

**GENERAL AGREEMENT
ON TARIFFS AND TRADE**

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WORKING PARTY ON THE ACCESSION OF CHINESE TAIPEI

Questions and Replies

CANADA

Addendum

The following communication was received on 29 November 1993, from the Representative of Chinese Taipei for circulation to members of the Working Party on the Accession of Chinese Taipei.

I transmit a copy of the English translation of the revised "Scope of Application of Important Technology-based Enterprises" promulgated by the Executive Yuan on 10 February 1993. This document is to replace Annex II of Spec(93)37 which was circulated on 27 September 1993.

ANNEX II

Scope of Application of Important Technology-based Enterprises

Promulgated by the Executive Yuan
on 10 February 1993 per its letter
No. Tai-82-Tsai 03303

Article 1

This Scope of Application is stipulated pursuant to the provisions of paragraph 3, Article 8 of the Statute for Upgrading Industries.

Article 2

In order to be categorized as an important technology-based enterprise engaged in manufacturing business or technical services business, the following requirements of the scope of application shall be met:

(1) The products or the technical services of the investment project shall be within one or more of the following categories, i.e. communications, information, consumer electronics, semi-conductors, precision equipment and automation machinery, aeronautics and aerospace, high-end materials, special chemicals and pharmaceuticals, medical and health care, pollution prevention and control;

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- (2) The amount of either the paid-in capital or the increased paid-in capital of the investment project shall be in an amount over two hundred million New Taiwan dollars (NT\$200,000,000) for manufacturing industries and over one hundred million New Taiwan dollars (NT\$100,000,000) for technical services industries;
- (3) The amount of the capital used in purchase of machinery and equipment under the investment project shall be over one hundred million New Taiwan dollars (NT\$100,000,000) for manufacturing industries, and thirty million New Taiwan dollars (\$30,000,000) for technical services industries, and;
- (4) The investment project shall be completed within three (3) years after the approval of the project.

Article 3

An enterprise satisfying the requirements set forth in the preceding Article shall apply to the Industrial Development Bureau, Ministry of Economic Affairs for issuance of a certificate of important technology-based enterprise. However, it must do so within six (6) months of its factory establishment permit date or the permit date of its modified factory registration with respect to a manufacturing industry, and within six (6) months following the date of the Registration Certificate for Profit-seeking Enterprises. The following documents need to be filed:

- (1) Photocopy of the Company License;
- (2) Investment Project;
- (3) A detailed list of the machinery and equipment;
- (4) The investment plan and the work schedule of the plant construction (not applicable to technical services industries);
- (5) Photocopies of the permit for factory establishment or the permit of modified factory registration (not applicable to technical services industries); and
- (6) Photocopy of the Registration Certificate for Profit-seeking Enterprises (not applicable to manufacturing industries).

The Industrial Development Bureau, Ministry of Economic Affairs shall, while issuing aforesaid certificate to the applicant, will inform the Department of Taxation, Ministry of Finance of such issuance by sending the said Department a copy of the approved letter.

Article 4

This Applicable Scope shall come into force on 1 January 1993 and shall remain in force until 31 December 1994.