MALAYSIA'S SCHEDULE OF COMMMITMENT FOR TEMPORARY ENTRY FOR BUSINESS PERSONS

1. The following sets out Malaysia's commitments in accordance with Article 12.4 (Temporary Entry for Business Persons) in respect of the temporary entry of business persons.

A. Business Visitors

Description of Category	Conditions and Limitations (including length of stay)
Business visitors means: (i) a service seller or representative of a	Entry and temporary stay is for a period of up to ninety days.
service supplier and is seeking temporary entry into Malaysia, for the purpose of negotiating the sale of services for that service supplier and will not be engaged in direct sales to the general public or in supplying services directly.	Does not receive any remuneration from a source located within Malaysia.
 (ii) a goods seller, who is seeking temporary entry into Malaysia for the sale of goods, or to enter into a distribution or retailing arrangement that does not involve direct sales to the general public 	
 (iii) a person who attends meetings or conferences or engages in consultations with business associates 	
(iv) an investor of a Party, as defined in Chapter 9.	
(v) Installer and servicer means persons who are installer or servicer of machinery and/or equipment who are employed or appointed by a supplying company, where such installation and/or servicing by the supplying company is a condition of purchase of the said machinery and/or equipment, and are not performing activities which are not related to the installing or servicing activities which is the subject of the contract, and receives his or her remuneration from the supplying company.	Entry and temporary stay shall not exceed a total of six (6) months.

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B. Intra-Corporate Transferees

Intra-Corporate Transferees will have access in all sectors and sub-sectors except for legal services, custom agents and real estate agents.

Malaysia may grant temporary entry and provide a work permit or work authorisation to dependants of Intra-Corporate Transferees of another Party.

Intra-Corporate Transferees means a business person who is:	Entry and temporary stay is for a period of up to two years and may be extended every two
(A) senior manager being a person in an enterprise within Malaysia:	years for a total term not exceeding ten years for senior managers and not exceeding five years for specialists or experts.
(i) having proprietary information of the enterprise;	
 (ii) exercise wide latitude in decision making relating to the establishment, control and operation of the enterprise; 	
(iii) primarily direct the management of the enterprise; and	
 (iv) receive only general supervision or direction from the board of directors or partners of the enterprise; 	
(B) specialist or an expert being a person within the enterprise who possesses knowledge at an advanced level of continued expertise and who possesses proprietary knowledge of the enterprise. This is provided that the employee of the service supplier of the other party must have been employed for not less than two years immediately preceding the date of the application for temporary entry.	
Dependants means a wife or husband, who is legally married and recognised under the Malaysian laws, or/and a child to a business person under this category. Upon an application by a dependant and subject to Malaysian laws and regulations, relevant licensing, administrative and registration requirements, a dependant may be permitted to work.	Entry and temporary stay is for a period of up to two years and may be extended every two years for a total term not exceeding ten years for senior managers and not exceeding five years for specialists or experts.

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C. Contractual Service Suppliers

Contractual Service Suppliers means a business persons who is:	Entry and temporary stay is for a period of up to twelve months or the duration of the
 (i) a specialist or expert who possess knowledge at an advanced level of continued expertise and who possess proprietary knowledge of the organisation's products and services in the relevant services sector or subsector; or 	contract, whichever is less.
 (ii) a professional who possess necessary academic credentials, professional qualifications, experience and/or expertise which have been duly recognized by the professional bodies in Malaysia and registered with those respective professional bodies; or 	
 (iii) an employee of an enterprise of the other Party, who enters Malaysia temporarily in order to perform a service pursuant to a contract. 	
A contractual service supplier:	
(i) receives his or her remuneration from that enterprise; and	
 (ii) is not engage in other employment in the territory of the other Party where the service is being provided. 	
The service contract pursuant to contractual service supplier seeks to supply the services includes any one of the listed sectors or professions as listed below:	
Business Services	
 a) Professional Services Accounting, auditing and bookkeeping services (CPC 862) Architectural Services (CPC 8671) Engineering Services (CPC 8672) Integrated Engineering Services (CPC 8673) Urban Planning Services (CPC 86741) Landscaping Services (CPC 86742*) Specialised Medical Services (CPC 93122) 	

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Veterinary Services (CPC 932)	
b) Computer and Related Services	
Computer and Related Services (CPC	
841, 842, 843, 844, 845, 84910,	
84990**)	
c) <u>Research and Developmental Services</u>	
Research and experimental	
development services on natural sciences and engineering (CPC 85101,	
85103, 85109)	
d) Other Business Services	
Management Consulting Services	
(CPC 8650*)	
Technical Testing and Analysis	
Services (CPC 8676)	
Services related to management consulting (CPC 86601)	
consulting (CPC 86601) Related scientific and technical 	
consulting services (CPC 8675)	
Convention and exhibition	
management services (CPC 87909)	
Environmental Services	
 Wastewater Management (CPC 9401) 	
Financial Services	
Financial Services	
Financial analyst Financial managere	
 Financial managers Economists 	
Mathematicians	
Statisticians	
Actuaries	
Education Services	
Other education professionals	
· Managers and professionals marketing	
education services	
Construction Convince	
Construction Services	
Construction services covering CPC 511 - 518	
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D. Independent Professionals

Independent Professionals means a self-	Entry and temporary stay is for a period of up
employed business person who seeks to travel to Malaysia temporarily, to perform a valid service contract without the requirement of a commercial presence, who is:	to twelve months or the duration of the contract, whichever is less.
 (i) a specialist or expert who possess knowledge at an advanced level of continued expertise and who possess proprietary knowledge of the organisation's products and services in the relevant services sector or subsector; or 	
 (ii) a professional who possess necessary academic credentials, professional qualifications, experience and/or expertise which have been duly recognized by the professional bodies in Malaysia and registered with those respective professional bodies. 	
The service contract pursuant to which the independent professional is eligible to supply his or her services according to the listed sectors or profession as listed below:	
Business Services	
 a) <u>Professional Services</u> Accounting, auditing and bookkeeping services (CPC 862) Architectural Services (CPC 8671) Engineering Services (CPC 8672) Integrated Engineering Services (CPC 8673) Urban Planning Services (CPC 86741) 	
 Landscaping Services (CPC 86742*) Specialised Medical Services (CPC 93122) Veterinary Services (CPC 932) 	
 b) <u>Computer and Related Services</u> Computer and Related Services (CPC 841, 842, 843, 844, 845, 84910, 84990**) 	
c) <u>Research and Developmental Services</u> · Research and experimental development services on natural sciences and engineering (CPC 85101,	

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	95102 95100	
	85103, 85109)	
d)	Other Business Services • Management Consulting Services	
	(CPC 8650*)	
	Technical Testing and Analysis Services (CPC 8676)	
	Services related to management consulting (CPC 86601)	
	Related scientific and technical consulting services (CPC 8675)	
	Convention and exhibition management services (CPC 87909)	
Co	mmunication Service	
•	Motion picture and video tape production and distribution services (CPC 9611)	
. <u>En</u>	<u>vironmental Services</u> Wastewater Management (CPC 9401)	
Fin	ancial Services	
•	Financial analyst	
•	Financial managers	
•	Economists	
-	Mathematicians	
•	Statisticians	
•	Actuaries	
Ed	ucation Services	
-	Other education professionals	Not more 20 per cent of lecturers employed in
•	Managers and professionals marketing	an educational institution who possesses the
	education services	necessary qualification, knowledge, credentials or experience.
•	Lecturers	
Co	nstruction Services	
	Construction services covering CPC 511 – 518	