



19 April 2005

The Honourable Jim Sutton MP
Minister for Trade Negotiations
New Zealand

Dear Minister Sutton

I refer to the signing on this date of the Thailand-New Zealand Closer Economic Partnership Agreement ("the Agreement") and to the discussions in relation to Chapters 8 and 9 during the negotiations of the Agreement. I have the honour to confirm the following understandings reached by the Kingdom of Thailand and New Zealand during the course of the negotiations of the Agreement regarding temporary entry for New Zealand business people to Thailand.

I wish to propose that:

New Zealand business visitors who hold a non-immigrant visa will be permitted to attend business meetings, seminars or to conduct business contacts without engaging in making direct sales of goods and services to the general public, supplying services, or acquiring remuneration in Thailand, for up to 15 days each time, unless such business visitors hold an APEC Business Travel Card, in which case the stay may be for up to 90 days each time. New Zealand business visitors who do not hold an APEC Business Travel Card, are to notify the Department of Employment before attending business meetings, seminars or conducting business contacts in Thailand.

New Zealand business visitors are eligible to apply for multiple entry visas (non-immigrant "B" visa) for one year, provided that they submit supporting documents when applying for an entry visa at the Royal Thai Embassy or Consulate abroad.

New Zealand business visitors who hold a non-immigrant visa and fulfil the documentary requirements of Thailand as notified to New Zealand from time to time will be granted a temporary stay and a work permit for a period of up to 90 days.

New Zealand investors having at least fully paid up capital of 2 million Baht will have access to the One Stop Service Centre for visas and work permits.

Thailand will explore the possibility, as soon as possible, of extending the period for which New Zealand business visitors may travel to Thailand without an APEC Business Travel Card to attend business meetings, seminars or to conduct business contacts without engaging in making direct sales of goods and services to the general public, supplying services, or acquiring remuneration in Thailand without work permits, from 15 days to 90 days.

New Zealand intra corporate transferees who are seeking temporary entry to work as managers, executives, or specialists and satisfy requirements under laws and regulations of Thailand will be permitted to enter Thailand and stay for an initial period of one year which will be extended on a yearly basis for a total period of not more than five years, subject to verification of ongoing employment with the original employer and compliance with relevant Thai laws and regulations.

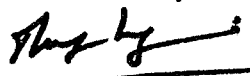
New Zealand intra corporate transferees will be permitted to attend business meetings, seminars, or to conduct business contacts throughout Thailand, without their having to notify the authority each time, provided that they inform Thailand's Department of Employment when applying for the initial work permit of their intention to have such flexibility.

New Zealand companies in Thailand will be permitted to apply for work permits on behalf of a New Zealand employee, prior to such an employee's entry into Thailand.

Spouses of New Zealand investors and intra corporate transferees who hold non-immigrant visas will have the right to work as managers, executives, or specialists for juridical persons in Thailand, provided that they work under valid employment contracts and apply for work permits in compliance with relevant Thai laws and regulations.

If the above proposals are acceptable to New Zealand, this letter and your confirmatory reply shall constitute an integral part of the Agreement.

Yours sincerely



Thanong Bidaya
Minister of Commerce
Kingdom of Thailand



19 April 2005

H.E. Mr Thanong Bidaya
Minister of Commerce
Kingdom of Thailand

Dear Minister Bidaya

I refer to the signing on this date of the New Zealand-Thailand Closer Economic Partnership Agreement (hereinafter "the Agreement") and your letter of this date, which reads:

"New Zealand business visitors who hold a non-immigrant visa will be permitted to attend business meetings, seminars or to conduct business contacts without engaging in making direct sales of goods and services to the general public, supplying services, or acquiring remuneration in Thailand, for up to 15 days each time, unless such business visitors hold an APEC Business Travel Card, in which case the stay may be for up to 90 days each time. New Zealand business visitors who do not hold an APEC Business Travel Card, are to notify the Department of Employment before attending business meetings, seminars or conducting business contacts in Thailand.

New Zealand business visitors are eligible to apply for multiple entry visas (non-immigrant "B" visa) for one year, provided that they submit supporting documents when applying for an entry visa at the Royal Thai Embassy or Consulate abroad.

New Zealand business visitors who hold a non-immigrant visa and fulfil the documentary requirements of Thailand as notified to New Zealand from time to time will be granted a temporary stay and a work permit for a period of up to 90 days.

New Zealand investors having at least fully paid up capital of 2 million Baht will have access to the One Stop Service Centre for visas and work permits.

Thailand will explore the possibility, as soon as possible, of extending the period for which New Zealand business visitors may travel to Thailand without an APEC Business Travel Card to attend business meetings, seminars or to conduct business contacts without engaging in making direct sales of goods and

services to the general public, supplying services, or acquiring remuneration in Thailand without work permits, from 15 days to 90 days.

New Zealand intra corporate transferees who are seeking temporary entry to work as managers, executives, or specialists and satisfy requirements under laws and regulations of Thailand will be permitted to enter Thailand and stay for an initial period of one year which will be extended on a yearly basis for a total period of not more than five years, subject to verification of ongoing employment with the original employer and compliance with relevant Thai laws and regulations.

New Zealand intra corporate transferees will be permitted to attend business meetings, seminars, or to conduct business contacts throughout Thailand, without their having to notify the authority each time, provided that they inform Thailand's Department of Employment when applying for the initial work permit of their intention to have such flexibility.

New Zealand companies in Thailand will be permitted to apply for work permits on behalf of a New Zealand employee, prior to such an employee's entry into Thailand.

Spouses of New Zealand investors and intra corporate transferees who hold non-immigrant visas will have the right to work as managers, executives, or specialists for juridical persons in Thailand, provided that they work under valid employment contracts and apply for work permits in compliance with relevant Thai laws and regulations."

I have the honour to confirm that your proposals are acceptable to New Zealand. Therefore, your letter and this reply shall constitute an integral part of the Agreement.

Yours sincerely



Hon Jim Sutton
Minister for Trade Negotiations
New Zealand