

In connection with the Agreement on Investment among the Governments of the Hong Kong Special Administrative Region of the People's Republic of China and the Member States of the Association of Southeast Asian Nations ("the Investment Agreement") signed on this day, we hereby confirm the following agreement reached by the Governments of the Hong Kong Special Administrative Region of the People's Republic of China ("the HKSAR"), Brunei Darussalam, Malaysia and the Republic of Singapore ("Singapore").

Notwithstanding the definition of "natural person of a Party" under Article 1(i) (Definitions) of the Investment Agreement read with Article 22 (Work Programme) (including any amendments to such definition), for the application of the Investment Agreement among the HKSAR, Brunei Darussalam, Malaysia and Singapore, the term "natural person of a Party" shall mean:

- (a) in respect of the HKSAR, a permanent resident under its law; and
- (b) in respect of each of Brunei Darussalam, Malaysia and Singapore, a national or citizen or a permanent resident under their respective laws.

The above shall constitute an integral part of the Investment Agreement as among the parties to this Side Agreement, and

shall enter into force between any two of the parties to this Side Agreement on the date on which the Investment Agreement enters into force between such parties.

**For the Government of  
Brunei Darussalam**

**For the Government of the  
Hong Kong Special  
Administrative Region of the  
People's Republic of China**

**PEHIN DATO LIM JOCK SENG**

Minister at the Prime Minister's  
Office and Second Minister of  
Foreign Affairs and Trade

**EDWARD YAU TANG-WAH**  
Secretary for Commerce and  
Economic Development

**For the Government of  
Malaysia**

**DATO' SRI MUSTAPA MOHAMED**

Minister of International Trade and  
Industry

**For the Government of  
the Republic of Singapore**

**LIM HNG KIANG**

Minister for Trade and Industry  
(Trade)