CHAPTER 14

ADMINISTRATION OF THE AGREEMENT

Article 14.1: Joint Commission

1. The Parties hereby establish the Joint Commission, comprising cabinet-level representatives of the Parties or their designees.

2. The Joint Commission shall be composed of:

   (a) in the case of Peru, the Minister of Foreign Trade and Tourism (*Ministerio de Comercio Exterior y Turismo – MINCETUR*); and

   (b) in the case of Thailand, the Minister of Commerce.

3. The Joint Commission shall:

   (a) supervise and review the implementation and operation of this Agreement;

   (b) consider any matter relating to the implementation and operation of this Agreement;

   (c) supervise and coordinate the work of all Sub-Committees and working groups established under this Agreement;

   (d) adopt, where appropriate, decisions and recommendations of the Sub-Committees;

   (e) seek to resolve differences or disputes that may arise regarding the interpretation or application of this Agreement;

   (f) establish the amount of remuneration and expenses that will be paid to the tribunal arbitrators; and

   (g) establish and modify the Commission's rules of procedure.

4. The Joint Commission may:

   (a) refer matters to a Sub-Committee for advice;

   (b) explore measures for the further expansion of trade and investment among the Parties;

   (c) establish and delegate responsibilities to Sub-Committees and working groups;

(d) modify:

(i) the Schedules attached to Annex 2-B (Schedules of Tariff Commitments), by accelerating tariff elimination; and

(ii) the rules of origin established in Annex 3-A (Product Specific Rules of Origin);

(e) establish the Rules of Procedure referred to in Article 15.10 (Function of Arbitral Tribunal) and, where appropriate, modify those Rules;

(f) issue interpretations of the provisions of this Agreement;

(g) consider any amendments to this Agreement; and

(h) take such other action in the exercise of its functions as the Parties may agree.

5. Each Party shall implement, in accordance with its applicable legal procedures, any modification referred to in paragraph 4(d).

6. The Joint Commission shall convene at least once a year in regular session, or at such other times as the Parties mutually agree. Unless otherwise agreed by the Parties, regular sessions of the Joint Commission shall convene and be chaired alternatively by each Party. The Parties may agree to convene special sessions of the Joint Commission. Meetings of the Joint Commission shall be held in person or, if agreed, by technological means.

Article 14.2: Sub-Committees

1. This Agreement establishes the following Sub-Committees:

(a) Sub-Committee on Trade in Goods;

(b) Sub-Committee on Rules of Origin;

(c) Sub-Committee on Customs Procedures and Trade Facilitation;

(d) Sub-Committee on Sanitary and Phytosanitary Measures;

(e) Sub-Committee on Technical Barriers to Trade;

(f) Sub-Committee on Intellectual Property; and

(g) Sub-Committee on Cooperation.

2. The Sub-Committees shall be represented by officials of the Parties who shall have the necessary and relevant expertise related to the issues and decisions shall be taken by consensus. The Sub-Committees shall meet at such venues and times as may be agreed by the Parties.

3. To the extent possible, the work of the Sub-Committees shall be conducted using electronic means, including e-mail, teleconference and videoconference. Where a physical meeting is required, it shall, unless otherwise agreed by the Parties, take place contiguous to a meeting of the Joint Commission.

Article 14.3: Contact Points and Exchange of Information

1. Each Party shall designate contact points to facilitate communication regarding this Agreement.

2. Each Party shall provide to the other Party the names of the designated contact points, contact details of the contact points and any other relevant details. Each Party shall notify the other Party promptly of any change of their contact points or any modification to the contact details.

3. The contact points shall work with their respective government agencies and non-governmental bodies in the exercise of powers delegated by central, regional or local level of government and authorities in the operation of this Agreement.

4. The contact points shall ensure communication and exchange of information to facilitate better implementation of this Agreement.

Article 14.4: Agreement Coordinators

1. The overall coordination for this Agreement shall be undertaken by:

   (a) in the case of the Government of Peru, the office designated by the Vice Ministry of Foreign Trade, or its successors; and

   (b) in the case of the Government of Thailand, the Department of Trade Negotiations, Ministry of Commerce.

2. The Agreement Coordinators shall:

   (a) facilitate communication between the Parties on any matter covered by this Agreement;

   (b) work jointly to develop agendas and make other preparations for the meetings; and

   (c) follow-up on the Joint Commission decisions as appropriate.