Agreement ID : SINGAPORE-PERU
Short Name : Peru-Singapore FTA&EIA

Member Countries

Peru
Singapore

Total: 2 countries

Peru-Singapore Free Trade Agreement

Status : Signed in **2008**. In force since 2009
Scope : Bilateral
Type : FTA & EIA
WTO Notification : GATT Art XXIV, GATS Art V 2009
Agreement text :
http://www.sice.oas.org/TPD/PER_SGP/Final_Texts_PER_SGP_e/index_e.asp
Other links :
http://www.fta.gov.sg/fta_pesfta.asp?hl=39
WTO consideration process :
http://docsonline.wto.org/imrd/gen_redirectsearchdirect.asp?RN=0&searchtype=browse&query=@meta_Symbol%22WT/REG269/1/Rev.1%22&language=1&ct=DDFEnglish

GOODS

Tariffs
About 87% of Singapore's exports will face no tariffs in Peru. Other tariffs wil be phased out in 10 years after FTA's comes into force. No export taxes.

Special Agricultural Measures in Chapter 3; Annex 3A on Criteria and Annex 3B has list of prioducts subject to SAM

Annex 2A gives Peru Tariff Schedule and Annex 2B Singapore Tariff Schedule

Rules of Origin
Chapter 4; Annex 4A on Product specific rules and Annex $B on Remanufactured goods

Contingency Measures
Anti - Dumping : Article 2.14 refers to GATT
Countervailing Duties : Article 2.15 refers to Agreement on Subsidies and Countervailing Measures (WTO)
Safeguards : Chapter 8

Standards : Chapter 6 on SPS and Chapter 7 on TBT

Notes :
Negotiation started 2004. "Pisco", "Maiz Blanco Gigante Cusco" and "Chulucanas" recognized as Peru's geographical indications in Singapore (in accordance with Singapore domestic laws).

SERVICES

WTO Notification (GATS Art. V) : Notified
Date of notification : 30/07/2009
Consideration Process : Under Consideration

Liberalization Approach : Negative Lists

Modes Covered
Cross - Border Supply : **Yes**
Consumption Abroad : **Yes**
Movement of Natural Persons : **Yes**

Specific Chapters on

Movement of natural persons :**Yes**

Professional services : **Yes**

Specific Sectors Excluded

Financial services : **Yes**

Air transport : **Yes**

Public Sectors carve-out : GATS-like (Article I:3(b))

Most Favoured Nation : Binding

National Treatment : Binding

Market Access : Binding

Domestic Regulation : Non-binding (NAFTA-like)

Subsidies covered by services disciplines : Not covered

Denial of benefits for commercial presence : n.a

Notes :

Link to schedules :

INVESTMENT

Scheduling Approach : Negative Lists

Definition of investment : Covers portfolio investment

Most Favoured Nation : Binding

National Treatment : Binding

NT provision applies to entry and establishment rights : **Yes**

Fair and Equitable Treatment : Binding

Clarifying text on FET : **Yes**

Expropriation : Binding

Clarifying text : **Yes**

Board of Directors and executive personnel : Binding

Invester - State arbitration : Yes

Denial of Benefits :

Article 10.15 Denial of BenefitsSubject to prior notification and consultation according to the procedures set out in Article 17.4 (Consultations), a Party may deny the benefits of this Chapter to an investor of the other Party that is an enterprise of such Party and to investments of such an investor where the Party establishes that the enterprise is owned or controlled by persons of a non-Party, or of the denying Party, and has no substantive business operations in the territory of the other Party.

Additional BIT exists between the parties : Yes

BIT list I :

Status: Superseded by PTA

BIT list II :

Status: Superseded by PTA

Notes :
Article 10.18 Public Debt1. The Parties recognize that the purchase of debt issued by a party entails commercial risk. For greater certainty, no award may be made in favour of a disputing investor for a claim with respect to default or non-payment of debt issued by a Party unless the disputing investor meets its burden of proving that such default or non-payment constitutes an uncompensated expropriation for purposes of Article 10.10 (Expropriation and Nationalisation) or a breach of any other obligation under this Chapter.

Link to schedules :

TRADE FACILITATION

Customs procedures : **Yes** Chapter 5
Customs valuation : **No**
Trade regulations publication and administration : **Yes** Article 5.1
Use of ICT : **Yes** Article 5.3, Chpater 13 on Electronic Commerce
Mobility of business people : **Yes** Chapter 12 on Temporary Entry of Business Persons
Freedom of transit : **No**
Transport and logistics : **No**
Trade finance : **No**

OTHER AREAS

Government Procurement : **Yes** Chapter 9
Investment : **Yes** Chapter 10 replaces current Bilateral Investment Treaty.
Competition Policy : **Yes** Chapter 14
Intellectual Property : **Yes** Associated with the geographical indications
Dispute Settlement : **Yes** Chapter 17
Labor Mobility : **No**
Labor and Environmental Standards : **Yes** Environmental consideration in Chapter 6 (Sanitary and Phytosanitary Measures), Chapter 7 (Techn
Technical cooperation : **No**
Institutional mechanism : **Yes** Chapter 16 on the Administration of the Agreement

Notes :

RULES OF ORIGIN

Cumulation
bilateral

Specific Process
http://www.sice.oas.org/TPD/PER_SGP/Final_Texts_PER_SGP_e/04a_productspecificrules.pdf
Heading Change
n.a.
De Minimis
Article 4.7 (10 per cent)
Minimum Content
Article 4.3 on minimal operations

Drawback
n.a.
HTTP Link
http://www.sice.oas.org/TPD/PER_SGP/Final_Texts_PER_SGP_e/04_rulesoforigin.pdf

Notes :