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**New Zealand
and
Malaysia**

New Zealand–Malaysia Agreement on labour cooperation (with annex). Auckland, 8 October 2009

Entry into force: *29 July 2010, in accordance with article 7*

Authentic text: *English*

Registration with the Secretariat of the United Nations: *New Zealand, 17 January 2011*

**Nouvelle-Zélande
et
Malaisie**

Accord entre la Nouvelle-Zélande et la Malaisie relatif à la coopération dans le domaine du travail (avec annexe). Auckland, 8 octobre 2009

Entrée en vigueur : *29 juillet 2010, conformément à l'article 7*

Texte authentique : *anglais*

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[ENGLISH TEXT – TEXTE ANGLAIS]

New Zealand-Malaysia Agreement on Labour Cooperation

Preamble

In order to provide a framework for constructive dialogue and assistance on labour cooperation, the Government of New Zealand and the Government of Malaysia, hereinafter referred to singularly as “Party” and collectively as the “Parties”;

Desiring to strengthen the growing economic and political relationship;

Committed to the pursuit of sustainable development as well as recognising its interdependent and mutually reinforcing pillars, in particular, economic and social development;

Taking into account the national circumstances of each Party;

Recalling the Parties’ resolve to improve working conditions and living standards in their respective nations, and protect, enhance, and enforce workers’ basic rights, taking into account the different levels of national development;

Sharing the aspiration that jobs created for workers by our nations are compatible with the Decent Work objectives of the International Labour Organization (“ILO”);

Affirming that labour laws, regulations, policies and practices will not be used for trade protectionist purposes; and

Respecting the sovereign right of each Government to set, administer and enforce its own labour laws, regulations, standards and policies;

Hereby enter into this Agreement on Labour Cooperation ("the Agreement").
The Agreement is as follows:

Article 1

Objectives

The objectives of the Parties shall be to:

- (a) promote and achieve better understanding of each Party's labour systems, policies and practices;
- (b) facilitate the improvement of capacities and capabilities of the Parties, including relevant stakeholders of each Party;
- (c) participate in a forum to discuss and exchange views on labour issues of mutual interest or concern with a view to reaching consensus on those issues;
- (d) promote the improvement of working conditions and quality of life of workers in their respective nations;
- (e) facilitate cooperation and dialogue in order to strengthen the broader relationship between the Parties;
- (f) promote better understanding and observance of the principles embodied in the ILO *Declaration of Fundamental Principles and Rights at Work* and the Follow-Up to the Declaration (1998) (Annex 1); and

- (g) improve the development and management of human capital for enhanced employability, business excellence, and greater productivity for the benefit of both workers and employers.

Article 2

Key Understandings

1. The Parties reaffirm their respective obligations as Members of the ILO.
2. The Parties reaffirm their commitment to the principles of the ILO *Declaration of Fundamental Principles and Rights at Work* and the Follow-Up to the Declaration (1998).
3. Each Party shall work actively to ensure its labour laws, regulations, policies and practices are in keeping with their respective international labour commitments.
4. Each Party shall respect the other Party's sovereign right to set their own policies and national priorities and to set, administer and enforce their own labour laws and regulations.
5. Each Party shall ensure that its labour laws, regulations, policies and practices shall not be used for trade protectionist purposes.
6. Neither Party shall seek to encourage or gain trade or investment advantage by weakening or failing to enforce or administer its labour laws,