



**UNDERSTANDING ON ARTICLE 4 OF THE AGREEMENT  
ON TRADE IN GOODS UNDER THE FRAMEWORK  
AGREEMENT ON COMPREHENSIVE ECONOMIC  
COOPERATION BETWEEN THE ASSOCIATION OF  
SOUTHEAST ASIAN NATIONS AND THE REPUBLIC OF  
INDIA**

The Governments of Brunei Darussalam, the Kingdom of Cambodia (Cambodia), the Republic of Indonesia (Indonesia), the Lao People's Democratic Republic (Lao PDR), Malaysia, the Union of Myanmar (Myanmar), the Republic of the Philippines (the Philippines), the Republic of Singapore (Singapore), the Kingdom of Thailand (Thailand) and the Socialist Republic of Viet Nam (Viet Nam), Member States of the Association of Southeast Asian Nations (collectively, "ASEAN" or "ASEAN Member States", or individually, "ASEAN Member State") and the Government of the Republic of India (India) refer to the Agreement on Trade in Goods under the Framework Agreement on Comprehensive Economic Cooperation between the Association of Southeast Asian Nations and the Republic of India (as amended), and set out below their common understanding:

The Parties affirm their understanding that the commitments under Article 4 of the Agreement on Trade in Goods do not prevent a Party from taking measures in conformity with Article 12 of the Agreement on Trade in Goods.

The Parties further note their understanding that such measures may include measures based on domestic laws and regulations taken in accordance with the *Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal*, adopted in Basel,



Switzerland on 22 March 1989 or other agreements as provided for in Article 16 of the Agreement on Trade in Goods.

**DONE** at Bangkok, Thailand this thirteenth day of August 2009 and at Ha Noi, Viet Nam on the \_\_\_\_\_ day of 2009, in two (2) originals in the English language.

For the Government of  
Brunei Darussalam:

For the Government of the  
Republic of India:



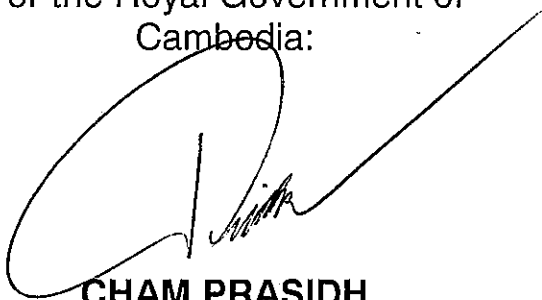
**LIM JOCK SENG**

**ANAND SHARMA**

Second Minister for Foreign  
Affairs and Trade

Minister of Commerce and  
Industry

For the Royal Government of  
Cambodia:



**CHAM PRASIDH**

Senior Minister and Minister  
of Commerce

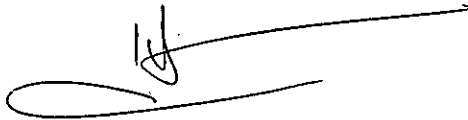


For the Government of the  
Republic of Indonesia:



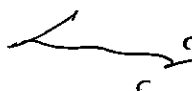
**MARI ELKA PANGESTU**  
Minister of Trade

For the Government of the  
Lao People's Democratic  
Republic:



**NAM VIYAKETH**  
Minister of Industry and  
Commerce

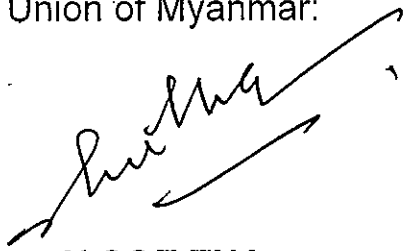
For the Government of  
Malaysia:



**MUSTAPA MOHAMED**  
Minister of International  
Trade and Industry



For the Government of the  
Union of Myanmar:



**U SOE THA**  
Minister for National Planning  
and Economic Development

For the Government of the  
Republic of the Philippines:



**PETER B. FAVILA**  
Secretary of Trade and  
Industry

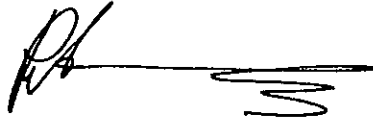
For the Government of the  
Republic of Singapore:



**LIM HNG KIANG**  
Minister for Trade and  
Industry

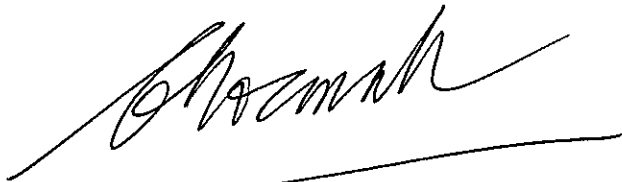


For the Government of the  
Kingdom of Thailand:



**PORNTIVA NAKASAI**  
Minister of Commerce

For the Government of the  
Socialist Republic of Viet  
Nam:



**VU HUY HOANG**  
Minister of Industry and  
Trade

