Appendix I: Investment facilitation – menu of actions and measures (Voluntary submission by member economies: Chinese Taipei)

IFAP Principle 1: Promote accessibility and transparency in the formulation and administration of investment-related policies			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
▪ Publish laws, regulations, judicial decisions and administrative rulings of general application, including revisions and up-dates. ▪ Adopt centralised registry of laws and regulations and make this available electronically. ▪ Establish a single window or special enquiry point for all enquiries concerning investment policies and applications to invest ▪ Make available all investment-related regulations in clear simple language, preferably in languages commonly used by business ▪ Following establishment of an Investment Promotion Agency (IPA), or similar body, and make its existence widely known ▪ Make available to investors all rules and other information relating to investment promotion and incentive schemes ▪ Allow investors to choose their form of establishment within legislative and legal frameworks. ▪ Ensure transparency and clarity in investment-related laws ▪ Improve upon the APEC-wide website (e-portal) to replacing the hard copy publication of the APEC Investment Guidebook (IEG) ▪ Encourage on-line enquiries and on-line information on all foreign investment issues ▪ Maintain a mechanism to provide timely and relevant advice of changes in procedures, applicable standards, technical regulations and conformance requirements ▪ To the extent possible, provide advance notice of proposed changes to laws and regulations and provide an opportunity	Executed	1. Chinese Taipei has established the website to publish the registry of laws and regulations of FDI in 1994 (http://www.moeaic.gov.tw/). 2. Chinese Taipei has established a single window or special enquiry point for all enquiries concerning investment policies and applications to invest in 2000. 3. In accordance with "Statute for Investment by Foreign Nationals" publish by Chinese Taipei in 1954, investors could choose their form of establishment. 4. Improve upon the APEC-wide website (e-portal) to replacing the hard copy publication of the APEC Investment Guidebook (IEG) in 2005.	To provide timely and relevant advice of changes in procedures, applicable standards, technical regulations and conformance requirements.

for public comment ▪ Explore the possibility of using the international benchmarks on a voluntary basis as a reference point for peer dialogue and measuring progress			
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			
IFAP Principle 2 Enhance stability of investment environments, security of property and protection of investments			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
• Establish timely, secure and effective systems of ownership registration and / or property use rights for land and other forms of property	Executed Executed	1. Registrations of The Land Regulation: Land registration procedures shall be the responsibility of the municipal or county (city) land office governing the land being registered. Land registration procedures shall be according to the result of a cadastral survey, the Cadastral maps, and the general or the first registration of land ownership. The application for registration of changes in land rights shall be made within one month from the date of the change of land rights. 2. Our Real Rights of Real Estate are including a ownership, a mortgage, a superficies, servitude, etc. According to Civil Code and Land Act, Chinese Taipei has established the registration procedures of the rights in rem.	Chinese Taipei has established timely, secure and effective systems of ownership registration and / or property use rights for land and other forms of property.

• Create and maintain an effective register of public or state owned property.	Executed	In accordance with the provisions of Articles 17 to 19 of the National Property Act, the registration of state-owned properties should be completed according to relevant laws and regulations. At the end of 2011, there were approximately 2.7 million parcels of state-owned lands with an area of around 2.25 million hectares.	In addition to getting hold of the information of the quantity and value of property, the completion of state-owned property registration can also provide integrated information of state-owned lands for the needs of domestic industrial development, hence, construct a high-quality investment environment.
• Ensure costs associated with land transactions are kept to a minimum including by fostering competition. • Foster the dissemination of accurate market reputation information including creditworthiness and reliability • Explore the possibility of using the World Bank *Doing Business* indicator "Enforcing Contracts" as the basis for	Executed Executed	In respect of the transparency with land transactions, Chinese Taipei has established the website: http://www.moi.gov.tw/chi/chi_house/house.aspx	To provide information of land transactions.

peer dialogue and benchmarking and measuring progress across APEC • Encourage or establish effective formal mechanisms for resolving disputes between investors and host authorities and for enforcing solutions, such as judicial, arbitral or administrative tribunals or procedures • Encourage and facilitate the use of arbitration and other means of alternative dispute resolution for the settlement of international commercial disputes between private parties • Facilitate commercial dispute resolution for foreign investors by providing reasonable cost complaint-handling facilities, such as complaint service centres, and effective problem-solving mechanisms • Take steps to accede to an arbitral convention		1. Chinese Taipei has encouraged effective formal mechanisms for resolving disputes between investors and host authorities and for enforcing solutions, such as judicial, arbitral or administrative tribunals or procedures. 2. We are establishing the regulation of recognizing and enforcing the award of an arbitration. Chinese Taipei has established the InvesTaiwan Service Center. The Center aims to provide customized, one-stop solutions for domestic and foreign investors who have concrete investment plans or face obstacles to investment.	To solve disputes between investors and host authorities rapidly. Facilitate commercial dispute resolution for foreign investors by providing reasonable cost complaint-handling facilities.
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			
IFAP Principle 3 Enhance predictability and consistency in investment-related policies			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
• Increase use of legislative simplification and restatement of laws to enhance clarity and identify and eliminate inconsistency. • Provide equal treatment for all investors in the operation and application of domestic laws and principles on investment	Executed	1. Chinese Taipei has increased use of legislative simplification and restatement of laws to enhance clarity and identify and eliminate inconsistency periodically. 2. In respect of the forms of limited investment, Chinese Taipei has maintained clear demarcation	Increase use of legislative simplification and restatement of laws to enhance clarity and identify and

• Reduce the scope for discriminatory bureaucratic discretion in interpreting investment-related regulations • Maintain clear demarcation of agency responsibilities where an economy has more than one agency screening or authorising investment proposals or where an agency has regulatory and commercial functions • Establish and disseminate widely clear definitions of criteria for the assessment of investment proposals • Establish accessible and effective administrative decision appeal mechanisms including where appropriate impartial "fast-track" review procedures		of agency responsibilities. 3. Chinese Taipei has established and disseminated widely clear definitions of criteria for the assessment of investment proposals. 4. Chinese Taipei has established accessible and effective administrative decision appeal mechanisms including where appropriate impartial "fast-track" review procedures.	eliminate inconsistency. Reduce the scope for discriminatory bureaucratic discretion in interpreting investment-related regulations.
Any voluntary actions in addition to the above: ▪ _____ ▪ _____			
IFAP Principle 4: Improve the efficiency and effectiveness of investment procedures			

Specific Actions	Time Table	Details of implementation	Expected outcomes
• Simplify and streamline application and, registration, licensing and taxation procedures and establish a one-stop authority, where appropriate, for the lodgement of papers	Executed	1.The most important relevant reforms carried out by Chinese Taipei in recent years include: (a) Abolishing the uniform certification system for profit-seeking enterprises in May 2009, so that businesses could start operation immediately after completing establishment and tax registration; and (b) the establishment of a one-stop website for online application of company startup in May 2011, which enabled all related procedures including tax registration to be conducted online at a single website. 2. To complement the renewal of the one-stop application website system software, and make it easy for applicants to affix e-signatures for online transmission of e-documents, Paragraph 3 was added to Article 5 of the Regulations Governing Business Registration, to exempt a company or business operator from submitting company/business registration documents when applying for tax registration via the one-stop application website.	It can enhance the efficiency of government administration, make it more convenient for people to start businesses, and create more job opportunities.
• Simplify and reduce the number of forms relating to foreign investment and encourage electronic lodgement	2017/12/31 Simplify and reduce the number of forms relating to foreign investment and encourage electronic lodgement.		
• Shorten the processing time and procedures for investment applications. • Promote use of "silence is consent" rules or no objections within defined time limits to speed up processing times,	Executed	Chinese Taipei has discussed to shorten the processing time and procedures for investment applications.	Shorten the processing time

where appropriate • Ensure the issuing of licences, permits and concessions is done at least cost to the investor • Simplify the process for connecting to essential services infrastructure • Implement strategies to improve administrative performance at lower levels of government. • Facilitate availability of high standard business services supporting investment			
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			
IFAP Principle 5: Build constructive stakeholder relationships			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
• To the extent possible, establish a mechanism to provide interested parties (including business community) with opportunity to comment on proposed new laws, regulations and policies or changes to existing ones prior to their implementation • Continue to share APEC member economies' experiences of successful stakeholder consultative mechanisms • Promote the role of policy advocacy within IPAs as a means of addressing the specific investment problems raised by investors including those faced by SMEs • Continue to share APEC member economies' experiences of successful public private dialogue to take advantage of the information on successes and problems encountered by established investors • Promote backward investment linkages between businesses, especially between foreign affiliates and local	Executed	Chinese Taipei has established a mechanism to provide interested parties (including business community) with opportunity to comment on proposed new laws, regulations and policies or changes to existing ones prior to their implementation.	The amendments of laws or regulations will be clarified.

enterprises including through the promotion of industry clusters • Encourage high standards of corporate governance through cooperation aimed at promoting international concepts and principles for business conduct, such as APEC's programs on corporate governance and anti-corruption. • Examine and share APEC member economies' experience with responsible business conduct instruments			
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			
IFAP Principle 6: Utilise new technology to improve investment environments			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
• Promote the introduction and use of new technologies aimed at making the investment process simpler and faster	Before 2017/1/1	Chinese Taipei will promote the introduction and use of new technologies aimed at making the investment process simpler and faster.	Shorten the processing time
• Maintain adequate and effective protection of technology and related intellectual property rights • Where possible, give effect to international norms for property protection	1. Chinese Taipei actively reviewed the overall IPR legal framework to meet the needs of industrial and technological	1-1 The Patent Act has been amended comprehensively, covering a total of 159 articles (108 amended, 36 added and 15 deleted). 1-2 The Trademark Act has also been amended comprehensively, covering a total of 111 articles (71 amended, 26 added , 9 deleted, and 14 not amended). 1-3 The review of the Copyright Act focused mainly on public broadcast, public performance, public transmission, and limitation on economic right etc.	1. Chinese Taipei has always been ready to review IPR laws to stay abreast of international standards. 2. These amendments are intended to

	development. 1-1 The newly-amended Patent Act was promulgated by Presidential Order on December 21, 2011, and is expected to enter into effect on January 1, 2013. 1-2 The Amendment to the Trademark Act took effect on July 1, 2012. 1-3 The draft amendment to Copyright Act and Trade Secret Act are under	1-4 The draft amendment to the Trade Secret Act will include adding criminal liability, defining acts that constitute trade secret infringement, and adding provision on criminal liability of legal persons etc. 2. The IPR Action Plans cover a variety of IPR protection, including anti-counterfeiting and anti-piracy tasks, border controls, and compact disk factory inspections. 3. The IP Court currently has 15 judges and one of them acts as the president of the Court. There are 14 technical examiners to help the judges with technical cases. 4. The IPR Police composed of a total of 220 IPR enforcement professionals. This team has a total of six district branches which create a firm network for IPR protection.	encourage the industries and businesses to create value and reputation for their products. 3. We have actively reviewed the overall IPR legal framework to respond to the advent of digital convergence era and to balance the interests between rights holders and users. 4. The implementation of these IPR Action Plans has significantly improved Chinese Taipei's overall IPR environment and protection and further strengthened industrial innovation and technological

	processing. 2. We have carried out a series of IPR Action Plans to improve IPR protection. The first IPR Action Plan was launched in 2003 as a three-year project until 2005. The latest action plan extends from 2012 to 2014. 3. We established the IP Court in 2008 to expedite litigation process. 4. We established the IPR Police in 2003 to enhance IPR protection.		development. 5. The IP Court dedicated to effectively resolving IP-related disputes effectively and efficiently to maintain technological competitiveness. 6. The IPR Police plays a major role in combating IPR infringement and providing solid protection of technology and related IP rights.
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			

IFAP Principle 7: Establish monitoring and review mechanisms for investment policies			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
• Conduct periodic reviews of investment procedures ensuring they are simple, transparent and at lowest possible cost	Executed	In order to attract FDI, Chinese Taipei has simplified the procedure of the FDI investigation.	The investment procedures are simple, transparent and at lowest possible cost.
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			
IFAP Principle 8: Enhance international cooperation			
Specific Actions	**Time Table**	**Details of implementation**	**Expected outcomes**
• To the best extent possible, accede to, or observe, multilateral and/or regional investment promotion and facilitation conventions • Make use, where appropriate, of international and regional initiatives aimed at building investment facilitation and promotion expertise, such as those offered by the World Bank, UNCTAD and OECD • Ensure measures exist to ensure effective compliance with commitments under international investment agreements • Review existing international agreements and treaties to ensure their provisions continue to create a more attractive environment for investment.	N/A	N/A	N/A
Other voluntary actions in addition to the above: ▪ _____ ▪ _____			