

法規名稱：MEMORANDUM OF UNDERSTANDING ASIA PACIFIC ECONOMIC COOPERATION SUPPORT FUND

簽訂日期：民國 99 年 02 月 23 日

生效日期：民國 99 年 02 月 23 日

This MOU will come into effect on the 23rd February, 2010.

The Parties to the MOD

Contributor: Chinese Taipei

Recipient: Asia-Pacific Economic Cooperation (APEC) Secretariat

Purpose of the MOD

The Contributor is willing to provide funding for projects, in support of APEC's Economic and Technical Cooperation (ECOTECH) activities, which meet the capacity building needs of APEC's developing economies. The tied contributions will support Human Security priorities through ASF Sub-Fund A and will support Energy Efficiency priorities through ASF Sub-Fund D. Details of the establishment and operation of the APEC Support Fund can be found in Annex I.

The Contribution

The Contributor will make a tied contribution of USD1,000,000 ("the contribution") to the Recipient into an account specified by the Recipient within two weeks of the signing of this MOU. Of the contribution, USD500,000 will be directed to ASF Sub-Fund A (Human Security) and USD500,000 will be directed to ASF Sub-Fund D (Energy Efficiency/ Environment).

Management of Contributions

The Recipient will manage the contribution and will maintain full records of the Sub-Funds A and D, including accounts of income and expenditure.

Approval of Projects

The Contributor and the Recipient may call for and receive project proposals within the ambit of the priority set above

from interested economies or fora or may commission projects. The Recipient will assess the proposals according to agreed criteria and make recommendations to the Budget and Management Committee (BMC) for the approval of the projects.

Audit of the APEC Support Fund - Sub-Funds A and D

The accounts of the Sub-Fund A & D will be audited by the auditors of the Recipient.

Annual Report

The Recipient in close coordination with the Contributor will prepare an Annual Report of the activities of the Sub-Funds A and D. The Report will be considered by BMC and the Senior Officials Meeting of APEC (SOM). The comments of SOM on the Annual Report will be acted upon by the Recipient.

Withdrawal of Contributor

The Contributor may withdraw from the MOD with one month's notice to the Recipient, provided that all commitments are fulfilled. Otherwise withdrawal is with the agreement of both parties. Upon termination of the MOD, the Contributor remains committed to provide funds to those projects that have already been approved under Sub-Funds A and D. If the Contributor requires the return of an uncommitted amount, the Recipient will return that amount to the Contributor 60 days after receipt of the notification.

SIGNED for and on behalf of
Chinese Taipei by
Paul W. L. Chang
Chinese Taipei APEC Senior
Official Director General
Department of International
Organizations Ministry of
Foreign Affairs

SIGNED for and on behalf of the
Asia Pacific
Economic Cooperation Secretariat
by Ambassador Muhamad Noor Yacob
Executive Director
Asia Pacific Economic
Cooperation (APEC)
Secretariat

Annex 1

APEC Support Fund

Introduction

1. In November 2004, Ministers endorsed the proposed APEC Support Fund (ASF) and welcomed the offer of Australia to contribute AUD\$3 million to the fund over the coming three years. The wording used was: "Ministers noted that APEC's growing work program is generating greater demand on its capacity-building resources. Accordingly, they instructed officials to consider ways to broaden APEC's funding base, and endorsed the establishment of an APEC Support Fund ('the ASF'), which could attract funds from government as well as non-government sources."
2. Ministers instructed Senior Officials to work on the operational aspects of the ASF and to report on progress. At SOM I in Seoul, following discussion of the Secretariat's concept paper on the ASF (2005/SOMI/032), Senior Officials agreed that a revised version of the paper should be prepared for approval by economies. A revised paper outlining the ASF guidelines (2005/BMCI/010 and 2005/SOMIII033 Att4) was subsequently endorsed at the April Budget and Management Committee (BMC) meeting in Singapore and approved by Senior Officials during SOM II in Jeju, Korea in May 2005.

Conceptual Basis for the ASF

3. The objective of the ASF is to serve as a flexible funding mechanism to complement the existing Operational and Trade and Investment Liberalisation and Facilitation (TILF) Special Accounts for meeting capacity building needs for APEC developing economies in APEC's agreed high priority sectors for economic and technical cooperation. Contributions (co-financing or in-kind) from proposing and/or participating economies (excluding donors to the ASF) are required. The

Fund would also welcome contributions from private sources.

4. The ASF will permit two types of contributions - general and tied. General contributions are contributions that have not been earmarked for a specific purpose and will be allocated to APEC identified priorities through the BMC and SOM processes. Tied contributions are donor contributions to a specific APEC priority area (for example anti-corruption or counter-terrorism).

Approval of General Contributions

5. Approval is not required for general contributions from an APEC economy. Publicity, if requested, would be provided through the APEC Secretariat. If the donor is a nongovernmental organization, including a company, or an individual, then approval to receive the contribution will be required from the BMC, following broad principles set out in the APEC Sponsorship Guidelines. The approval would note the publicity and other benefits which the contributor may gain and any conditions attached to the contributions.

Approval of Tied Contributions: ASF Sub-Funds

6. Donors can earmark contributions for specific high priority sectors (e.g., telecommunications) or sub-sectors (e.g., telecommunications infrastructure). These are termed "tied funds" and the funds will be managed under a relevant sub-fund of the ASF. The establishment of a new sub-fund will require the approval of BMC - where possible tied funds should be channeled to an existing sub-fund. The approval process for tied funding would otherwise be the same as in paragraph 5 above for general donations to the ASF.
7. The following are general principles for the ASF Sub-Funds:
 - (a) An economy or organization wishing to establish a sub-fund must apply to the Secretariat for approval by BMC. This may be approved intersessionally.
 - (b) If a sub-fund proposal covers a generic area within APEC (e.g., counter-terrorism, energy, or intellectual property) the relevant APEC forum/fora must first consider the

- application before it is approved by the BMC.
- (c) Sub-fund proposals must state how they align with the objectives of APEC.
 - (d) The principles of the APEC Sponsorship Guidelines will apply to non-member funding/co-funding of a sub-fund.
8. Allocation of funds to specific projects under the ASF must take place through the application of APEC project selection procedures in line with APEC's new quality assessment framework endorsed by Ministers in November 2004. Donors cannot however earmark contributions against a specific project or activity. Offers to fund specific projects should be pursued as a sponsorship arrangement and considered under sponsorship approval procedures.

Procedures for Projects under the ASF

9. Projects for funding under the ASF (including its sub-funds) will, in principle, be open for participation by all APEC members, but funding will be available only for capacity building projects that primarily benefit developing economy members. If it furthers the interests of APEC, one or more non-APEC developing economies may be additional beneficiaries of an ASF proposal. This will be determined on a case-by-case basis in accordance with normal procedures on non-member participation in APEC activities.
10. The procedures governing the ASF will be similar to those governing other APEC projects as set out in the Guidebook on APEC Projects. In regard to the ASF there will be:
- (a) An Approval Process through the BMC to Ensure Compliance with APEC Objectives:
 - (i) It is open for the ASF (including its sub-funds) to call for and receive project proposals within its ambit from interested economies or fora or to commission projects.
 - (ii) Project proposals will be assessed by the Secretariat, following consideration by the relevant APEC fora, against several criteria:
 - the degree to which the proposal meets the objectives

and priorities of APEC;

- the degree to which the proposal meets the requirements of the Quality Assurance Framework; and
- value for money.

(iii) The Secretariat will make recommendations to the BMC on whether the proposal meets minimum fund guidelines.

Where appropriate, the Secretariat will consult with project proponents to ensure the quality of proposals.

(iv) The Secretariat's assessment will be forwarded to the BMC for consideration and prioritization and approval. In special cases where project priority and urgency are judged to be significant the Secretariat could seek BMC approval intersessionally.

(b) Application of a Comprehensive Project Management and Evaluation Framework: Projects under the ASF will be assessed, monitored and implemented under a comprehensive project management and evaluation framework. This is consistent with the goal of the SOM Steering Committee on ECOTECH (SCE) and BMC (endorsed by Ministers) to improve evaluation of ECOTECH projects through the work of the BMC Small Groups on Evaluation.

Other Considerations

11. The ASF's management arrangements will evolve according to the size and requirements of the fund. Additional expenses for the Secretariat operating the ASF and sub-funds will initially be an upgrade of one existing accounting staff position. In addition, Australia has provided a new Professional Staff Member as part of its contribution to the ASF. If the number, value and complexity of projects under ASF (and its sub-funds) increase there may be a need for additional Program Assistant(s) or other assistance on an ad-hoc basis. The costs of such assistance may be absorbed by the Administrative Account (AA), as was done when the TILF Fund was established.

12. The ASF will produce an annual report for the BMC which will

be forwarded, together with any BMC observations, to SOM.

13. The Fund (including sub-funds) will be audited by the Secretariat's auditors.

APEC Secretariat

February 2010