

Chapter XI

Administration

Article 96 Trade & Economic Mixed Commission

1. The Parties hereby incorporate the Trade and Economic Mixed Commission (Mixed Commission) into this Agreement.

2. The Mixed Commission was established according to the *Trade Agreement between the Government of the People's Republic of China and the Government of the Republic of Chile*, signed in Santiago on April 20 1971.

3. The Mixed Commission is composed of officials as follows:

(a) in the case of China, the high ranking official of Ministry of Commerce; and

(b) in the case of Chile, the Director General of International Economic Affairs, or his/her designee.

4. The Mixed Commission shall:

(a) hear the reports of the Free Trade Commission;

(b) provide guidance to the work of the Free Trade Commission;

(c) consider any other matter that may affect the operation of this Agreement; and

(d) deal with any other issues related to bilateral cooperation in the area of economy, trade and investment.

Article 97 The Free Trade Commission

1. The Parties hereby establish the Free Trade Commission (Commission), comprising representatives of the Parties as follows:

(a) in the case of China, the Ministry of Commerce (MOFCOM); and

(b) in the case of Chile, the General Directorate of International Economic Affairs (DIRECON).

2. The Commission shall:

(a) supervise the implementation of this Agreement;

(b) oversee the further elaboration of this Agreement;

(c) seek to resolve disputes that may arise regarding the interpretation or application of this Agreement;

(d) supervise the work of all committees and working groups established under this Agreement;

(e) establish the amounts of remuneration and expenses that will be paid to panelists; and

(f) consider any other matter that may affect the operation of this Agreement.

3. The Commission may:

- (a) establish and delegate responsibilities to committees and working groups;
- (b) further the implementation of the Agreement's objectives by approving any modifications of:
 - (i) the Schedules attached to Annex 1, by accelerating tariff elimination,
 - (ii) the Rules of Origin established in Annex 3, and
 - (iii) Annex 5,in the case of Chile, these modifications shall be made in accordance with Annex 8;
- (c) seek the advice of the public; and
- (d) take such other action in the exercise of its functions as the Parties may agree.

4. The Commission shall establish its rules and procedures. All decisions of the Commission shall be taken by mutual agreement.

5. The Commission shall convene at least once a year in regular session. Regular sessions of the Commission shall be chaired alternatively by each Party.

Article 98 Administration of Dispute Settlement Proceedings

1. Each Party shall designate an office that shall provide administrative assistance to arbitral panels established under Chapter X and perform such other functions as the Commission may direct.
2. Each Party shall be responsible for the operation and costs of its designated office, and shall notify the Commission of the location of its office.