



BD/RL3/Rev.1

Date/Month/Year: 27/08/2012

**COUNTRY: BRUNEI DARUSSALAM**

**Schedule of ACIA**

**Supplement 1**

(This is authentic in English only)

**This text replaces ACIA Reservation List No. 3 (Manufacturing and Services Incidental to Manufacturing) of Brunei Darussalam**

The 30% local equity for Manufacturing and Services Incidental to Manufacturing activities is required, except in situations where the manufactured good is produced entirely for export

## BRUNEI DARUSSALAM

3.

|                                |   |
|--------------------------------|---|
| <b>Sector</b>                  | <b>: Manufacturing and Services Incidental to Manufacturing</b>   |
| <b>Sub-Sector</b>              | <b>: -</b>  |
| <b>Industry Classification</b> | <b>: ISIC Category D<br/>CPC 884 and 885</b>  |
| <b>Level of Government</b>     | <b>: Central</b>  |
| <b>Type of Obligation</b>      | <b>: National Treatment<br/>Senior Management and Board of Directors</b>  |
| <b>Description of Measure</b>  | <b>: All foreign investment in manufacturing that utilises Government industrial sites* under the control of the Industrial Development Authority (BINA) of Brunei Darussalam must have at least 30% local equity participation, except in situations where the manufactured good is produced entirely for export.</b>  |
|                                | <b>* As of the entry into force of this Agreement, the sites in operation are as follows:</b>   |
|                                | <ol style="list-style-type: none"> <li>1. Beribi Industrial Site</li> <li>2. Lambak Kanan East Industrial Site</li> <li>3. Lambak Kanan West Industrial Site</li> <li>4. Serasa Industrial Site</li> <li>5. Salar Industrial Site</li> <li>6. Serembangun Industrial Site</li> <li>7. Sungai Bera Industrial Site</li> <li>8. Pekan Belait Industrial Site</li> <li>9. Batu Apoi Industrial Site</li> </ol> |
| <b>Source of Measure</b>       | <b>: - National Development Plan<br/>- Industrial Coordination Order 2001<br/>- Administrative Directives and Guidelines</b>  |

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BD/RL5/Rev.1

Date/Month/Year: 27/08/2012

**COUNTRY: BRUNEI DARUSSALAM**

**Schedule of ACIA**

**Supplement 2**

(This is authentic in English only)

**This text replaces ACIA Reservation List No. 5 (Fishery and Services  
Incidental to Fishing) of Brunei Darussalam**

The 30% local equity for Fishery and Services Incidental to Fishery activities  
is required, except in situations where the product is entirely for export

**BRUNEI DARUSSALAM**

5.

|                                |   |
|--------------------------------|---|
| <b>Sector</b>                  | : <b>Fishery and Services Incidental to Fishing</b>   |
| <b>Sub-Sector</b>              | : -   |
| <b>Industry Classification</b> | : ISIC Category B<br>CPC 882  |
| <b>Level of Government</b>     | : Central   |
| <b>Type of Obligation</b>      | : National Treatment  |
| <b>Description of Measure</b>  | : National Treatment shall not apply to any measure relating to any fishery activities in Brunei Darussalam, including its Economic Exclusive Zone (EEZ). This may include the requirement for all catch/produce to be processed/landed in Brunei Darussalam. |

All foreign investment in this sector that utilises Government sites\* as provided for by the Department of Fisheries of Brunei Darussalam must have at least 30% local equity participation, except in situations where the product is entirely for export.

\*As of the entry into force of this Agreement, the sites in operation are as follows:

**Aquaculture sites**

1. Tanjung Pelompong
2. Pengkalan Sibabau, Phase I and I
3. Telisai, Phase I
4. Lalan Pulau Kaingaran
5. Tunggulian, Phase I and III

|                          |  |
|--------------------------|--|
| <b>Source of Measure</b> | : - National Development Plan<br>- Fisheries Order, 2009<br>- Fisheries (Fish Culture Farms) Regulations, 2002<br>- Fisheries (Fish Landing Complexes) Regulations, 2002<br>- Fisheries (Fish Processing Establishments) Regulations, 2002<br>- Fisheries Limits Act (Cap 130)<br>- Administrative Directives and Guidelines |
|--------------------------|--|



BD/RL10/Rev.1

Date/Month/Year: 27/08/2012

**COUNTRY: BRUNEI DARUSSALAM**

**Schedule of ACIA**

**Supplement 3**

(This is authentic in English only)

**This text replaces ACIA Reservation List No. 10 (Agriculture, Fishery, Manufacturing and Forestry, and Services Incidental to these Sectors) of Brunei Darussalam**

The scope of the sectors to which the National Treatment inconsistent measures are applicable is narrowed down to agriculture, fishery and services incidental to these sectors.

## BRUNEI DARUSSALAM

10.

|                                |   |  |
|--------------------------------|---|--|
| <b>Sector</b>                  | : | <b>Agriculture, Fishery and Services Incidental to these Sectors</b>   |
| <b>Sub-Sector</b>              | : | -  |
| <b>Industry Classification</b> | : | -  |
| <b>Level of Government</b>     | : | Central  |
| <b>Type of Obligation</b>      | : | National Treatment   |
| <b>Description of Measure</b>  | : | National treatment shall not apply to any measure with respect to any activities which relate to national food security. |
| <b>Source of Measure</b>       | : | - Long-Term Development Plan<br>- Administrative Directives and Guidelines   |

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BD/RL12/Rev.1

Date/Month/Year: 27/08/2012

**COUNTRY: BRUNEI DARUSSALAM**

**Schedule of ACIA**

**Supplement 4**

(This is authentic in English only)

**This text replaces ACIA Reservation List No. 12 (All Sectors)  
of Brunei Darussalam**

The description of the reservation has been amended and clarified to include  
ownership of properties through strata title

## BRUNEI DARUSSALAM

12.

|                                |  |
|--------------------------------|--|
| <b>Sector</b>                  | : <b>All Sectors</b>   |
| <b>Sub-Sector</b>              | : -  |
| <b>Industry Classification</b> | : -  |
| <b>Level of Government</b>     | : Central  |
| <b>Type of Obligation</b>      | : National Treatment   |
| <b>Description of Measure</b>  | : National Treatment shall not apply to: <ol style="list-style-type: none"> <li>1. any measure affecting all land transactions and use, which shall be subject to approval and consent by His Majesty-in-Council including, but not limited to:             <ol style="list-style-type: none"> <li>i) ownership and lease of land; and</li> <li>ii) the conditions on which such land shall be held.</li> </ol> </li> <li>2. any measure affecting all transactions and use of non-landed property (strata title), which shall be subject to approval by the relevant committee (<i>Komiti bagi Mempertimbangkan Permohonan Pindahmilik Strata</i>) chaired by the Minister of Development, which may be imposed, including but not limited to:             <ol style="list-style-type: none"> <li>i) ownership and lease of the property;</li> <li>ii) number of years of lease of the property;</li> <li>iii) maximum number of units allowed; and</li> <li>iv) the conditions on which the property shall be held.</li> </ol> </li> </ol> |
| <b>Source of Measure</b>       | : - Land Code, Revised Edition 1984 (Chapter 40)<br>- Land Code (Strata), Revised Edition 2000 (Chapter 189)<br>- The Control of Subdivision and Consolidation of Land Regulation 1973<br>- The Control of Development and Use of Land and Building Regulation 1974<br>- Town and Country Planning Act 1972<br>- Administrative Measures and Guidelines  |