

BRUNEI DARUSSALAM'S SCHEDULE OF COMMITMENTS FOR TEMPORARY ENTRY FOR BUSINESS PERSONS

1 The following sets out Brunei Darussalam's commitments in accordance with Article 12.4 (Grant of Temporary Entry) in respect of the temporary entry of business persons.

A. Intra-corporate Transferees

<p>Brunei Darussalam shall, upon application, grant the right of entry and temporary stay to the accompanying spouse and/or dependents of a business person of another Party.</p> <p>Subject to laws, regulations and policies, Brunei shall grant accompanying spouses of another Party with the right to work, as defined as in the Professional category in this Schedule of Specific Commitments, where that Party has also made a commitment in its schedule for spouses of Professionals or an equivalent category.</p>	
Description of Category	Conditions and Limitations (including length of stay)
<p>Intra Corporate Transferees</p> <p><u>Definition:</u></p> <p>(a) who is an employee of a firm through a branch, subsidiary or affiliate established in Brunei Darussalam and</p> <p>(b) who have been in the prior employ of their enterprise outside Brunei Darussalam for a period of not less than one year immediately preceding the date of their application for admission.</p> <p>(1) Managers:</p>	<p>Entry and temporary stay is limited to a three year period that may be extended for up to two additional years for a total term not to exceed 5 years.</p> <p>Entry and temporary stay of spouses and dependents of ICTs is for the same period as the business persons concerned.</p> <p>Subject to laws, regulations and policies for spouses and/or dependents working as professionals supplying highly specialised services and core services in the energy sector the right to work is up to 2 years. Extensions are possible but maybe</p>

<p><u>Definition:</u> A business person within an organisation who primarily direct the organisation, or a department or sub-division of the organisation, supervise and control the work of other supervisory, professional or managerial employees, have the authority to hire and fire or commend hiring, firing or other personnel actions (such as promotion or leave authorisation), and exercise discretionary authority over day-to-day operations. This does not include first-line supervisors, unless the employees supervised are professionals, nor does it include employees who primarily form tasks necessary for the provision of the service.</p> <p>(2) Executives:</p> <p><u>Definition:</u> A business person within an organisation who primarily direct the management of the organisation, exercise wide latitude in decision-making and receive only general supervision or direction from higher-level executives, the board of directors or stockholders of the business. Executives would not directly perform tasks related to the actual provision of the service or services of the organisation</p> <p>(3) Specialists:</p> <p><u>Definition:</u> A business person within an organisation who possess knowledge at an advanced level of expertise and who possess proprietary knowledge of the organisation's service, research equipment, techniques or management. (Specialists may include, but is not limited to, professionals).</p>	<p>subject to economic needs test.</p> <p>For spouses and/or dependents working as other types of professionals the right to work is for a total period up to 12 months or for the duration of the contract, whichever is shorter. The initial right to work is for 3 months and may be extended in increments of up to 3 months. Extensions beyond the 12 months period are possible but maybe subject to economic needs test.</p>
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(Subject to Legal Review in English, Spanish and French
for Accuracy, Clarity and Consistency
Subject to Authentication of English, Spanish and French Versions)

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B. Business Visitors

<p>Business Visitors</p> <p>Definition: 1) A business person who:</p> <ul style="list-style-type: none">a) is a goods seller and is seeking temporary entry into Brunei, for the purpose of the sale of goods or to enter into a distribution or retailing arrangement where such negotiations do not involve direct sales to the general public;b) is service seller or representative of a services supplier and is seeking temporary entry into Brunei Darussalam for the purpose of negotiating the sale of services for that service supplier and will not be engaged in direct sales to the general public or in supplying services directly.c) attends meetings or conferences or engages in consultations with business associates.d) is a goods seller seeking temporary entry into Brunei Darussalam for the purpose of attending and/or participating in trade conventions and trade fairs	<p>Entry and temporary stay is up to three (3) months and can be extended for up to twelve (12) months.</p>
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C. Professional

Brunei Darussalam shall, upon application, grant the right of entry and temporary stay to the accompanying spouse and/or dependents of a business person of another Party.

Subject to laws, regulations and policies, Brunei Darussalam shall grant accompanying spouses and/or dependents of a business person of another Party with the right to work as a 'professional', as defined as in this Category, where that Party has also made a commitment in its schedule for spouses of Professionals or an equivalent category.

Professional

Professional means a business person who seeks to travel to Brunei Darussalam temporarily for the purpose of carrying out professional activities

The professional must possess appropriate educational and other qualifications relevant to the service to be provided.

Entry and temporary stay for professionals that fall under the highly specialised services and core services categories in the energy sector is for up to 2 years or for the duration of the contract, whichever is shorter.

Entry and temporary stay for other professionals is up for a period of 12 months or for the duration of the contract whichever is shorter. The initial entry period is for 3 months and may be extended in increments of up to 3 months.

Entry and temporary stay of spouses and dependents of professionals is for the same period as the business persons concerned.

D. Investors

<p>Investors</p> <p>Investors means a business person who seeks to make an investment or has made investments in Brunei Darussalam and seeking temporary entry for the purpose of dealing with any matters concerning to that investment.</p>	<p>Entry and temporary stay is up to three (3) months and can be extended for up to twelve (12) months.</p>
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E. Installers and Servicers

<p>Installers and Servicers</p> <p>Installers and Servicers means persons who are installer or servicer of machinery and/or equipment who are employed or appointed by supplying company where such installation and/or servicing by the supplying company is a condition of purchase of the said machinery and/or equipment, and are not performing activities which are not related to the installing or servicing activities which is the subject of the contract, and receives his/her remuneration from the supplying company.</p>	<p>Entry and temporary stay is up to three (3) months and can be extended for up to twelve (12) months.</p>
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