U.S. DEPARTMENT OF LABOR

CHARTER OF THE NATIONAL ADVISORY COMMITTEE FOR LABOR PROVISIONS OF U.S. FREE TRADE AGREEMENTS

1. THE COMMITTEE'S OFFICIAL DESIGNATION

National Advisory Committee for Labor Provisions of U.S. Free Trade Agreements.

2. AUTHORITY

The Committee is established pursuant to Article 17 of the North American Agreement on Labor Cooperation (NAALC), signed by the Governments of Canada, Mexico, and the United States on September 13, 1993; Article 17.4 of the United States – Singapore Free Trade Agreement, signed on May 6, 2003; Article 18.4 of the United States – Chile Free Trade Agreement, signed on June 6, 2003; Article 18.4 of the United States – Australia Free Trade Agreement, signed on May 18, 2004; Article 16.4 of the United States – Morocco Free Trade Agreement, signed on June 15, 2004; Article 16.4 of the Central America – Dominican Republic – United States Free Trade Agreement (CAFTA-DR), signed on August 5, 2004; Article 15.4 of the United States – Bahrain Free Trade Agreement, signed on September 14, 2004; Article 16.4 of the United States – Oman Free Trade Agreement, signed on January 19, 2006; Article 17.5 of the United States – Peru Trade Promotion Agreement, signed on April 12, 2006; Article 17.5 of the United States – Colombia Trade Promotion Agreement, signed on November 22, 2006; Article 19.5 of the United States – Korea Free Trade Agreement, signed on June 30, 2007, Article 16.5 of the United States – Panama Trade Promotion Agreement, signed on June 28, 2007, and the Federal Advisory Committee Act, as amended, 5 U.S.C. App. 2 §§1-15.

3. THE COMMITTEE'S OBJECTIVE AND SCOPE OF ACTIVITY

The Committee shall provide advice to the Secretary of Labor through the Bureau of International Labor Affairs concerning the implementation of the NAALC and the labor provisions of existing U.S. free trade agreements (FTAs). The Committee also may provide advice on the implementation of labor provisions of other FTAs to which the United States

may be a party or become a party. The Bureau of International Labor Affairs is the point of contact for the NAALC and the labor provisions of existing FTAs.

4. THE PERIOD OF TIME NECESSARY FOR THE COMMITTEE TO CARRY OUT ITS PURPOSES

It is contemplated that the Committee will meet for the life of the NAALC and the U.S. FTAs, but is subject to the provisions of section 14 of the Federal Advisory Committee Act.

5. THE AGENCY OR OFFICIAL TO WHOM THE COMMITTEE REPORTS

U.S. Department of Labor, Bureau of International Labor Affairs.

6. THE AGENCY RESPONSIBLE FOR PROVIDING THE NECESSARY SUPPORT FOR THE COMMITTEE

U.S. Department of Labor, Bureau of International Labor Affairs.

7. DESIGNATED FEDERAL OFFICER (DFO)

In accordance with agency procedures, the DFO for this Committee is the Acting Division Chief for Trade Agreement Administration and Technical Cooperation division, Office of Trade and Labor Affairs, Bureau of International Labor Affairs. The Division Chief will schedule the Committee meetings as deemed appropriate, prepare and approve all meeting agendas, attend all Committee and Subcommittee meetings, adjourn any meeting when she/he determines it will be in the public interest, and chair meetings when directed to do so by the official to whom the advisory Committee reports.

8. DESCRIPTION OF THE DUTIES FOR WHICH THE COMMITTEE WILL BE RESPONSIBLE

The Committee shall provide advice to the Secretary of Labor through the Bureau of International Labor Affairs on the implementation of the NAALC and the labor chapters of the U.S. free trade agreements. The Committee may be asked to provide advice on the implementation of labor provisions of other free trade agreements to which the United States

may be a party or become a party. The Committee should provide advice on issues within the scope of the NAALC and the labor provisions of the free trade agreements, including cooperative activities and the labor cooperation mechanism of each free trade agreement as established in the labor provisions and corresponding annexes. The Committee may be asked to provide advice on these and other matters as they arise in the course of administering the agreements.

9. MEMBERSHIP AND ORGANIZATION

The Committee shall consist of 12 members, including a chairperson, appointed by the Secretary of Labor. Four members will be selected from the labor community, four from the business community, and four from the public. Each member shall serve for a period of two years, unless becoming unable to serve, or resigning, or ceasing to be qualified to serve on the Committee because of no longer meeting any relevant representational requirements, or being removed by the Secretary in the interest of the administration of the agreements involved. In such cases, the Secretary may appoint a new member to serve for the remainder of the unexpired term, who shall be representative of the same interest.

Membership on the Committee will be fairly balanced. Members will come from a cross-section of those directly affected, interested, and qualified as appropriate to the nature and functions of the Committee.

The composition of the Committee will depend upon several factors, including: i) the Committee's mission; ii) the geographic, ethnic, social, economic, or scientific impact of the advisory Committee's recommendations; iii) the types of specific perspectives required, for example, those of consumers, technical experts, the public at-large, academia, business, or other sectors; iv) the need to obtain divergent points of view on the issues before the Committee; and v) the relevance of State, local or tribal governments to the development of the Committee's recommendations.

To the extent permitted by FACA and other laws, Committee membership should also be consistent with achieving the greatest impact, scope and credibility among diverse

stakeholders. The diversity in such membership includes, but is not limited to, race, gender, disability, sexual orientation and gender identity.

The Committee shall consist of the entire membership. The U.S. Department of Labor may establish one or more sub-committees that report to the Committee.

Unless already employees of the United States Government, no members of the Committee shall be deemed to be employees of the United States Government for any purpose by virtue of their participation on the Committee. Members of the Committee will not be compensated for their services or reimbursed for travel expenses.

10. ESTIMATED ANNUAL OPERATING COSTS IN DOLLARS AND PERSON-YEARS FOR SUCH COMMITTEE

The estimated total annual operating costs of the Committee are $40,000. This includes 1/3 person--year (professional and secretarial staff) at an estimated cost of $40,000 (one person--year is 2,000 hours).

11. ESTIMATED NUMBER AND FREQUENCY OF COMMITTEE MEETINGS

The Committee is expected to meet twice a year at the call of the DFO.

12. COMMITTEE'S TERMINATION DATE

The Committee will terminate two years from the date the charter is filed.

13 DATE CHARTER IS FILED

The charter is filed on the date indicated below.

14 RECORDKEEPING

The records of the Committee and shall be handled in accordance with General Records Schedule 26, Item 2 and approved agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. 552.

Acting Secretary of Labor

MAR 2 5 2013

Date