

CHAPTER 1 OBJECTIVES AND GENERAL DEFINITIONS

Article 1.1 Establishment of a Free Trade Area

The Parties to this Agreement hereby establish a free trade area, consistent with Article XXIV of GATT 1994 and Article V of GATS.

Article 1.2 Objectives

The objectives of this Agreement are to liberalise and facilitate trade and investment between the Parties in accordance with the provisions of this Agreement.

Article 1.3 Definitions of General Application

For the purposes of this Agreement, unless otherwise specified:

- (a) **“Agreement on Agriculture”** means the *Agreement on Agriculture* contained in Annex 1A of the WTO Agreement;
- (b) **“Agreement on Government Procurement”** means the *Agreement of Government Procurement* contained in Annex 4 of the WTO Agreement;
- (c) **“Agreement on Preshipment Inspection”** means the *Agreement on Preshipment Inspection* contained in Annex 1A of the WTO Agreement;
- (d) **“Anti-Dumping Agreement”** means the *Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994* contained in Annex 1A of the WTO Agreement;
- (e) **“Customs Valuation Agreement”** means the *Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade 1994* contained in Annex 1A of the WTO Agreement;
- (f) **“day”** means a calendar day;
- (g) **“DSU”** means the *Understanding on Rules and Procedures Governing the Settlement of Disputes* contained in Annex 2 of the WTO Agreement;
- (h) **“GATS”** means the *General Agreement on Trade in Services* contained in Annex 1B of the WTO Agreement;

- (i) “**GATT 1994**” means the *General Agreement on Tariffs and Trade 1994* contained in Annex 1A of the WTO Agreement;
- (j) “**Harmonized System**” means the Harmonized Commodity Description and Coding System, including all legal notes and amendments thereto (hereinafter referred to as the “HS”);
- (k) “**IMF**” means the *International Monetary Fund*;
- (l) “**Import Licensing Agreement**” means the *Agreement on Import Licencing Procedures* contained in Annex 1A of the WTO Agreement;
- (m) “**measure**” means any measure by a Party, whether in the form of a law, regulation, rule, procedure, decision, administrative action, or any other form, and includes measures taken by:
 - (i) central, regional or local governments and authorities; and
 - (ii) non-governmental bodies in the exercise of powers delegated by central regional or local governments or authorities.”
- (n) “**national**” means:
 - (i) with respect to the Republic of Singapore, any person who is a citizen of Singapore within the meaning of its Constitution and its domestic laws or a permanent resident of Singapore within the meaning of its domestic laws; and
 - (ii) with respect to Sri Lanka, any person who is a citizen of Sri Lanka within the meaning of its Constitution and its domestic laws.
- (o) “**natural person of a Party**” means a natural person who is a national of a Party. However, a natural person who also possesses nationality of any non-Party shall be deemed to possess exclusively the nationality of the State of his or her dominant and effective nationality. Provided further that a natural person who is considered a national of both Parties shall not be deemed to be a natural person of either Party.
- (p) “**person**” means a natural person or a legal person;
- (q) “**Safeguards Agreement**” means the *Agreement on Safeguards* contained in Annex 1A of the WTO Agreement;
- (r) “**SCM Agreement**” means the *Agreement on Subsidies and Countervailing Measures* contained in Annex 1A of the WTO Agreement;
- (s) “**SPS Agreement**” means the *Agreement on the Application of Sanitary and Phytosanitary Measures* contained in Annex 1A of the WTO Agreement;

- (t) **“TBT Agreement”** means the *Agreement on Technical Barriers to Trade* contained in Annex 1A of the WTO Agreement;
- (u) **“territory”** means:
 - (i) with respect to Singapore, the territory of the Republic of Singapore, as well as the territorial sea, including the airspace above them, and any maritime area situated beyond the territorial sea which has been or might in the future be designated under its national law, in accordance with international law, as an area within which Singapore may exercise rights with regards to the sea, the sea-bed, the subsoil and the natural resources;
 - (ii) with respect to Sri Lanka, the land territory including the territorial sea and the airspace above such territory, and the maritime and submarine areas adjacent to its coast, including the exclusive economic zone and the continental shelf, over which Sri Lanka exercises sovereign rights or jurisdiction under its national law, international law and the United Nations Convention on the Law of the Sea (1982);
- (v) **“TFA”** means the *WTO Agreement on Trade Facilitation*;
- (w) **“TRIMs Agreement”** means the *Agreement on Trade-Related Investment Measures* contained in Annex 1A of the WTO Agreement;
- (x) **“TRIPS Agreement”** means the *Agreement on Trade-Related Aspects of Intellectual Property Rights* contained in Annex 1C of the WTO Agreement;
- (y) **“WIPO”** means the *World Intellectual Property Organization*;
- (z) **“WTO Agreement”** means the *Marrakesh Agreement Establishing the World Trade Organization* done at Marrakesh on 15 April 1994;
- (aa) **“WTO”** means the *World Trade Organization*.