

(Only the published text is authentic)

Chapter 3
Competition

Article 12
Objective

1. The purpose of this Chapter is to implement the cooperation set forth in Article 136 of the Basic Agreement.

2. For the purposes of this Chapter, the term "implementing authority(ies)" means:

- (a) for Japan, the Fair Trade Commission; and
- (b) for the Philippines, the Tariff Commission and the Department of Trade and Industry.

Article 13
Technical Cooperation

1. The Parties agree that it is in their common interest for their implementing authorities to work together in technical cooperation activities related to competition law enforcement and competition policy.

2. The technical cooperation activities referred to in paragraph 1 above may include, within the reasonably available resources of the implementing authority of each Party, the following:

- (a) exchange of implementing authorities' personnel for training purposes;
- (b) participation of implementing authorities' personnel as lecturers or consultants at training courses on competition law enforcement and competition policy organized or sponsored by each other's implementing authority;
- (c) assistance by the implementing authority of a Party to advocacy and educational campaign of the implementing authority of the other Party for consumers, business sector and related agencies of its Country; and

- (d) any other form of technical cooperation as the implementing authorities of the Parties may agree.

Article 14 Transparency

The implementing authority of each Party shall:

- (a) promptly inform the implementing authority of the other Party of any amendment of laws and regulations and any adoption of new laws and regulations of its Country, relating to the implementation of its competition policy;
- (b) provide, as appropriate, the implementing authority of the other Party with copies of its publicly-released guidelines or policy statements issued in relation to its competition policy; and
- (c) provide, as appropriate, the implementing authority of the other Party with copies of its annual reports and/or any other publication that are made generally available to the public.

Article 15 Discussion

1. The implementing authorities of the Parties may, as necessary, discuss on any matter which may arise in connection with this Chapter.

2. Upon such discussion, both implementing authorities of the Parties may:

- (a) exchange information on economic sectors of common interest; and
- (b) discuss other matters of mutual interest relating to the implementation of the competition policy of each Country.

Article 16

Review

1. The Parties shall, upon mutual agreement, review and expand the cooperation pursuant to this Chapter, when either Country adopts new laws and regulations relating to the implementation of its competition policy.
2. Any such expansion of the cooperation shall be subject to the applicable laws and regulations of each Country and available resources of each Party.