pacific Partnership Agreement (the “TPP”) signed X, regarding certain provisions of the United States – Singapore Free Trade Agreement (the “USSFTA”), which entered into force on 1 January 2004.

I have the further honor to confirm, based on those discussions, the shared understanding of the Government of Singapore and the Government of the United States of America that Singapore shall be deemed to comply with the obligations set out in Article 12.3(2)(g)(i) of Chapter 12 (Anticompetitive Business Conduct, Designated Monopolies, and Government Enterprises) of the USSFTA so long as Singapore complies with the obligations set out in Article 17.10.1 of the TPP, read with paragraph 4 of Annex 17-E to Chapter 17 of the TPP.

On behalf of the Government of the United States of America, I have the honor to propose that this letter and your letter in reply confirming your Government’s agreement with the above shall constitute an agreement between our two Governments, which shall enter into force on the date of entry into force of the TPP as between Singapore and the United States of America.”

I have the honour to confirm that my Government shares this understanding, and that your letter and this reply shall constitute an agreement between our two Governments, which shall enter into force on the date of entry into force of the TPP as between the United States and Singapore.

Sincerely,

Lim Hng Kiang