

EXECUTIVE OFFICE OF THE PRESIDENT
THE UNITED STATES TRADE REPRESENTATIVE
WASHINGTON, D.C. 20508

May 6, 2003

The Honorable
George Yeo
Minister for Trade and Industry

Dear Minister Yeo:

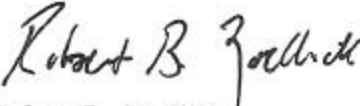
I have the honor to refer to Article 15.26(d) (Status of Letter Exchanges) of the United States - Singapore Free Trade Agreement (the "Agreement") signed at Washington, D.C., on May 6, 2003.

During the negotiation of the Investment Chapter of the Agreement (Chapter 15), the United States of America and Singapore (collectively, the "Parties") discussed the possibility of establishing a bilateral appellate mechanism to review awards rendered by tribunals under that Chapter. Based on those discussions, I have the honor to confirm the Parties' shared understanding that, within three years after the date of entry into force of this Agreement, the Parties shall consider whether to establish a bilateral appellate body or similar mechanism to review awards rendered under Article 15.25 (Awards) in arbitrations commenced after they establish the appellate body or similar mechanism.

I have the honor to propose that this understanding be treated as an integral part of the Agreement.

I would be grateful if you would confirm that this understanding is shared by your Government.

Sincerely,


Robert B. Zoellick



MINISTER FOR TRADE AND INDUSTRY
SINGAPORE

May 6, 2003

The Honorable
Robert B. Zoellick
United States Trade Representative

Dear Ambassador Zoellick:

I have the honor to confirm receipt of your letter, which reads as follows:

“I have the honor to refer to Article 15.26(d) (Status of Letter Exchanges) of the United States - Singapore Free Trade Agreement (the “Agreement”) signed at Washington, D.C., on May 6, 2003.

During the negotiation of the Investment Chapter of the Agreement (Chapter 15), the United States of America and Singapore (collectively, the “Parties”) discussed the possibility of establishing a bilateral appellate mechanism to review awards rendered by tribunals under that Chapter. Based on those discussions, I have the honor to confirm the Parties’ shared understanding that, within three years after the date of entry into force of this Agreement, the Parties shall consider whether to establish a bilateral appellate body or similar mechanism to review awards rendered under Article 15.25 (Awards) in arbitrations commenced after they establish the appellate body or similar mechanism.

I have the honor to propose that this understanding be treated as an integral part of the Agreement.

I would be grateful if you would confirm that this understanding is shared by your Government.”

I have the further honor to confirm that this understanding is shared by my Government and constitutes an integral part of the Agreement.

Sincerely,

A handwritten signature in cursive script, appearing to read 'George Yeo'.

George Yeo