

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 confirm the following understanding reached by the United States and Singapore with respect to the implementation of Chapter 11, Annex 11A of the United States - Singapore Free Trade Agreement (the "Agreement").

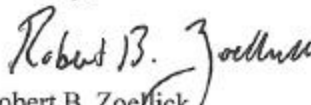
Annex 11A, Section IV, paragraph 6 of the Agreement allows a Party to maintain procedures applicable to temporary entry of professionals, such as an attestation of compliance with the Party's labor and immigration laws. The United States intends to require all business persons seeking entry as professionals to the United States under the terms of the Agreement to present an attestation of compliance with certain labor and immigration laws from an employer in the United States. This attestation will initially have the same elements that are currently outlined in Section 212(n)(1)(A) - (D) of the *Immigration and Nationality Act*, 1952, as amended ("INA"). The United States and Singapore agree that neither requiring an attestation of compliance with U.S. labor or immigration laws, nor requiring business persons seeking entry as professionals under the Agreement to comply with the specific elements outlined in Section 212(n)(1)(A) - (D) of the INA constitute a violation under Chapter 11, Annex 11A, Section IV, paragraph 5(a) of the Agreement.

Understanding that the Parties have agreed that changes to a Party's laws, regulations or procedures that do not unduly restrict the rights granted under the Agreement do not violate the Agreement, it is the intention of Singapore to implement the commitments made under Annex 11A under prevailing Singapore laws and procedures. These laws currently are the Immigration Act and Immigration Regulations.

Singapore intends to require business persons seeking entry as professionals under the Agreement to meet certain salary criteria. The United States and Singapore agree that such a requirement does not constitute a violation under Chapter 11, Annex 11A, Section IV, paragraph 5(a) of the Agreement.

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

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 confirm the following understanding reached by the United States and Singapore with respect to the implementation of Chapter 11, Annex 11A of the United States - Singapore Free Trade Agreement (the “Agreement”).

Annex 11A, Section IV, paragraph 6 of the Agreement allows a Party to maintain procedures applicable to temporary entry of professionals, such as an attestation of compliance with the Party’s labor and immigration laws. The United States intends to require all business persons seeking entry as professionals to the United States under the terms of the Agreement to present an attestation of compliance with certain labor and immigration laws from an employer in the United States. This attestation will initially have the same elements that are currently outlined in Section 212(n)(1)(A) - (D) of the *Immigration and Nationality Act*, 1952, as amended (INA). The United States and Singapore agree that neither requiring an attestation of compliance with U.S. labor or immigration laws, nor requiring business persons seeking entry as professionals under the Agreement to comply with the specific elements outlined in Section 212(n)(1)(A) - (D) of the INA constitute a violation under Chapter 11, Annex 11A, Section IV, paragraph 5(a) of the Agreement.

Understanding that the Parties have agreed that changes to a Party’s laws, regulations or procedures that do not unduly restrict the rights granted under the Agreement do not violate the Agreement, it is the intention of Singapore to implement the commitments made under Annex 11A under prevailing Singapore laws and procedures. These laws currently are the Immigration Act and Immigration Regulations.

Singapore intends to require business persons seeking entry as professionals under the Agreement to meet certain salary criteria. The United States and Singapore agree that such a requirement does not constitute a violation under Chapter 11, Annex 11A, Section IV, paragraph 5(a) of the Agreement.

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

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

Sincerely,



George Yeo