

LIST OF ISSUES TO BE DISCUSSED

NO	ARTICLE	DRAFT AS OF 28 SEPTEMBER 2011	ISSUES	PROPOSED CHANGES FOR FINAL DRAFT	EXPLANATIONS
1	Title of the Agreement	AGREEMENT ON THE ESTABLISHMENT OF ASEAN SUPREME AUDIT INSTITUTIONS (ASEAN SAI)		AGREEMENT ON THE ESTABLISHMENT OF THE ASSOCIATION OF SOUTHEAST ASIAN NATIONS SUPREME AUDIT INSTITUTIONS (ASEANSAI)	
2	Preamble	Preamble		Preamble	
		We, the Delegates (Head of Supreme Audit Institution on behalf of) Jabatan Audit Brunei Darussalam, National Audit Authority of Kingdom of Cambodia, Badan Pemeriksa Keuangan Republik Indonesia, The State Audit Organization of Lao P.D.R, Jabatan Audit Negara Malaysia, Office of the Auditor General of the Union, the Republic of the Union of Myanmar, The Commission on Audit of the Republic of Philippines, Auditor General's Office of Singapore, Office of the Auditor General of Thailand, and State Audit Office of Vietnam.	The different position of SAIs in their respective national system	We, the Delegates (Head of Supreme Audit Institution), on behalf of: <ul style="list-style-type: none"> • The Government of Brunei Darussalam; • National Audit Authority of Kingdom of Cambodia; • The Audit Board of the Republic of Indonesia; • The State Audit Organization of Lao P.D.R; • The Government of Malaysia; • Office of the Auditor General of the Union, the Republic of the Union of Myanmar; • The Commission on Audit of the Republic of Philippines, • Auditor-General's Office of Singapore; • Office of the Auditor General of Thailand; and • State Audit Office of Viet Nam. 	
3	Article 1 NAME	This Association shall be called the ASEAN Supreme Audit Institutions (ASEAN SAI).	Propose to change the acronym to be: ASEANSAI, to clearly	This Association shall be called the ASEAN Supreme Audit Institutions (ASEANSAI).	

Annex 6

Document 01 as of 13 Oct 2011

SENIOR OFFICIALS MEETING | 2
THE DECLARATION OF ASEANSAI

NO	ARTICLE	DRAFT AS OF 28 SEPTEMBER 2011	ISSUES	PROPOSED CHANGES FOR FINAL DRAFT	EXPLANATIONS
			show that it is an association of SAIs of South East Asian States, and not a SAI for ASEAN		
4	Article 2 OBJECTIVE	To cooperate on any other areas as determined by the ASEAN SAI Assembly.	Propose to delete to avoid unspecific objective	Deleted	
5	Article 4 MEMBERSHIP	ASEAN SAI membership shall comprise of the Supreme Audit Institutions of the ASEAN Member States.	Propose to change the word "comprise of" to "be open to"	ASEANSAI membership shall be open/comprise to the Supreme Audit Institutions of all ASEAN Member States	
6	Article 12 RIGHT AND OBLIGATION	2. The Member of ASEAN SAI has the obligation to ensure that the policies, agreement, and assembly decision, where applicable, of ASEAN SAI are carried out in the respective jurisdiction.	Propose to delete	2. The Member of ASEANSAI has the obligation to ensure that the policies, agreement, and assembly decision, where applicable, of ASEANSAI are carried out in the respective jurisdiction. 3. Nothing in this Agreement shall be interpreted as requiring a Member SAI to carry out any act or activity where such act or activity would be contrary to that Member SAI's national laws, regulations or policies.	Remain the same. It is commonly used in international agreement that the obligation of members of organization should be stated
7	Article 13 INCOME AND FINANCE	2. ASEAN SAI shall have the power to accept voluntarily contribution and donations which shall form part of its funds.	Propose to change the term of "contribution and donation" become "fees"	2. ASEANSAI shall have the power to accept voluntarily contribution and donations which shall form part of its funds.	Remain the same

NO	ARTICLE	DRAFT AS OF 28 SEPTEMBER 2011	ISSUES	PROPOSED CHANGES FOR FINAL DRAFT	EXPLANATIONS
8	Article 14 EXPENDITURE	The Fund shall be disbursed for the purpose of meeting the administrative and logistical costs incurred by the ASEANSAI in organizing and hosting its programs, projects, or activities. The Fund shall be used in accordance with a budget approved by the Assembly .	Content of the article.	The Fund shall be used in accordance with a budget approved by the Assembly .	The types of expenditure is not necessarily to be mentioned in this Agreement.
9	Article 17 ENFORCEABILITY CLAUSE	All instruments, resolutions, and working arrangements pertaining to the ASEAN SAI subsisting prior to this Agreement which are consistent with this Agreement shall continue to be in force and deemed enforceable.	Propose to change the title of the article and the content	Article 17 Ratification Of Prior Instruments, Resolutions, And Working Arrangements Any instruments, resolutions, and working arrangements pertaining to the ASEANSAI subsisting prior to this Agreement which are consistent with this Agreement shall be put up for ratification by the Assembly at its first meeting.	
10	Article 19 ENTRY INTO FORCE	2. All Members shall notify each other in writing upon completion of their internal requirements necessary for entry into forces of this Agreement. 3. This Agreement shall enter into force on the date by which such notifications have been made by at least six Members.	Propose to change the content to ensure that SAIs of ASEAN Member States do not breach their respective laws, policies or procedures, if the Agreement enter into force before they obtain the requisite internal approvals.	2. All Members shall notify one another in writing upon obtaining their internal clearance necessary to be a member of ASEANSAI under this Agreement. 3. This Agreement shall enter into force on the date by which such notifications have been made by at least six Members. The agreement shall bind only SAIs which	

Annex 6

Document 01 as of 13 Oct 2011

SENIOR OFFICIALS MEETING | 4
THE DECLARATION OF ASEANSAI

NO	ARTICLE	DRAFT AS OF 28 SEPTEMBER 2011	ISSUES	PROPOSED CHANGES FOR FINAL DRAFT	EXPLANATIONS
				<p>have given notifications of completion of their internal clearance mentioned in paragraph 2 above.</p> <p>(Proposal by AGO Singapore: This Agreement shall enter into force on the date by which such notifications have been made by all Members.)</p> <p>Indonesia: This Agreement shall enter into force upon signing of this Agreement by all Members.</p>	
11	Signature Page		The different position of SAIs in their respective national system	<p>XXXXXX The Auditor General of Jabatan Audit Brunei Darussalam for The Government of Brunei Darussalam</p> <p>XXXXXX The Auditor General of National Audit Authority of the Kingdom of Cambodia</p> <p>XXXXXXX Chairman of the Audit Board of the Republic of Indonesia</p> <ul style="list-style-type: none"> • The State Audit Organization of Lao P.D.R; • The Government of Malaysia; • Office of the Auditor General of the Union, the Republic of the Union of Myanmar; • The Commission on Audit of 	The signatures refers to proposed change of paragraph 1 (preamble)

NO	ARTICLE	DRAFT AS OF 28 SEPTEMBER 2011	ISSUES	PROPOSED CHANGES FOR FINAL DRAFT	EXPLANATIONS
	Other Matters			the Republic of Philippines, • Auditor-General’s Office of Singapore; • Office of the Auditor General of Thailand; and • State Audit Office of Vietnam	