

LIMITED

EU rev offer of 28 February
11/10/20112012

Without prejudice

European Union-Canada Comprehensive economic and Trade Agreement (CETA)

Annex II: Reservations for Future Measures

1. The Schedule of a Party sets out, pursuant to [Articles A (3) (Investment) and B (3) (Cross-Border Trade in Services)], the reservations taken by that Party with respect to specific sectors, sub-sectors or activities for which it may maintain existing, or adopt new or more restrictive, measures that do not conform with obligations imposed by:

- (a) [Article C] (National Treatment) ;
- (b) [Article D] (Most-Favored-Nation Treatment) ;
- (c) Article E (Market Access) ;
- [(d) Article F (Performance Requirements) ; or
- (e) Article G (Senior Management and Boards of Directors)].

2. Each reservation sets out the following elements:

- (a) **Sector** refers to the general sector in which the reservation is taken;
- (b) **Sub-Sector** refers to the specific sector in which the reservation is taken;
- (c) **Industry Classification** refers, where applicable, to the activity covered by the reservation according to domestic industry classification codes;
- (d) **Type of Reservation** specifies the obligation referred to in paragraph 1 for which a reservation is taken;
- (e) **Description** sets out the scope of the sector, sub-sector or activities covered by the reservation; and
- (f) **Existing Measures** identifies, for transparency purposes, existing measures that apply to the sector, sub-sector or activities covered by the reservation.

3. In the interpretation of a reservation, all elements of the reservation shall be considered. The **Description** element shall prevail over all other elements.

4. For purposes of this Annex:

CPC means Central Product Classification (CPC) numbers as set out in Statistical Office of the United Nations, Statistical Papers, Series M, No. 77, *Provisional Central Product Classification*, 1991;

ISIC rev 3.1 means the International Standard Industrial Classification of all Economic Activities as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 4, *ISIC REV 3.1*, 2002;

CPC ver. 1.0 means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, *CPC ver 1.0*, 1998.

5. The following abbreviations are used in the Schedule:

AT	Austria
BE	Belgium

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BG	Bulgaria
CY	Cyprus
CZ	Czech Republic
DE	Germany
DK	Denmark
EU	European Union, including all its Member States
ES	Spain
EE	Estonia
FI	Finland
FR	France
EL	Greece
HU	Hungary
IE	Ireland
IT	Italy
LV	Latvia
LT	Lithuania
LU	Luxembourg
MT	Malta
NL	Netherlands
PL	Poland
PT	Portugal
RO	Romania
SK	Slovakia
SI	Slovenia
SE	Sweden
UK	United Kingdom

The current EU offer does not include reservations concerning cultural services at this stage, pending the conclusion of the horizontal discussions on cultural diversity. The EU reserves the right to introduce reservations concerning these services subsequently, in the light of the results of these horizontal discussions.

Depending upon the final outcome of the provisions on national treatment relating to mode 4 (the temporary presence of natural persons), the EU reserves the right to introduce EU Member State specific reservations.

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Schedule of the European Union (EU) (applicable to all EU Member States unless otherwise indicated)

Sector: All sectors

Sub-sector:

Industry classification:

Type of Reservation:

Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance Requirements
Senior Management and Boards of Directors

Description:

Cross-Border Services and Investment

The EU reserves the right to adopt or maintain any measure with respect to the provision of services supplied in the exercise of governmental authority, which means any service which is supplied neither on a commercial basis nor in competition with one or more service suppliers.

Existing Measures:

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Sector:

All sectors

Sub-sector:

Industry classification:

Type of Reservation:

Market Access

Description:

Cross-Border Services and Investment

In all EU Member States, services considered as public utilities at a national or local level may be subject to public monopolies or to exclusive rights granted to private operators.

Public utilities exist in sectors such as related scientific and technical consulting services, R&D services on social sciences and humanities, technical testing and analysis services, environmental services, ~~health services~~, transport services and services auxiliary to all modes of transport. Exclusive rights on such services are often granted to private operators, for instance operators with concessions from public authorities, subject to specific service obligations. Given that public utilities often also exist at the sub-central level, detailed and exhaustive sector-specific scheduling is not practical. This reservation does not apply to telecommunications and to computer and related services.

[This reservation does not apply to services carried out in the exercise of governmental authority, but only to services which are carried out on a commercial basis or in competition with one or more service suppliers.](#)

Existing Measures:

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COM: Propose to delete health services since this is clearly covered in the separate reservation in order to avoid duplication

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Sector: Other services not included elsewhere
Sub-sector: Services of membership organisations
Industry classification: CPC 95
Type of Reservation: Market Access
National Treatment

Description: **Cross-Border Services and Investment**
The EU reserves the right to adopt or maintain any measure with regard to the provision of services of membership organisations.

Existing Measures:

*

Sector: New Services
Sub-sector:
Industry classification:
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance Requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services**
The EU reserves the right to adopt or maintain any measure relating to new services other than those classified in the United Nations Provisional Central Product Classification (CPC), 1991.

Existing Measures:

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Sector: Fishing and Aquaculture, Services incidental to fishing
Sub-sector:
Industry classification: ISIC rev.3.1: 0501, 0502, CPC 882
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance Requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
The EU reserves the right to adopt or maintain any measure, in particular within the framework of the Common Fisheries Policy, and of fishing agreements with third countries, with respect to access to and use of the biological resources and fishing grounds situated in maritime waters coming under

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the sovereignty or within the jurisdiction of Member States of the EU.

The EU reserves the right to adopt or maintain any measure:

- regulating the landing of catches performed in the sub-quotas allocated to third country vessels in EU ports;
- determining a minimum size for a company in order to preserve both artisanal and coastal fishing vessels.

A commercial fishing licence granting the right to fish in the territorial waters of an EU Member State may only be granted to vessels flying the flag of an EU Member State.

AT: At least 25 per cent of vessels have to be registered in Austria.

BG: The take of marine and river living resources, performed by vessels in the internal marine waters, the territorial sea and on the inland waterways of the Republic of Bulgaria, shall be performed by vessels flying the Bulgarian flag. A foreign ship may not engage in commercial fishing in the exclusive economic zone save on the basis of an agreement between the Republic of Bulgaria and the flag state. While passing through the exclusive economic zone, foreign fishing ships may not maintain their fishing gear in operational mode.

~~**BE, FI, IE, LV, NL, PT, SK:** Foreign investors not incorporated and not having their principal office in Belgium, Finland, Ireland, Latvia, the Netherlands, Portugal and the Slovak Republic respectively cannot own Belgian, Finnish, Irish, Latvian, Dutch, Portuguese and Slovak flag vessels respectively~~

~~**CY:** Non-EU participation is allowed only up to 49 per cent.~~

~~**DK:** Non-EC residents cannot own one third or more of a business engaged in commercial fishing. Non-EC residents cannot own Denmark flag vessels except through an enterprise incorporated in Denmark.~~

DE: A maritime fishing licence is granted only to vessels entitled to fly the flag of Germany. These are fishing vessels of which the majority of shares is owned by Community citizens or companies established in accordance with Community rules and that have their principal place of business in a Member State. The use of the vessels must be headed and supervised by persons residing in Germany. In order to obtain a fishing licence, all fishing vessels must register with the relevant coastal states in which the ships have their home ports.

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DK: Non-EC residents cannot own one-third or more of a business engaged in commercial fishing.

~~Non-EC residents cannot own Denmark flag vessels except through an enterprise incorporated in Denmark.~~

~~**EE:** Ships are entitled to fly Estonian flag if located in Estonia and majority ownership is held by Estonian nationals in general partnership and in limited partnership companies or other legal entities that are located in Estonia with voting majority held by Estonian nationals in the Board of Management.~~

~~**EL:** Ownership of a vessel under the Hellenic flag is limited to 49 per cent for non EU natural or legal persons~~

~~**FI:** Commercial fishing can only be exercised by vessels flying the Finnish flag. A ship can be considered Finnish and has the right to use the Finnish flag only if Finnish national or company owns more than 6/10 of the vessel. Additional requirements may be applied apply, which. These requirements may relate, inter alia, to ownership of the vessel and the existence of a sufficient connection to the Finnish fishing industry~~

~~**FR:** Non-Community nationals cannot participate in the maritime State property for fish/shellfish/algae farming. Foreign investors not incorporated and not having their principal office in France cannot own more than 50 per cent of a French flag vessel.~~

~~**IT:** Foreigners other than Community residents cannot own a majority interest in Italian flag vessels or a controlling interest in ship owning companies having their headquarters in Italy. Fishing in Italian territorial waters is reserved to Italian flag vessels.~~

~~**LT:** A commercial fishing license is granted only to vessels entitled to fly Lithuanian flag. The Lithuanian flag is granted only for vessels registered in Lithuania register of maritime vessels and owned or chartered (bareboat charter) by Lithuanian Citizen or company established (incorporated) in Lithuania.~~

~~**SE:** A ship shall be deemed Swedish and may carry the Swedish flag if more than half of the capital is owned by Swedish citizens or juridical persons. The Government may permit foreign vessels to fly the Swedish flag where their operations are under Swedish control or the owner can demonstrate that he has his permanent residence in Sweden. Vessels which are more than 50% owned by EEA nationals or companies having their registered office, central administration or principal place of business in the EEA and whose operation is controlled from Sweden, may also be registered in the Swedish register.~~

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~~**SI:** Ships are entitled to fly the Slovenian flag if more than half of the ship is owned by EC citizens or by juridical persons having their headquarters in an EC Member State.~~

~~**UK:** Reservation on the acquisition of UK flagged vessels, unless the investment is at least 75 per cent owned by British citizens and/or by companies which are at least 75 per cent owned by British citizens, in all cases resident and domiciled in the UK. Vessels must be managed, directed and controlled from within the UK~~

Existing Measures:

COM: Removal of elements relating to flagging from the fishing reservation

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Sector: Transportation

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Sub-Sector: Water Transportation

Industry Classification: CPC 721 Transport services (passengers and freight) by sea-going vessels
CPC 722 Transport services (passengers and freight) by non-seagoing vessels
CPC 74520 Pilotage and berthing services
CPC 74540 Vessel salvage and refloating services
CPC 74590 Other supporting services for water transport
CPC 5133/5223 Construction for waterways, harbours, dams and other water works.
Any other commercial marine activity undertaken from a ship.

Type of Reservation: National Treatment
Market Access

Description: **Cross-Border Trade in Services and Investment**
To register a ship in a Member State of the EU in order to fly the national flag, the owner of that ship or the person who has exclusive possession of that ship must be incorporated in the EU.

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BE, FI, IE, LV, NL, PT, SK: Foreign investors must have their principal office in the respective country in order to register a vessel on the national shipping register.

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CY: The maximum level of non-EU investment in a Cypriot ship is 49 per cent.

DE: The majority of shares must be owned by Community citizens or companies established in accordance with Community rules and that have their principal place of business in a Member State. The use of the vessels must be headed and supervised by persons residing in Germany.

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DK: Non-EC residents cannot own Denmark flag vessels except through an enterprise incorporated in Denmark.

EE: Ships are entitled to fly Estonian flag if located in Estonia and majority ownership is held by Estonian nationals in general partnership and in limited partnership companies or other legal entities that are located in Estonia with voting majority held by Estonian nationals in the Board of Management.

EL: Ownership of a vessel under the Hellenic flag is limited to 49 per cent for non EU natural or legal persons

FI: A ship can be considered Finnish and has the right to use the Finnish flag only if Finnish national or company owns more than 6/10 of the vessel.

FR: Foreign investors not incorporated and not having their principal office in France cannot own more than 50 per cent of a French flag vessel.

IT: Foreigners other than Community residents cannot own a majority interest in Italian flag vessels or a controlling interest in ship owning companies having their headquarters in Italy.

LI: The Lithuanian flag is granted only for vessels registered in Lithuania register of maritime vessels and owned or chartered (bareboat charter) by Lithuanian Citizen or company established (incorporated) in Lithuania.

SE: A ship shall be deemed Swedish and may carry the Swedish flag if more than half of the capital is owned by Swedish citizens or juridical persons. The Government may permit foreign vessels to fly the Swedish flag where their operations are under Swedish control or the owner can demonstrate that he has his permanent residence in Sweden. Vessels which are more than 50% owned by EEA nationals or companies having their registered office, central administration or principal place of business in the EEA and whose operation is controlled from Sweden, may also be registered in the Swedish register.

SI: Ships are entitled to fly the Slovenian flag if more than half of the ship is owned by EC citizens or by juridical persons having their headquarters in an EC Member State.

UK: Reservation on the acquisition of UK flagged vessels, unless the investment is at least 75 per cent owned by British citizens and/or by companies which are at least 75 per cent owned by British citizens, in all cases resident and domiciled in the UK. Vessels must be managed, directed and controlled from within the UK

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Existing Measures:

COM: Creation of one separate reservation dealing exclusively with the registration of ships for the purpose of flying the national flag to delink from fishing reservation

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Sector: Collection, purification and distribution of water
Sub-sector:
Industry classification: ISIC rev. 3.1: 41
Type of Reservation: Market Access
National Treatment

Description: **Cross-Border Services and Investment**
The **EU** reserves the right to adopt or maintain any measure at any level of government with respect to services relating to the collection, purification and distribution of water to household, industrial, commercial or other users, including the provision of drinking water, and water management, and waste water management. This reservation does not apply to the treatment of waste water.

Existing Measures:

COM: Removal of waste water management from the scope to reflect our existing GATS commitments

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Sector: Business Services
Sub-sector: Legal services, Services of notaries, Services by bailiffs
Industry classification: part of CPC 861, part of CPC 87902
Type of Reservation: Market Access
National Treatment
~~Most-Favoured-Nation Treatment~~
~~Performance requirements~~
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
The **EU**, with the exception of **SE**, reserves the right to adopt or maintain any measure with respect to the provision of legal advisory and legal documentation and certification services provided by legal professionals entrusted with public functions, such as notaries, "*huissiers de justice*" or other "*officiers publics et ministériels*", and with respect to services provided by bailiffs who are appointed by an official act of government.

Existing Measures:

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Sector: Business services
Sub-sector: Other business services (Collection Agency services, Credit reporting services)

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Industry classification: CPC 87902, CPC 87901
Type of Reservation: Market Access

Description: **Cross-Border Services**
The **EU**, with the exception of **SE** and **ES**, reserves the right to adopt or maintain any measure with regard to the provision of collection agency services and credit reporting services.

Existing Measures:

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Sector: Business services
Sub-sector: Executive search, placement services, and supply services of office support personnel, supply services of domestic help personnel, other commercial or industrial workers, nursing and other personnel

Industry classification: CPC 87201, 87202, 87203, 87204, 87205, 87206, 87209
Type of Reservation: Market Access
National Treatment
~~Most-Favoured-Nation Treatment~~
~~Performance Requirements~~
Senior Management and Boards of Directors

Level of Government:

Description: **Cross border and Investment**
AT, CY, CZ, DE, EE, FI, LT, LV, MT, PT, PL, SI, and SK reserve the right to adopt or maintain any measure with regard to the provision of executive search services.
ES reserves the right to restrict the number of suppliers of executive search services. In ES, these services are subject to a state monopoly.
IE and SE reserve the right to require establishment for the provision of executive search services.
The **EU**, with the exception of **HU**, reserves the right to require establishment for the provision of placement services.
AT, CY, CZ, EE, FI, LV, LT, MT, PL, PT, SI, and SK reserve the right to adopt or maintain any measure with regard to the provision of placement services.
BE, FR, ES, and IT reserve the right to restrict the number of suppliers of placement services. In these countries, these services are subject to a state monopoly.
AT, DE, FI, PT, CY, CZ, EE, LV, LT, MT, PL, SK, and SI reserve the right to adopt or maintain any measure with regard to the provision of supply services of office personnel.

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IT reserves the right to restrict the number of suppliers of supply services of office personnel. In IT, these services are subject to a state monopoly.

FR, IE, IT, NL, and SE reserve the right to require establishment for the provision of supply services of office personnel.

The EU, with the exception of HU, reserves the right to adopt or maintain any measure with regard to the provision of supply services of domestic help personnel, other commercial or industrial workers, nursing and other personnel.

The EU, with the exception of ~~BE (for CPC 87202), SE, ES~~ (for executive search services), reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under Article XVI or Article XVII of the General Agreement on Trade in Services with regard to the provision of executive search services, placement and supply services of office support personnel, supply services of domestic help personnel, other commercial or industrial workers, nursing and other personnel.

Measures:

COM: Improve clarity and accuracy of previous reservation by removing GATS reference and referring to specific reservations

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Sector: Technical testing and analyses
Sub-sector:
Industry classification: CPC 8676
Type of Reservation: Market Access
Level of Government: All

Description: **Cross-Border Services ~~and Investment~~**
BG, CY, CZ, MT, PL, RO, SK, SE: reserve the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of technical inspection, technical testing and analysis services which require an authorisation by the government.

This includes inspection of various construction sites and buildings, testing and analysis services of the chemical and biological properties of water (drinking and hot water, products in direct contact with drinking, hot or untreated water), construction sites, soil, certain objects of common use (excluding toys and cosmetics), waste, food and chemicals. This also applies to testing and analysis services relating to the concentration of dust and chemical pollutants in the working environment, measuring the intensity of noise, disinfection and sterilisation, and testing and analysis services in related scientific fields such as microbiology, biochemistry, and bacteriology.

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The provision of these services requires an authorisation from public authorities that may be granted only to legal entities established in the territory of the EU and to natural persons having permanent residency in the EU.

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Sector: Business Services
Sub-sector: Investigation services
Industry classification: CPC 87301
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
~~Performance Requirements~~
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
The **EU**, with the exception of **AT** and **SE**, reserves the right to adopt or maintain any measure with regard to the provision of investigation services. ~~Licensing and authorisation requirements may exist.~~ Residency is required and nationality requirements may exist. For **PT** and **LT**, investigation services are a monopoly reserved to the State.

Existing Measures:

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Sector: Business Services
Sub-sector: Security services
Industry classification: CPC 87302, 87303, 87304, 87305, 87309
Type of Reservation: Market Access
National Treatment
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
BG, CY, CZ, EE, LV, LT, MT, PL, RO, SI, and SK:
Reserve the right to adopt or maintain any measure with regard to the provision of security services.

Licensing and authorisation requirements may exist. Residency is required and nationality requirements may exist.

BE, FI, FR, PT: The provision of security services by a foreign provider on a cross-border basis is not allowed.

BE: Requirement of EU nationality for boards of directors of companies providing guard and security services, as well as consultancy and training relating to security services. The senior management of companies providing guard and security consultancy services are required to be resident EU nationals.

DK: Reserves the right to adopt or maintain any measure with regard to the provision of airport guard services.

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Requirement to be a national juridical person. Requirement of residence and nationality for the majority of members of the board and for managers.

ES: Access through Sociedades Anonimas, Sociedades de Responsabilidad Limitada, Sociedades Anonimas Laborales and Sociedades Cooperativas only.

ES, PT: Nationality condition for specialised personnel.

FI: Licences to provide security services may be granted only to natural persons resident in the EEA or juridical persons established in the EEA. Licences are required to provide security services and may be granted only to Finnish citizens and Finnish registered organisations.

FR: Nationality condition for managing directors and directors.

HU: Reserves the right to adopt or maintain any measure with regard to the provision of armoured car services and guard services. Security services may be performed if in possession of a practicing licence provided by the police to the service provider. A practicing licence may be issued - upon request - to Hungarian citizens and persons with the right of free movement and residence (EEA nationals).

Existing Measures:

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Sector:	Research, Development and Innovation Services
Sub-sector:	R&D and Innovation Services on Natural Sciences, Biological Sciences and Technologies, Environmental Sciences, Industrial Technologies and Infrastructures, Interdisciplinary and Other Activities, Social Sciences and Humanities
Industry classification:	CPC 851, CPC 852, CPC 853
Type of Reservation:	Market Access National Treatment Most favoured nation treatment
Level of Government:	EU
Description:	Cross-Border Services and Investment. The EU reserves the right to adopt or maintain any measure with respect to actions taken under EU research and/or innovation programmes.
Existing Measures:	EU research and/or innovation framework programmes, including all the FP7 Rules for Participation and regulations pertaining to Joint Technology Initiatives (JTIs), Article 185 Decisions, the Competitiveness and Innovation Programme (CIP) and the European Institute for Innovation and Technology (EIT)

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Sector: Business Services; auxiliary services to maritime, internal waterways, rail and air transport
Sub-sector: Maintenance and repair of vessels, rail transport equipment or aircraft
Industry classification: part of CPC 8868, CPC 86764 and CPC 86769
Type of Reservation: Market Access
National Treatment

Description: **Cross-Border Services and Investment**
The EU reserves the right to adopt or maintain any measure with respect to the provision of maintenance and repair services of aircraft, rail transport equipment, maritime transport vessels (with the exception of **EE, HU, LV, SI**) or internal waterways transport vessels (with the exception of **HU, LV**).
Only recognised organisations authorised by the EU may carry out statutory surveys and certification of ships on behalf of EU Member States.

Existing Measures: Regulation (EC) No 391/2009 of the European Parliament and of the Council of 23 April 2009 on common rules and standards for ship inspection and survey organisations

~~**Sector:** Business Services, auxiliary services to maritime transport
Sub-sector: Maintenance and repair of vessels, rail transport equipment or aircraft
Industry classification: part of CPC 8868, CPC 86764 and CPC 86769
Type of Reservation: Market Access
National Treatment
Most Favoured Nation Treatment~~

~~**Description:** **Cross-Border Services**
The EU, with the exception of X, Y, Z, reserves the right to adopt or maintain any measure with respect to the cross-border provision of maintenance and repair services of aircraft, maritime or internal waterways transport vessels and rail transport equipment.
Only recognised organisations authorised by the EU may carry out statutory surveys and certification of ships on behalf of EU Member States.~~

~~**Existing Measures:** Regulation 391/2009/EC of the European Parliament and the Council on common rules and standards for ship inspection and survey organisations~~

COM: Improve clarity and accuracy of previous reservation

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Sector: Communications Services
Sub-sector: Postal services
Industry classification: part of CPC 751, part of CPC 71235, part of CPC 73210
Type of Reservation: Market Access

Description: **Cross-Border Services and Investment**
The **EU** reserves the right to confer exclusive rights to the universal service provider(s) for the clearance, sorting, transport and delivery of postal items, whether for domestic or foreign destinations, whether by accelerated delivery or not, the price of which is less than five times the public tariff for an item of correspondence, provided that they weigh less than 350 grams. In the case of the free postal service for blind and partially sighted persons, exceptions to the weight and price restrictions may be permitted.

The **EU** reserves the right to organise the siting of letter boxes on the public highway, the issue of postage stamps and the registered mail service used in the course of judicial or administrative procedures, in accordance with national legislation.

Authorisation systems may be established for the provision of postal services. In case of services falling within the scope of the universal postal service, an individual licence may be introduced. These licences may be subject to particular obligations in view of ensuring the provision of universal postal services (e.g. payment into compensation fund, if applicable) and requirements in view of ensuring the compliance with essential requirements (e.g. protection of personal data; safeguarding the confidentiality of information).

Existing Measures: Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service, as amended by Directive [2002/39/EC](#) and Directive [2008/06/EC](#)

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Sector: Recreational, cultural and sporting services
Sub-sector: Gambling and betting services
Industry classification: CPC 96492
Type of Reservation: Market Access

National Treatment

~~Most-Favoured-Nation-Treatment~~

~~Performance requirements~~

~~Senior Management and Boards of Directors~~

Description: **Cross-Border Services and Investment**
The **EU** except **MT** reserves the right to adopt or maintain any measure with respect to the provision of gambling activities, which involve wagering a stake with pecuniary value in games of chance, including in particular lotteries,

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scratch cards, gambling services offered in casinos, gambling arcades or licensed premises, betting services, bingo services and gambling services operated by and for the benefit of charities or non-profit-making organisations. This reservation does not apply to games of skill, gambling machines that do not give prizes or that give prizes only in the form of free games and promotional games, whose exclusive purpose is to encourage the sale of goods or services which are not covered by this exclusion.

Existing Measures:

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Sector: Supply-Retail sale of pharmaceutical, medical, and orthopaedic goods-goods to the general public, Retailing services, Maintenance and repair services

Sub-sector:

Industry classification: CPC 931, CPC 932, CPC 63211, part of CPC 88660

Type of Reservation: Market Access

Description:

Investment

The EU, with the exception of CZ, EL, LT, LU, NL, and the UK, reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under Article XVI of the General Agreement on Trade in Services which restricts at local/municipal level the number of suppliers entitled to provide a particular service in a specific local zone or area on a non-discriminatory basis in order to prevent oversupply in areas of limited demand. An economic needs test may therefore be applied, taking into account such factors as the number of and impact on existing establishments, transport infrastructure, population density and/or geographic spread.

Existing Measures:

COM: Improve clarity by removing reference to GATS and indicating specific reservations.

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Sector: Educational Services

Sub-sector:

Industry classification: CPC 92

Type of Reservation: Market Access

National Treatment

Most Favoured Nation Treatment

Performance Requirements

Senior Management and Boards of Directors

Description:

Cross-Border Services and Investment

For Sweden please see separate reservation.

The The EU reserves the right to adopt or maintain any measure with regard to educational services other than those which are privately funded.

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Participation of private operators in the education system is subject to concession.

The EU, except for CZ and SK, reserves the right to adopt and maintain any measure with respect to the provision of privately funded education services other than primary, secondary, higher and adult education services.

CY, FI, MT, and RO reserve the right to adopt or maintain any measure with respect to the provision of privately funded primary, secondary, and higher education services.

BG reserves the right to require establishment for the provision of primary, secondary, and higher education services. Only juridical persons are able to provide primary and secondary education services.

FR and IT reserve the right to require establishment for the provision of primary and secondary education services.

SI reserves the right to require establishment for the provision of primary education services. The majority of the members of the board of directors of an establishment providing secondary or higher education services must be Slovenian nationals.

For CZ and SK, the majority of the members of the board of directors of an establishment providing education services must be Czech and Slovak nationals respectively.

AT reserves the right to prohibit the cross-border provision of adult education services by means of radio or television broadcasting.

Public funding which may be granted to an EU consumer in relation to the provision of education services is not extended to those services which are provided outside the territory of the EU.

-that is not inconsistent with its obligations under Article XVI or Article XVII of the General Agreement on Trade in Services with respect to the provision of education services-

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Existing Measures:

COM: Improve clarity by removing reference to GATS and indicating specific reservations.

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Sector: Health and social services

Sub-sector: Human Health services and Social Services

Industry classification: 931 Human Health Services, 933 Social Services

Type of Reservation: Market access

National Treatment

Without prejudice

Senior Management and Board of Directors

Description: **Cross-Border Services**

The **EU**, with the exception of **HU**, reserves the right to adopt or maintain any measure requiring the establishment of suppliers of health services.

HU reserves the right to adopt or maintain any measure requiring the establishment of suppliers of health services other than hospital, ambulance or residential health services.

The **EU**, with the exception of **LT**, **LV** and the **NL**, reserves the right to adopt or maintain any measure requiring the establishment of suppliers of social services.

Public funding which may be granted to an EU consumer in relation to the provision of health or social services is not extended to those services which are provided outside the territory of the EU.

Social services relate to housing, childcare and support to families and persons permanently or temporarily in need, which are provided by the State at national, regional or local level, by providers mandated by the State or by charities recognised as such by the State.

Health services include services provided by health professionals to patients to assess, maintain or restore their state of health, where those activities are reserved to a regulated health profession in the Member State in which the services are provided, whether or not provided via healthcare facilities.

COM: Improve clarity by removing reference to GATS and indicating specific reservations.

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Sector: Health ~~and Social~~ Services

Sub-sector:

Industry classification: CPC 931, ~~CPC 933~~

Type of Reservation:

- Market Access
- National Treatment
- ~~Most Favoured Nation Treatment~~
- Performance requirements
- Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**

The **EU** reserves the right to adopt or maintain any measure with regard to the provision of health services other than hospital, ambulance or residential health services which are privately funded.

Participation of private operators in the health system is subject to concession. An economic needs test may apply. Main criteria: number of and impact on existing

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establishments, transport infrastructure, population density, geographic spread, and creation of new employment.

BG, CY, CZ, FI, MT, SE and SK reserve the right to adopt or maintain any measure with respect to the provision of privately funded hospital, ambulance or residential health services.

BE, PL and UK reserve the right to adopt or maintain any measure with respect to the provision of privately funded ambulance or residential health services.

AT and SI reserve the right to adopt or maintain any measure with respect to the provision of privately funded ambulance services.

~~The **EU** reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under Article XVI or Article XVII of the General Agreement on Trade in Services with respect to the provision of publicly funded health and social services which are subject to specific public service obligations imposed by public authorities on the provider of the service in order to meet certain public interest objectives.~~

This includes services provided by health professionals to patients to assess, maintain or restore their state of health, where those activities are reserved to a regulated health profession in the Member State in which the services are provided, whether or not provided via healthcare facilities, ~~and the following services: social services relating to housing, childcare and support to families and persons permanently or temporarily in need, which are provided by the State at national, regional or local level, by providers mandated by the State or by charities recognised as such by the State.~~

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Existing Measures:

COM: Improve clarity by removing reference to GATS and indicating specific reservations.

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Sector: Social Services

Sub-sector:

Industry classification: CPC 933

Type of Reservation: Market Access

National Treatment

Performance Requirements

Senior Management and Boards of Directors

Description: Investment

CZ, FI, HU, MT, PL, RO, SE, SI, SK reserve the right to adopt and maintain any measure with respect to social services suppliers.

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BE, CY, DE, DK, ES, FR, EL, IE, IT, LU, NL, PT, UK: reserve the right to adopt and maintain any measure with respect to social services suppliers other than suppliers of services relating to Convalescent and Rest Houses and Old People's Homes.

BG and LT reserve the right to adopt and maintain any measure with respect to social services suppliers which are not privately funded.

Participation of private operators in the social services system is subject to concession. An economic needs test may apply. Main criteria: number of and impact on existing establishments, transport infrastructure, population density, geographic spread, and creation of new employment.

Social services relate to housing, childcare and support to families and persons permanently or temporarily in need, which are provided by the State at national, regional or local level, by providers mandated by the State or by charities recognised as such by the State.

COM: Improve clarity by removing reference to GATS and indicating specific reservations.

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Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Industry classification:
Type of Reservation: Market Access
National Treatment
Level of Government: EU level
Measures: Directive 85/611/EEC of 20 December 1985 on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS), as amended by:-
Description: **Investment and Cross Border Services**
Only firms having their registered office in the EU can act as depositories of the assets of investment funds. The establishment of a specialised management company, having its head office and registered office in the same Member State, is required to perform the activities of management of common funds, including unit trusts, and where allowed under national law, investment companies.

*

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central
Description: **Cross-Border Services**
With the exception of **CY, EE, LV, LT, and MT**, the **EU** reserves the right to adopt or maintain any measure

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requiring establishment and limiting the cross-border provision of services by suppliers of direct insurance services (including co-insurance) and direct insurance intermediation, except with respect to the insurance of risks relating to:

- (a) marine shipping and commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods and any liability deriving therefrom, and;
- (b) goods in international transit.

Existing Measures:

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
With the exception of **CY, EE, LV, LT, MT, SI** and **RO**, the EU reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of the suppliers of banking and other financial services (excluding insurance) except with respect to:

- (a) the provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services;
- (b) advisory, intermediation and other auxiliary financial services on all the activities listed in paragraph [banking and other financial services] of Article [] of Title [], including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

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Sector: Transport
Sub-sector: Water transport, Supporting services for water transport
Industry classification: CPC 72, CPC 745
Type of Reservation: Market Access
National Treatment

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~~Most Favoured Nation Treatment~~

Senior Management and Boards of Directors

Description:

Cross-Border Services and Investment

The **EU** reserves the right to adopt or maintain any measure with respect to the provision of national cabotage transport.

Without prejudice to the scope of activities which may be considered as cabotage under the relevant national legislation, national cabotage transport is assumed to cover transportation of passengers or goods between a port or point located in a Member State of the European Union and another port or point located in the same Member State, including on its continental shelf as provided in the UN Convention on the Law of the Sea, and traffic originating and terminating in the same port or point located in a Member State of the European Union.

The **EU** except **DK, LV** and **MT** reserves the right to adopt and maintain any measure with regard to the establishment of a registered company for the purpose of operating a fleet under the national flag of the State of establishment. This reservation relates to, among other things, requirements relating to ownership of capital control. This provision does not relate to national legislation regulating when a ship shall be deemed to be flying the national flag.

The EU reserves the right to adopt and maintain any measure with regard to the nationality of crew.

Existing Measures:

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Sector:

Transport

Sub-sector:

Pilotage and berthing services

Industry classification:

CPC 7452

Type of Reservation:

Market Access

National Treatment

~~Most Favoured Nation Treatment~~

Senior Management and Boards of Directors

Description:

Cross-Border Services and Investment

The **EU** reserves the right to adopt or maintain any measure with respect to the provision of pilotage and berthing services.

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Sector:

Transport

Sub-sector:

Road Transport: Passenger Transportation, Freight Transportation, International Truck transport services

Industry classification:

CPC 712

Type of Reservation:

Market Access

National Treatment

~~Most Favoured Nation Treatment~~

Description:

Cross-Border Services and Investment

The **EU** reserves the right to ~~adopt or maintain any measure~~ require establishment for the provision of relating to road transport services.

Foreign investors cannot provide transport services within an EU Member State (cabotage), except for rental of non scheduled services of buses with operator.

An economic needs test applies to taxi services in the EU. Main criteria: number of and impact on existing establishments, population density, geographical spread, impact on traffic conditions and creation of new employment.

For passenger and freight transportation:

AT, BG: Exclusive rights and/or authorisations may only be granted to nationals of the Member States of the European Union and to juridical persons of the European Union having their headquarters in the European Union.

BG: Incorporation is required.

FI, LV: Authorisation is required, which is not extended to foreign registered vehicles.

LV, SE: Requirement for established entities to use nationally registered vehicles.

For passenger transportation:

ES: Economic needs test applies to services provided under CPC 7122. Main criteria: local demand.

IT, PT: Economic needs test for limousine services. Main criteria: number of and impact on existing establishments, population density, geographical spread, impact on traffic conditions and creation of new employment.

ES, IE, IT: Economic needs test for intercity bussing services. Main criteria: number of and impact on existing establishments, population density, geographical spread, impact on traffic conditions and creation of new employment.

FR: Foreign investors are not allowed to provide intercity bussing services.

For freight transportation:

IT, SK: An economic needs test is applied. Main criteria: local demand.

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~~that is not inconsistent with its obligations under Article XVI and Article XVII of the General Agreement on Trade in Services.~~

Existing Measures:

Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC

Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market

Regulation (EC) No 1073/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international market for coach and bus services, and amending Regulation (EC) No 561/2006

COM: Improve clarity by removing reference to GATS and indicating specific reservations.

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Sector: Transport
Sub-sector: Space transport, rental of space craft
Industry classification: CPC 733
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
The EU reserves the right to adopt or maintain any measure with respect to the transportation services via space and the rental of space craft.

Existing Measures:

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Sector: Energy
Sub-sector: Electricity and gas transmission systems, oil and gas pipeline transport
Industry classification: ISIC Rev 3.1 401, 402, CPC 7131, CPC 887
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**

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The EU reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under an economic integration agreement with respect to Canadian enterprises controlled by natural persons or enterprises of a third country which accounts for more than 5% of the EU's oil or natural gas imports, in order to guarantee the security of the energy supply of the EU as a whole, or of an individual EU Member State.

Existing Measures:

Directive 2009/72/EC of the European Parliament and of the Council of 13 July 2009 concerning common rules for the internal market in electricity and repealing Directive 2003/54/EC

Directive 2009/73/EC of the European Parliament and of the Council of 13 July 2009 concerning common rules for the internal market in natural gas and repealing Directive 2003/55/EC

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Schedule of Austria

Sector: Business Services
Sub-sector: Legal services
Industry classification: part of CPC 861
Type of Reservation: Market Access
National Treatment

Description: **Cross-Border Services and Investment**
Austria reserves the right to adopt or maintain any measure with respect to the provision of legal services which is not inconsistent with its obligations under Article XVI and Article XVII of the General Agreements on Trade in Services.

Existing Measures: Rechtsanwaltsordnung (Lawyers Act) - RAO, RGBI. Nr. 96/1868

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~~**Sector:** Educational services
Sub-sector: Higher Education services and Other Education services
Industry classification: CPC 923 and 929
Type of Reservation: Market Access
National Treatment~~

~~**Description:** **Cross-Border Services and Investment**
Austria reserves the right to adopt and maintain any measure which is not inconsistent with its obligations under Art XVI and XVII of the GATS with respect to educational services (public and private) suppliers approved by public authorities.~~

~~**Existing Measures:**~~

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Schedule of Belgium

Sector: Communication Services
Sub-sector: Satellite broadcast transmission services
Industry classification:
Type of Reservation: Market access
National Treatment

~~Most Favoured Nation Treatment~~
~~Performance requirements~~ Senior
Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Belgium reserves the right to adopt or maintain any measure with respect to the provision of satellite broadcast transmission services.

Existing Measures:

*

Sector: Rental/Leasing services
Sub-sector: Rental and leasing of pre-recorded video cassettes
Industry classification: CPC 83202
Type of Reservation: Market Access
National Treatment

~~Most Favoured Nation Treatment~~
~~Performance requirements~~
~~Senior Management and Boards of Directors~~

Description: **Cross-Border Services and Investment**
Belgium reserves the right to adopt or maintain any measure with respect to the provision of rental or leasing services of pre-recorded videos, DVDs etc. for use in home entertainment equipment.

Existing Measures:

*

~~**Sector:** Education services~~
~~**Industry classification:** CPC 92~~
~~**Type of Reservation:** Market access~~
~~National Treatment~~
~~Most Favoured Nation Treatment~~
~~Performance requirements~~
~~Senior Management and Boards of Directors~~

~~**Description:** **Cross border services and Investment**~~
~~Belgium reserves the right to adopt or maintain any measure with respect to publicly funded education services.~~

~~**Existing Measures:**~~

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Sector: Health and Social Services
Sub-sector:
Industry classification: CPC 93, part of CPC 85201
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Belgium reserves the right to adopt or maintain any measure with respect to privately funded healthcare, veterinary care, and social services that is not inconsistent with Belgium's obligations under Article XVI and XVII of the General Agreement on Trade in Services.

Existing Measures:

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Federal

Description: **Cross-Border Services**
Belgium reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of investment advisory services.

Existing Measures: Royal decree of 20 December 1995 on Foreign investing firms
Royal Decree of 26 April 2009 on foreign UCIT's management companies

*

Sector: Supporting services for air transport
Sub-sector: Airport management
Industry classification:
Type of Reservation: Market access
National treatment
Level of Government: Federal and regional

Description: **Cross border services and Investment**
Belgium reserves the right to adopt and maintain any measure that is not inconsistent with its obligations under Article XVI or Article XVII of the General Agreement on Trade in Services with respect to airport management.

Existing Measures:

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Sector: Transport
Sub-sector: Freight transport agency services
Industry classification: CPC 7480
Type of Reservation: ~~Market access~~
~~National Treatment~~
~~Local presence~~
Level of Government: Federal

Description: **Cross border services and Investment**
EU nationality and the presence of local offices are required in order to provide freight transport agency services.

Existing Measures: Loi du 26 juin 1967 relative au statut des auxiliaires de transport de marchandises, telle que modifiée.
Arrêté royal du 18 juillet 1975 créant la licence de commissionnaire de transport, tel que modifié.

*

Sector: Transport
Sub-sector: Cargo handling services
Industry classification: CPC 741
Type of Reservation: Market Access
Level of Government: Federal

Description: **Cross border services and Investment**
Cargo handling services can only be operated by accredited workers, eligible to work in port areas designated by royal decree.

Existing Measures: Loi du 8 juin 1972 organisant le travail portuaire.
Arrêté royal du 12 janvier 1973 instituant une Commission paritaire des ports et fixant sa dénomination et sa compétence
Arrêté royal du 4 septembre 1985 portant agrément d'une organisation d'employeur (Anvers)
Arrêté royal du 29 janvier 1986 portant agrément d'une organisation d'employeur (Gand)
Arrêté royal du 10 juillet 1986 portant agrément d'une organisation d'employeur (Zeebrugge)
Arrêté royal du 1er mars 1989 portant agrément d'une organisation d'employeur (Ostende)
Arrêté royal du 5 juillet 2004 relatif à la reconnaissance des ouvriers portuaires dans les zones portuaires tombant dans le champ d'application de la loi du 8 juin 1972 organisant le travail portuaire, tel que modifié.

*

~~**Sector:** Transport~~
~~**Sub sector:** Transport services by sea-going vessels~~
~~**Industry classification:** CPC 7212~~
~~**Type of Reservation:** Market Access~~
~~National Treatment~~
~~Most Favoured Nations Treatment~~

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Performance Requirements
Senior Management and Board of Directors

Level of Government: ~~Regional~~ **Federal**

Description: ~~Regional~~ **Cross border services and Investment**
In order to protect Belgian shipping interests, Belgium reserves the right to take measures to prohibit freight transportation by companies flying under a designated flag or for a designated country.

Existing Measures: ~~Regional~~ Loi du 25 janvier 1984 protégeant la marine marchande belge, telle que modifiée.

*

Sector: Transport
Sub-sector: Road transport
Industry classification: CPC 71221
Type of Reservation: Market access

Level of Government: Regional

Description: **Investment**
Belgium reserves the right to restrict the availability of licences to provide taxi services.

For the Brussels Capital Region: A maximum number of licences is fixed by law.

For the Flemish Region: A maximum number of taxis per capita is fixed by law. This number can be adjusted, in which case an economic needs test is applied. Main criteria: degree of urbanisation, average occupancy rate of existing taxis.

For the Walloon Region: A maximum number of taxis per capita is fixed by law. This number can be adjusted, in which case an economic needs test is applied. Main criteria: average occupancy rate of existing taxis.

*

Sector: Mining and quarrying
Sub-sector: Other mining and quarrying
Industry classification: ISIC rev 3.1: 14
Level of Government: Federal
Type of Reservation: National Treatment

Description: **Cross-border services and Investment**
The exploration for and exploitation of mineral resources and other non-living resources in territorial waters and the continental shelf are subject to concession. The concessionaire must be domiciled in Belgium.

Existing Measures: Arrêt Royal du 1^{er} septembre 2004 relatif aux conditions, à la délimitation géographique et à la procédure d'octroi des concessions d'exploration et d'exploitation des ressources

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minérales et autres ressources non vivantes de la mer
territoriale et du plateau continental

*

Sub-sector: Production of electricity
Industry classification: ISIC rev 3.1: 4010
Level of Government: Federal
Type of Reservation: Market Access
National Treatment

Description: **Cross-border services and Investment**

An individual authorisation for the production of electricity of a capacity of 25 MW requires establishment in the EU, or in another State which has a similar regime to that enforced by Directive 96/92 in place, and where the company has an effective and continuous link with the economy.

The offshore production of electricity within the offshore territory of Belgium is subject to concession and a joint venture obligation with an EU company, or a foreign company from a country having a similar regime to that of directive 2003/54/CE, particularly with regard to conditions relating to the authorisation and selection. Additionally, the company should have its central administration or its head office in an EU Member State or a country meeting the above criteria, where it has an effective and continuous link with the economy.

The construction of electrical power lines which link offshore production to the transmission network of Elia requires authorisation and the company must meet the previously specified conditions, except for the joint venture requirement.

Existing Measures: Arrêté Royal du 11 octobre 2000 fixant les critères et la procédure d'octroi des autorisations individuelles préalables à la construction de lignes directes

Arrêté Royal du 20 décembre 2000 relatif aux conditions et à la procédure d'octroi des concessions domaniales pour la construction et l'exploitation d'installations de production d'électricité à partir de l'eau, des courants ou des vents, dans les espaces marins sur lesquels la Belgique peut exercer sa juridiction conformément au droit international de la mer

Arrêté Royal du 12 mars 2002 relatif aux modalités de pose de câbles d'énergie électrique qui pénètrent dans la mer territoriale ou dans le territoire national ou qui sont installés ou utilisés dans le cadre de l'exploration du plateau continental, de l'exploitation des ressources minérales et autres ressources non vivantes ou de l'exploitation d'îles

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artificielles, d'installations ou d'ouvrages relevant de la
juridiction belge

*

Sector: Energy
Sub-sector: Electricity and gas transmission and distribution, bulk
storage services of gas
Industry classification: ISIC rev 3.1: 1401 and 1402, CPC Prov 887, CPC Prov 7130
Level of Government: Federal and regional
Type of Reservation: Market access
National Treatment

Description: **Cross-border services and Investment**
BE reserves the right to adopt or maintain any measure
related to the types of legal entities and to the treatment of
public or private operators to which Belgium has conferred
exclusive rights.

Establishment is required within EEA for transmission
services bulk storage services of gas, and within the Walloon
Region to provide services related to distribution of
electricity and gas in that region.

*

Sector: Energy
Sub-sector: Transport via pipeline of fuel
Industry classification: CPC Prov 7131
Level of Government: Federal
Type of Reservation: Market Access
National Treatment
~~National Treatment~~

Description: **Cross-border services and Investment**
The pipeline transport of natural gas and other fuels is
subject to an authorisation requirement. An authorisation
may only be granted to a natural or juridical person
established in an EU Member State (in accordance with
Article 3 of the AR of 14 May 2002).

Where the authorisation is requested by a company then:-

- the company must be established in accordance with
Belgian law, or the law of another EU Member State, or the
law of a third country, which has undertaken commitments
to maintain a regulatory framework similar to the common
requirements specified in Directive 98/30/EC of the
European Parliament and the Council of 22 June 1998
concerning common rules for the internal market in natural gas; and

~~Le transport de produits gazeux et autres par canalisation est soumis à un régime
d'autorisation qui requiert que la demande d'autorisation émane d'une personne
physique ou morale établie dans un des Etats Membres de l'UE (Article 3 de l'AR du 14
mai 2002). Si la demande provient d'une société :-~~

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~~constitution de celle-ci conformément à la législation belge, à celle d'un autre Etat membre des Communautés ou à celle d'un Etat vis-à-vis duquel des engagements similaires à ceux résultant de la Directive 98/30/CE du Parlement européen et du Conseil du 22 juin 1998 concernant des règles communes pour le marché intérieur du gaz naturel ont été pris,~~

~~- the company must hold its administrative seat, its principal establishment or its head office within a Member State of the European Union, or a third country, which has undertaken commitments to maintain a regulatory framework similar to the common requirements specified in Directive 98/30/EC of the European Parliament and the Council of 22 June 1998 concerning common rules for the internal market in natural gas,, provided that the activity of this establishment or head office represents an effective and continuous link with the economy of the country concerned.~~

~~disposition d'un siège administratif, d'un principal établissement ou d'un siège social à l'intérieur d'un Etat membre des Communautés ou d'un Etat vis-à-vis duquel des engagements similaires à ceux résultant de la directive 98/30/CE ont été pris, à condition que l'activité de cet établissement ou siège social présente un lien effectif et continu avec l'économie de l'un de ces Etats membres;~~

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Existing Measures: Arrêté Royal du 14 mai 2002 relatif à l'autorisation de transport de produits gazeux et autres par canalisations.

*

Sector: Energy
Sub-sector: Wholesaling services of electricity and gas
Industry classification: CPC Prov 62271
Level of Government: Federal
Type of Reservation: National Treatment

Description: **Cross-border services**
An authorisation is necessary for the supply of electricity by an intermediary having customers established in Belgium who are connected to the national grid system or to a direct line whose nominal voltage is higher than 70.000 volts. Such an authorisation may only be granted to a natural or juridical person established in the EEA.
~~Une autorisation est requise pour la fourniture d'électricité par un intermédiaire à des clients établis en Belgique qui sont raccordés au réseau de transport ou à une ligne directe dont la tension nominale est supérieure à 70.000 volts. La procédure d'octroi de l'autorisation peut être demandée par une personne physique ou morale établie dans un des Etats faisant partie de l'Espace économique européen.~~

In general, the supply of natural gas to customers (customers being both distribution companies and consumers whose overall combined consumption of gas arising from all points of supply attains a minimum level of

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one million cubic metres per year) established in Belgium is subject to an individual authorisation provided by the minister, except where the supplier is a distribution company using its own distribution network. Such an authorisation may only be granted to a natural or juridical person established in an EU Member State.

~~La fourniture habituelle de gaz naturel à des clients (par clients, il y a lieu d'entendre des entreprises de distribution ou des clients finals dont les prélèvements de gaz en chaque point de fourniture atteignent en permanence un minimum d'un million de m³ par an) établis en Belgique est soumise à l'octroi préalable d'une autorisation individuelle délivrée par le ministre sauf lorsqu'elle est effectuée par une entreprise de distribution sur son propre réseau de distribution. L'autorisation de fourniture est demandée par une personne physique ou morale établie dans un des Etats membres de l'Union européenne.~~

Existing Measures:

Arrêté royal relatif aux autorisations de fourniture d'électricité par des intermédiaires et aux règles de conduite applicables à ceux-ci
Arrêté royal du 12 juin 2001 relatif aux conditions générales de fourniture de gaz naturel et aux conditions d'octroi des autorisations de fourniture de gaz naturel

*

Sector:

Energy

Sub-sector:

Nuclear energy

Industry classification:

Type of Reservation:

Market Access
National Treatment

Description:

Cross-Border Services and Investment

Belgium reserves the right to adopt and maintain any measure with respect to the production, processing or transportation of nuclear material and generation or distribution of nuclear-based energy.

*

Sector:

Mining and quarrying, Manufacturing and Energy

Sub-Sector:

Mining and quarrying, Manufacture of coke, refined petroleum products and nuclear fuel, Electricity, gas and hot water supply

Classification:

ISIC rev 3.1: 10, 1110, 13, 14, 232, part of 4010, part of 4020, part of 4030

Level of Government:

EU level

Type of Reservation:

Market access
National treatment

Description:

Investment

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Investors from countries which are energy suppliers may be prohibited from obtaining control of the activity. Incorporation is required.

*Without prejudice***Schedule of Bulgaria**

Sector: All Sectors
Sub-sector: Acquisition of real estate
Industry classification:
Type of Reservation: National Treatment
Level of Government: Central
Measures: Constitution of the Republic of Bulgaria, art. 22
 Law on Ownership and Use of Agricultural Land, art. 3
 Law on Forests, art. 10

Description: **Investment**
 Foreign natural and foreign juridical persons (including through a branch) cannot acquire ownership of land in Bulgaria. Bulgarian juridical persons with foreign participation cannot acquire ownership of agricultural land. Foreign juridical persons and foreign citizens with permanent residence abroad can acquire ownership of buildings and limited property rights (right to use, right to build, right to raise a superstructure and servitudes) of real estate. Foreign citizens with permanent residence abroad, foreign juridical persons and companies in which foreign participation ensures a majority in adopting decisions or blocks the adoption of decisions, can acquire real estate property rights in specific geographic regions designated by the Council of Ministers subject to permission.

*

Sector: All Sectors
Sub-sector:
Industry classification:
Type of Reservation: Market Access
 National Treatment
Level of Government: Central
Measures: Law on State Property
 Concessions Act
 Law on Privatisation and Post-Privatisation Control

Description: **Investment**
 Certain economic activities related to the exploitation or use of State or public property are subject to concessions granted under the provisions of the Concessions Act

The activities of prospecting, development or extraction of natural resources on the territory of the Republic of Bulgaria, in the continental shelf and in the exclusive economical zone in the Black Sea are subject to permission.

Commercial corporations in which the State or a municipality holds a share in the capital exceeding 50 per cent, cannot effect any transactions for disposition of fixed assets of the corporation, to conclude any contracts for acquisition of participating interest, lease, joint activity, credit, securing of receivables, as well as incurring any obligations arising under bills of exchange, unless permitted by the Privatisation

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Agency or the municipal council, whichever is the competent authority.

Phase-out: None

*

Sector: Energy

Sub-sector:

Industry classification: ISIC rev 3.1: 40, CPC 88 (part of), CPC 71310

Type of Reservation: Market Access

National Treatment

Description: **Cross-Border Services and Investment**
Bulgaria reserves the right to adopt and maintain any measure with respect to the production of electricity and heat and to the services incidental to energy distribution, as well as to pipeline transportation, storage and warehousing of petroleum and natural gas, including transit transmission.

Existing measures: Energy Act

*

Sector: Mining and quarrying, Manufacturing

Sub-sector: Nuclear based electricity generation

Processing of nuclear material and fuel

Transportation or handling of nuclear material

Industry classification: ISIC REV 3.1 12, 23, 40

Type of Reservation: Market Access

National Treatment

Most-Favoured-Nation Treatment

Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Bulgaria reserves the right to adopt and maintain any measure with respect to the exploration, extraction, and processing of fissionable and fusionable materials or the materials from which they are derived, as well as to the trade therewith, to the maintenance and repair of equipment and systems in nuclear energy production facilities, to the transportation of such materials and the refuse and waste matter of their processing, to the use of ionising radiation, and on all other services relating to the use of nuclear energy for peaceful purposes (incl. engineering and consulting services and services relating to software, etc.).

Existing measures: Safe Use of Nuclear Energy Act

*

Sector: Business services

Sub-sector: Auditing services

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Industry classification: CPC 86211 and CPC 86212 other than accounting services
Type of Reservation: National Treatment
Level of Government: Central
Measures: Independent Financial Audit Act

Description: **Cross-Border Services**
An independent financial audit shall be implemented by registered auditors who are members of the Institute of the Certified Public Accountants. Subject to reciprocity, the Institute of the Certified Public Accountants shall register a third-country audit entity upon the latter's furnishing proof that: 1. three-fourths of the members of the management bodies and the registered auditors carrying out audit on behalf of the entity meet requirements equivalent to those for Bulgarian auditors and have passed successfully the examinations for it; 2. the audit entity carries out independent financial audit in accordance with the requirements for independence and objectivity; 3. the audit entity publishes on its website an annual transparency report or performs other equivalent requirements for disclosure in case it audits public-interest entities.

*

Sector: Veterinary Services
Sub-sector:
Industry classification: CPC 932
Type of Reservation: Market Access
National Treatment
Level of Government: Central
Measures: Veterinary Practices Act

Description: **Cross-Border Services and Investment**
In Bulgaria, a veterinary medical establishment may be established by a natural or a legal person.
The practice of veterinary medicine is subject to an EU/EEA nationality condition, or a permanent residence permit is required for foreign nationals.

*

Sector: Health and Social Services
Sub-sector:
Industry classification: CPC 931, CPC 933
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance Requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**

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Bulgaria reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under Article XVI or XVII of the General Agreement on Trade in Services with respect to the provision of privately-funded health and social services.

Existing Measures: Law for Medical Establishments
Professional Organisation of Medical Nurses, Midwives and Associated Medical Specialists Guild Act
Social Assistance Act

*

Sector: Distribution
Sub-sector: Distribution of arms, munitions, explosives and other war material
Distribution of chemical products
Distribution of precious metals and stones
Distribution of pharmaceuticals, products and objects for medical use and medical substances
Distribution of tobacco and tobacco products
Distribution of alcoholic beverages

Industry classification:
Type of Reservation:

Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Bulgaria reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under Article XVI or XVII of the General Agreement on Trade in Services with respect to the distribution of arms, munitions, explosives and other war material; chemical products, precious metals and stones, pharmaceuticals, medical substances and products and objects for medical use; tobacco and tobacco products and alcoholic beverages.

Existing measures: Law on Medicinal Products in Human Medicine
Law of Veterinary Activity
Law for Prohibition of the Chemical Weapons and for Control over the Toxic Chemical Substances and Their Precursors
Law on Control of Exports of Weapons and Dual-Use Items and Technology
Law for the Tobacco and Tobacco Products

*

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**

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Transport insurance, covering goods, insurance of vehicles as such and liability insurance regarding risks located in the Republic of Bulgaria may not be underwritten by foreign insurance companies directly.

*

Sector: Environmental Services
Sub-sector:
Industry classification: CPC 94
Type of Reservation: National Treatment
Level of Government: Central
Measures: Environmental Protection Act, art. 117
Waters Act, art. 46
Waste Management Act

Description: **Cross border services and Investment**
Bulgaria reserves the right to adopt or maintain any measure with respect to the provision of services related to the collection, transportation, storage, secondary use, recycling, restoration, use in the production of energy and materials, and disposal of dangerous waste, refuse and substances.

*

Sector: Transport
Sub-sector: Supporting services for road transport
Industry classification: CPC 744
Type of Reservation: National Treatment
Level of Government: Central
Measures: Bulgarian Act for Road Transport, art. 6

Description: **Cross border**
Establishment is required.

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Schedule of Cyprus

Sector: Financial Services
Sub-sector: Insurance
National Treatment
Type of Reservation: Market Access
Level of Government: Central

Description: **Cross-Border Services and Investment**
Cyprus reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of services of direct insurance (including co-insurance), except with respect to the insurance of risks relating to:

(a) marine shipping and commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods and any liability deriving therefrom, and;

(b) goods in international transit.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Cyprus reserves the right to adopt or maintain any measure relating to the cross-border supply of banking and other financial services (excluding insurance) except with respect to:

(a) the trading for own account or for the account of customers, whether on an exchange or an over-the-counter market or otherwise of transferable securities;

(b) the provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services;

(c) advisory and other auxiliary financial services, excluding intermediation on all the activities listed in paragraph [] banking and other financial services] of Article [] of Title [], including credit reference and

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analysis, investment and portfolio research and advice,
advice on acquisitions and on corporate restructuring and
strategy.

This reservation does not affect the right of an EU national or
enterprise to purchase or consume the relevant services
abroad.

Existing Measures:

*

Sector: Energy

Sub-sector:

Industry classification: ISIC rev 3.1: 232, 4010, 4020, and CPC 62271, 63297,
7131, 613, 742, 887

Type of Reservation: National Treatment
Market Access
~~Most Favoured Nation Treatment~~
Senior Management and Boards of Directors
Performance Requirements

Description: Cross-Border Services and Investment

Cyprus reserves the right to adopt or maintain any measure
with respect to the manufacture of refined petroleum
products and the manufacture of gas, distribution of gaseous
fuels through mains on own account, the production,
transmission and distribution of electricity, the pipeline
transportation of fuels, services incidental to electricity and
natural gas distribution, the storage and warehousing
services of fuels transported through pipelines, wholesale
services of gaseous fuels and electricity, retail sales of fuel
oil and bottled gas, retailing services of motor fuel and
retailing services of electricity and non-bottled gas.

Existing Measures: The Regulating of the Electricity Market Laws of 2003 to
2008 (articles 34(2) and 37)
The Regulating of the Gas Market Laws of 2004 to 2007
The Petroleum (Pipelines) Law, Chapter 273 of the
Constitution of the Republic of Cyprus
The Petroleum Law L.64(I)/1975
The Petroleum and Fuel Specifications Laws of 2003 to 2009

*

Sector: Mining and Quarrying
Sub-sector: Extraction of crude petroleum and natural gas
Industry classification: ISIC rev 3.1: 1110
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Senior Management and Boards of Directors

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Description:

Investment

Cyprus reserves the right to adopt and maintain any measure relating to the prospecting, exploration, extraction, exploitation and/or processing of natural resources (oil and gas).

Existing Measures:

The Hydrocarbons Prospecting, Exploration and Exploitation Law and Regulations, 2007

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Schedule of Czech Republic

Sector: Business Services
Sub-sector: Real estate services
Industry classification: CPC 821, CPC 822
Type of Reservation: Market Access
National Treatment
~~Most-Favoured-Nation Treatment~~

Description: **Cross-Border Services**
Czech Republic reserves the right to adopt or maintain any measure with respect to the cross-border provision of real estate services.

Existing Measures:

*

Sector: Business Services
Sub-sector: Auction Services
Industry classification: CPC Ver.1.1 part of 621 (services of retail auctioning houses)
CPC Ver.1.1 part of 612 (services of wholesale houses)
CPC Ver.1.1 part of 625 (services of electronic retail auctions)
CPC Ver.1.1 part of 85990 (auctioning services other than in connection with legal procedures)

Level of Government: Central

Description: **Cross-Border Services**
Auction services in the Czech Republic are subject to licence. To obtain a licence, the company must be incorporated in the Czech Republic.

*

Sector: Business services
Sub-sector: Auditing services
Industry classification: CPC 86211 and 86212 other than accounting services
Type of Reservation: Market Access
National Treatment
Senior Management and Boards of Directors
Level of Government: Central
Measures: Law of 14th April 2009 no. 93/2009 Coll., on Auditors

Description: **Cross-Border Services and Investment**
An entity Only an enterprise in which ~~area~~ majority (at least 51%) of the capital interests/voting rights and ~~area~~ majority of the members of ~~the company's governing body~~ the board of directors ~~is~~ are held by persons approved ~~for~~ to performing audits either in the Czech Republic or in any other state of the EU/EEA may be authorized to ~~practice~~ carry out the audits in the Czech Republic.

Phase-out: None

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*

Sector: Other Services
Sub-sector: Escort Services
Industry classification: CPC1.1 97910, CPCprov 97090
Type of reservation: Market access
National Treatment

Level of Government:

Description: **Cross-Border Services and Investment**
The Czech Republic reserves the right to adopt or maintain any measure with respect to escort services that is not inconsistent with its obligations under the General Agreement on Trade in Services.

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Industry classification: Pension fund management
Type of Reservation: Market Access
National treatment

~~Most Favoured Nation~~

Performance requirements
Senior management and Boards of Directors
Level of Government: Central

Description: **Investment**
The Czech Republic reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under the General Agreement on Trade in Services with respect to pension fund management services.

*

Sector: Technical testing and analyses
Sub-sector:
Industry classification: CPC 86761
Type of Reservation: Market Access
Level of Government: Central

Description: **Cross-Border Services**
The Czech Republic reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of technical testing and analysis services which require an authorisation from the government.

This includes testing and analysis services of the chemical and biological properties of water (drinking and hot water, products that are in direct contact with drinking, hot or raw water), construction sites, soil, certain objects of common use (excluding toys and cosmetics), waste, food and chemicals. This also applies to testing and analysis services

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relating to the concentration of dust and chemical pollutants in the working environment, measuring the intensity of noise, disinfection and sterilisation, and testing and analysis services in related scientific fields such as microbiology, biochemistry, and bacteriology.

The provision of these services requires an authorisation from the Ministry of Health that may be granted only to legal entities established in the territory of the Czech Republic and to natural persons having permanent residency.

Existing measures: Act No. 258/2000 Coll., On Public Health Protection
Act No. 185/2001 Coll., On Waste Regulation
No. 376/2001 Coll., On Evaluation of Danger Characteristic in Waste

*

Sector: Health and social services

Sub-sector: Health Services (including ambulance services and services of laboratories handling human tissues and cells, preparation and retail of pharmaceuticals, retail of medical, orthopaedic products, blood derivatives, and of medical devices, and other services supplied by pharmacists), Social Services, Physical well-being services delivered by spas (be it for medical purposes or not)

Industry classification: CPCprov 931 Health Services, CPCprov 933 Social Services, CPC1.1 97230 Physical well-being services delivered by spas

Type of Reservation: Market access

National Treatment

~~Most Favoured Nation Treatment,~~

- Performance Requirements

Senior Management and Boards of Directors

Level of Government: Central

Description: **Cross-Border Services**

The Czech Republic reserves the right to adopt or maintain any measure relating to the provision of health and social services and services delivered by spas that is not inconsistent with its obligations under the General Agreement on Trade in Services.

Existing Measures: Act No.160/1992 Coll., On Health Care in Non-governmental Health Care Facilities, Act No **378/2007 Coll.** (on Pharmaceuticals), Act No 123/2000 Coll. (on Medical Devices)

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Schedule of Denmark

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
No persons or companies (including insurance companies) may, for business purposes in Denmark, assist in effecting direct insurance for persons resident in Denmark, for Danish ships or for property in Denmark, other than insurance companies licensed by Danish law or by Danish competent authorities.

Existing Measures:

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Schedule of Estonia

Sector: All Sectors
Sub-sector: Acquisition of real estate
Industry classification:
Type of Reservation: National Treatment
Level of Government: Central
Measures: Kinnisasja omandamise kitsendamise seadus (Restrictions on Acquisition of Immovables Act) § 2, § 3

Description: **Investment**
A natural person who is neither an Estonian citizen nor the citizen of any EEA country, or a legal person who is not entered in the appropriate Estonian register, may acquire an immovable used for profit yielding land, the land use type categories of which include agricultural or forest land, only with the authorisation of the county governor.

Phase-out: None

*

Sector: Financial Services
Sub-sector: Banking and other financial services (except insurance)
Type of Reservation: Market Access
National treatment
Level of Government: Central
Measures: Krediidiasutuste seadus (Credit Institutions Act) § 20⁶.

Description: **Cross-Border Services and Investment**
For acceptance of deposits, requirement of authorisation by the Estonian Financial Supervision Authority and registration under Estonian law as a joint-stock company, a subsidiary or a branch.

Without prejudice

Schedule of Finland

Sector: All sectors
Sub-sector:
Industry classification:
Type of Reservation: National Treatment
Level of Government: Central
Measures: Laki ulkomaalaisten yritysostojen seurannasta (Act on Monitoring of Foreigners' Corporate Acquisitions in Finland) (1612/1992)

Description: **Investment**
 The acquisition of shares by non-EEA country owners giving more than one third of the voting rights of a major Finnish company or a major business undertaking (with more than 1000 employees, with a turnover exceeding 168 million Euros or with a balance sheet total exceeding 168 million Euros) is subject to confirmation by the Finnish authorities. This confirmation may be denied only if an important national interest would be jeopardised. This limitation does not apply to telecommunications services.

Phase-out: None

*

Sector: All Sectors
Sub-sector:
Industry classification:
Type of Reservation: Market Access
 National Treatment
Level of Government: Sub-national (Åland Islands)
Measures: Ahvenanmaan maanhankintalaki (Act on land acquisition in Åland) (3/1975), Section 2
 Ahvenanmaan itsehallintolaki (Act on the Autonomy of Åland) (1144/1991), Section 11

Description: **Cross-Border Services and Investment**
 Restrictions on the right for natural persons, who do not enjoy regional citizenship in Åland, and for legal persons, to acquire and hold real property on the Åland Islands without obtaining permission from the competent authorities of the Åland Islands.

Restrictions on the right of establishment and right to carry out economic activities by natural persons, who do not enjoy regional citizenship in Åland, or by any enterprise, without obtaining permission from the competent authorities of the Åland Islands.

*

Sector: Mining and quarrying, Energy
Sub-sector: Nuclear based electricity generation

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Processing of nuclear material and fuel
Transportation or handling of nuclear material
Prospecting for ore, mining of nuclear material (incl. uranium and thorium)

Industry classification: ISIC REV 3.1 120, 40
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt and maintain any measure with respect to the prospecting for and mining, production, processing or transportation of nuclear material and generation of nuclear-based energy.

Existing measures: Ydinenergialaki (Nuclear Energy Act) (990/1987)

*

Sector: Mining
Sub-sector: Services incidental to mining, Prospecting of ore, Ore mining
Industry classification: CPC 883, CPC 5115, ISIC REV 3.1 C
Type of Reservation: Market Access

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any quantitative measure with regard to mining. Establishment is required.

*

Sector: Legal services
Sub-sector:
Industry classification: CPC 861
Type of Reservation: Market Access
National Treatment

Level of Government: Central

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure relating to representation before courts.

Existing Measures: Laki luvan saaneista oikeudenkäyntiavustajista (715/2011) (Act on authorised legal counsels), enters into force 1.1.2013.

*

Sector: Distribution Services
Sub-sector: Distribution of alcoholic beverages
Industry classification: part of CPC 62112, 62226, 63107
Type of Reservation: Market Access

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National Treatment
Most-Favoured-Nation Treatment
Performance Requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure with respect to the provision of distribution of alcoholic beverages.

Existing Measures: Alkoholilaki (Alcohol Act) (1143/1994)

*

Sector: Business Services
Sub-sector: Auditing Services
Industry classification: CPC 86211 and 86212 other than accounting services
Type of Reservation: Market Access
National Treatment
~~Most-Favoured-Nation Treatment~~
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services**
Finland reserves the right to adopt or maintain any measure with respect to the cross-border provision of auditing services.

Existing Measures: Tilintarkastuslaki (Auditing Act) (459/2007)

*

Sector: Research, Development and Innovation Services
Sub-sector: R&D and Innovation Services on Natural Sciences, Biological Sciences and Technologies, Environmental Sciences, Industrial Technologies and Infrastructures, Interdisciplinary and Other Activities
Industry classification: CPC 851, CPC 853
Type of Reservation: Market Access
National Treatment
~~Most favoured nation treatment~~

Level of Government: National

Description: **Cross-Border Services and Investment.**
Finland reserves the right to adopt or maintain any measure with respect to actions taken under research and/or innovation programmes.

Existing Measures:

*

Sector: Business services
Sub-sector: Electronic identification services
Industry classification: part of CPC 87909

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Type of Reservation: Market Access
Level of Government: Central
Measures: Laki vahvasta sähköisestä tunnistamisesta ja sähköisistä allekirjoituksista (Act on Strong Electronic Identification and Electronic Signatures) 617/2009

Description: **Cross-Border Services**
Finland reserves the right to require establishment in Finland, or elsewhere in the EEA.

Phase-out: None

*

Sector: Distribution Services
Sub-sector: Distribution of pharmaceuticals and medical goods
Industry classification: CPC 62251, CPC 62117, CPC 6321
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance Requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure with regard to distribution of pharmaceuticals and of medical goods.

Existing Measures: Lääkelaki (Medicine Act) (395/1987)

*

Sector: Distribution
Sub-sector: Distribution networks and systems, importation and wholesale of natural gas and electricity
Industry classification: CPC 62271, CPC 62279, CPC 63299, CPC 7131, CPC 887
Type of Reservation: Market Access
National treatment
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure with regard to energy distribution networks and systems and importation and wholesale of natural gas and electricity. Currently, natural monopolies and exclusive rights exist.

Existing measures: Maakaasumarkkinalaki (Natural Gas Market Act) (508/2000)
Sähkömarkkinalaki (Electricity Market Act) (386/1995)

*

Sector: Distribution Services
Sub-sector: Economic Activities relating to arms
Industry classification:
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~

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Performance Requirements
Senior Management and Boards of Directors

Description:	Cross-Border Services and Investment Finland reserves the right to adopt or maintain any measure with respect to economic activities relating to arms and of distribution of arms. Currently, establishment in Finland is required.
Existing Measures:	Ampuma-aselaki (Firearms Act) (1/1998) *
Sector:	Financial Services
Sub-sector:	Insurance and insurance-related services, Banking and other financial services
Industry classification:	
Type of Reservation:	Market Access National Treatment Senior Management and Boards of Directors
Description:	Cross-Border Services and Investment The supply of insurance broker services is subject to a permanent place of business in the European Union. Only insurers having their head office in the European Union or having their branch in Finland may offer direct insurance services. At least one half of the members of the board of directors and the supervisory board and the managing director of an insurance company providing statutory pension insurance shall have their place of residence in the EEA, unless the competent authorities have granted an exemption. Foreign insurers cannot obtain a licence in Finland as a branch to carry on statutory pension insurance. For other insurance companies, residency in the EEA is required for at least one member of the board of directors and the supervisory board and the managing director. The general agent of a Canadian insurance company must have his place of residence in Finland, unless the company has its head office in the EU. At least one of the founders, the members of the board of directors, the supervisory board and the managing director of banking services providers shall have their permanent residence in the EEA. At least one auditor shall have his permanent residence in the EEA. The broker (individual person) on derivative exchange shall have his place of residence in the EEA.

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For payment services, residency or domicile in Finland may be required.

Existing Measures: Laki ulkomaisista vakuutusyhtiöistä (Act on Foreign Insurance Companies) (398/1995)
Vakuutusyhtiölaki (Insurance Companies Act) (521/2008), Chapter 6, Section 4
Laki vakuutusedustuksesta (Act on Insurance Mediation) (570/2005)
Laki työeläkevakuutusyhtiöistä (Act on Companies providing statutory pension insurance) (354/1997)
Laki liikepankeista ja muista osakeyhtiömuotoisista luottolaitoksista (Act on Commercial Banks and Other Credit Institutions in the Form of a Limited Company) (1501/2001)
Säästöpankkilaki (1502/2001) (Savings Bank Act)
Laki osuuspankeista ja muista osuuskuntamuotoisista luottolaitoksista (1504/2001) (Act on Cooperative Banks and Other Credit Institutions in the Form of a Cooperative Bank)
Laki hypoteekkiyhdistyksistä (936/2001) (Act on Mortgage Societies)
Maksulaitoslaki (297/2010) (Act on Payment Institutions)
Laki ulkomaisen maksulaitoksen toiminnasta Suomessa (298/2010) (Act on the Operation of Foreign Payment Institution in Finland)

*

Sector: Health and Social Services
Sub-sector:
Industry classification: CPC 931, CPC 933,
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance Requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure with respect to the provision of privately-funded health and social services, [including services provided by psychologists]. This reservation does not apply to services provided by nurses.

Existing Measures: Laki yksityisestä terveydenhuollosta (Act on Private Health Care) (152/1990)
Act on passenger road transport which is subject to license (343/1991)
Laki yksityisten sosiaalipalvelujen valvonnasta (Act on Supervision of Private Social Services) (603/1993)

*

Sector: Education Services

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Sub-sector: Primary and Secondary Education Services, Higher Education Services, Other education services

Industry classification: CPC 92

Type of Reservation: Market Access

National Treatment

Most Favoured Nation Treatment

Performance Requirements

Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure with respect to the provision of privately-funded education services.

Existing Measures: Perusopetuslaki (Basic Education Act) (628/1998)
Lukiolaki (General Upper Secondary Schools Act) (629/1998)
Laki ammatillisesta koulutuksesta (Vocational Training and Education Act) (630/1998)
Ammattikorkeakoululaki (Polytechnics Act) (351/2003)
Yliopistolaki (Universities Act) (558/2009)

*

Sector: Transport

Sub-sector: Passenger or freight transport by rail

Industry classification: CPC 7111, CPC 7112

Type of Reservation: Market Access

National Treatment

Description: **Cross-Border Services and Investment**
Finland reserves the right to adopt or maintain any measure with respect to cross-border provision of rail transport.

With regard to establishment, currently, there are exclusive rights (granted to VR-Group Ltd that is 100% owned by the state) until 2019 in this field, which may be renewed.

Existing Measures: Regulation (EC) No 1370/2007 on public passenger transport services by rail and by road and repealing Council Regulations (EEC) Nos 1191/69 and 1107/70
Rautatielaki (Railway Act) (555/2006)

Without prejudice

Schedule of France

Sector:	All
Sub-sector:	Types of establishment
Industry classification:	
Type of Reservation:	Market Access National Treatment Most Favoured Nation Treatment Performance requirements
Level of Government:	Senior Management and Boards of Directors Central
Description:	Investment Pursuant to articles L151-1 and R153-1 sec of the financial and monetary code, foreign investments in France in sectors listed in article R153-2 of the financial and monetary code are subject to prior approval from the Minister for the Economy.
Existing Measures:	Financial and monetary code: articles L151-1 sec, R153-1 sec *
Sector:	All sectors
Sub-sector:	Types of establishment
Industry classification:	
Type of Reservation:	National Treatment Senior Management and Boards of Directors
Level of Government:	
Measures:	
Description:	Investment France reserves the right to limit foreign participation in newly privatised companies to a variable amount, determined by the government of France on a case by case basis, of the equity offered to the public. For establishing in certain commercial, industrial or artisanal activities, a specific authorisation is needed if the managing director is not a holder of a permanent residence permit.
Phase-out:	None *
Sector:	Business services
Sub-sector:	Architectural services
Industry classification:	CPC 8671
Type of Reservation:	Market Access
Level of Government:	Central
Description:	Investment

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France reserves the right to adopt or maintain any measures limiting the legal forms of establishment required to provide architectural services to the following legal forms:

SA et SARL (sociétés anonymes, à responsabilité limitée), EURL, SCP (en commandite par actions), SCOP, SELARL (société d'exercice libéral à responsabilité limitée), SELAFA (société d'exercice libéral à forme anonyme), SELAS or SAS, or as individual or as a partner in an architectural firm.

Phase-out:

None

Existing Measures:

Loi 90-1258 relative à l'exercice sous forme de société des professions libérales.

Décret 95-129 du 2 février 1995 relatif à l'exercice en commun de la profession d'architecte sous forme de société en participation.

Décret 92-619 du 6 juillet 1992 relatif à l'exercice en commun de la profession d'architecte sous forme de société d'exercice libéral à responsabilité limitée SELARL, société d'exercice libéral à forme anonyme SELAFA, société d'exercice libéral en commandite par actions SELCA.

Loi 77-2 du 3 janvier 1977, articles 12, 13 et 14

*

Sector:

News and Press Agency Services

Sub-sector:

Industry classification:

CPC 962

Type of Reservation:

Market Access

National Treatment

Description:

Investment

France reserves the right to limit foreign participation in companies publishing publications in the French language to 20% of the capital or voting rights in the company.

France reserves the right to adopt or maintain any measure with regard to the distribution of news by press agencies.

Canadian press agencies may establish a branch or office in France for the sole purpose of collecting news.

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Existing Measures:

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Sector:

Tourism and Travel Related Services

Sub-sector:

Tourist Guides Services

Industry classification:

CPC 7472

Type of Reservation:

National Treatment

Senior Management and Boards of Directors

Level of Government:

Description:

Cross-Border Services and Investment

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France reserves the right to require (EU)? nationality for the provision of tourist guide services. Only French nationals may provide guide services in national museums.

Existing measures: None

*

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
Insurance of risks relating to ground transport may be underwritten only by insurance firms established in the European Union.

Existing Measures: Article L 310-10 du code des assurances

*

Sector: Health services
Sub-sector: Laboratory Analysis and Testing
Industry classification: CPC 931

Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
France reserves the right to adopt or maintain any measure with regard to the provision of laboratory analysis and testing services.

Existing Measures: Article L 6213-1 à 6213-6 du Code de la Santé Publique

*

Sector: Energy
Sub-sector: Electricity and gas transmission systems, oil and gas pipeline transport
Industry classification: ISIC Rev 3.1 401, 402, CPC 7131, CPC 887
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance requirements
Senior Management and Boards of Directors

Existing Measures: Loi N° 2004-803 du 9 août 2004 relative au service public de l'électricité et du gaz et aux entreprises électriques et gazières

Loi N°2005-781 du 13 juillet 2005

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Loi N°2000-108 du 10 février 2000

Description: **Cross-Border Services and Investment**
France reserves the right to adopt or maintain any measure with regard to electricity and gas transmission systems and oil and gas pipeline transport.

Only companies where 100% of the capital is held by the French State, by another public sector organisation or by EDF, may own and operate electricity transmission or distribution systems.

Only companies where 100% of the capital is held by the French State, by another public sector organisation or by GDF-Suez, may own and operate gas transmission or distribution systems for reasons of national energy security.

*

Sector: Production of electricity
Industry classification: ISIC rev 3.1: 4010
Level of Government: Central
Type of Reservation: Market Access
Most-Favoured-Nation Treatment
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-border services and Investment**
France reserves the right to adopt or maintain any measure with respect to the production of electricity.

*

Sector: Education Services
Sub-sector: Other education services publicly and privately funded (CPC 929)
Industry classification:
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services**
France reserves the right to adopt or maintain any measure with regard to the provision of other educational services.

*

Sector: Rental/Leasing Services without Operators
Sub-sector: Other Rental/Leasing Services without Operators (CPC 832)

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Industry classification:

Type of Reservation:

- Market Access
- National Treatment
- ~~Most Favoured Nation Treatment~~
- Performance requirements
- Senior Management and Boards of Directors

Description:

Cross-Border Services

France reserves the right to adopt or maintain any measure with regard to the provision of other rental/leasing services without operator.

Schedule of Germany

Sector:	Financial Services
Sub-sector:	Insurance
Type of Reservation:	Market Access
Level of Government:	National Treatment
Description:	Cross-Border Services and Investment Compulsory air insurance policies can be underwritten only by a subsidiary established in the European Union or by a branch established in Germany.
Existing Measures:	§§ 105 ff "Versicherungsaufsichtsgesetz" (VAG), insbesondere § 105 Abs. 2 VAG: „Versicherungsunternehmen eines Drittstaates, die im Inland das Erst- oder Rückversicherungsgeschäft durch Mittelspersonen betreiben wollen, bedürfen der Erlaubnis.“
	*
Sector:	Financial Services
Sub-sector:	Banking and other financial services (excluding insurance) Insurance
Type of Reservation:	Market Access
Level of Government:	National Treatment
Description:	Cross-Border Services and Investment If a foreign insurance company has established a branch in Germany, it may conclude insurance contracts in Germany relating to international transport only through the branch established in Germany.
Existing Measures:	§ 43 Abs. 2 Luftverkehrsgesetz (LuftVG) und § 105 Abs. 1 Luftverkehrszulassungsordnung (LuftVZO)
	*
Sector:	Other Business Services
Sub-sector:	Placement and supply services
Industry classification:	CPC 87201, 87202, 87203, 87204, 87205, 87206, 87209
Type of Reservation:	Market Access
Level of Government:	National Treatment
Description:	Cross-Border Services and Investment Germany reserves the right to require establishment in order to supply placement and supply services. Germany reserves the right to introduce or maintain a monopoly of the Federal Labour Agency (<i>Bundesagentur für Arbeit</i>). Pursuant to Sec. 292 Social Code No. III (<i>Drittes Buch Sozialgesetzbuch – SGB III</i>), the Federal Ministry of

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Labour and Social Affairs may issue a regulation concerning the placement and recruitment of extra-EU and extra-EEA personnel for specified professions.

Currently there are no such restrictions for executives in place. However, pursuant to Sec. 42 of the Employment Regulation (Beschäftigungsverordnung) placement services for certain specified professions (i.e. holiday workers, foreign seasonal workers, support personnel of performers and fairground entertainers, domestic help personnel, nursing personnel, guest workers and foreign students) may be executed only by the Federal Labour Agency.

Existing Measures: Sec. 42 Employment Regulation (Beschäftigungsverordnung)
*

Sector: **Social Services/ Health Care/ Education**

Sub-sector: Public administrative services related to the provision of educational, health care, and other social services, including social security services and professional health services, human health and social care services

Industry classification: CPC 913,
CPC 9112,
CPC 9385201 (Research and experimental development services on cultural sciences, sociology and psychology),
CPC 63211 (Retail sales of pharmaceutical and medical goods and cosmetics)

Type of Reservation: Market Access
National Treatment
~~Most Favoured-Nation Treatment~~

Level of government: Performance requirements
Senior Management and Boards of Directors
All

Description: **Cross-Border Services and Investment**
Germany reserves the right to maintain or adopt any measures, also with respect to the provision of ICT-services, to support health care and with respect to the following services to the extent they are health or social services established or maintained for a public purpose: income security or insurance, social security or insurance, pension and retirement system, social welfare, public education, public training, public administrative services related to health and social services, human health care services, including e.g. medical laboratory services, diagnostic-imaging services and blood, sperm and organ bank services, and social care services, including e.g. long-term care and child care.

Germany reserves the right to maintain the national ownership of hospitals run by the German forces. Germany as well reserves the right to nationalise other key hospitals.

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Sector: Environmental Services
Sub-sector: Waste management: Sewage, refuse disposal, and sanitation services
Industry classification: CPC 9401, CPC 9402, CPC 9403
Type of Reservation: Market access
National treatment
~~Most Favoured Nation Treatment~~
Level of government: Sub-national and municipal
Description: **Cross-Border Services**
Germany reserves the right to maintain or adopt or maintain any measure requiring establishment with respect to the delivery of waste management services.

*

Sector: Environmental Services
sub-sector: Soil Management
Industry classification: 94060
Type of reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Level of government: Sub-national and municipal

Description: Germany reserves the right to adopt or maintain any measure that is not inconsistent with its obligations under Article XVI or XVII of the General Agreement on Trade in Services with respect to the protection of soil and the management of contaminated soils.

Existing measures:

*

Sector: Mining and quarrying, Energy
Sub-sector: Nuclear based electricity generation
Processing of nuclear material and fuel
Transportation or handling of nuclear material
Prospecting for ore, mining of nuclear material (incl. uranium and thorium)

Industry classification: ISIC REV 3.1 120, 40
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Germany reserves the right to adopt and maintain any measure with respect to the prospecting for and mining, production, processing or transportation of nuclear material and generation of nuclear-based energy.

Existing measures:

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Sector: **Other services not included elsewhere**
Sub-sector: Funeral, cremation and undertaking services
Industry classification: CPC 9703
Type of reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
Germany reserves the right to adopt and maintain any measure with respect to funeral, cremation and undertaking services. Only juridical persons established under public law may operate a cemetery. The creation and operation of cemeteries and services related to funerals are carried out as governmental services.

Existing measures:

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Schedule of Greece

Sector:	Education Services
Sub-sector:	Higher Education Services
Industry classification:	CPC 923
Type of Reservation:	Market Access National Treatment Senior Management and Boards of Directors
Level of Government:	
Description:	Cross-Border Services and Investment Greece reserves the right to adopt any measure relating to higher education institutions granting recognised State diplomas.
Existing Measures:	Laws 682/1977, 284/1968, 2545/1940 and Presidential Degree 211/1994 as amended by Presidential Degree 394/1997

Schedule of Hungary

Sector:	All Sectors
Sub-sector:	
Industry classification:	
Type of Reservation:	Market Access National Treatment Senior Management and Boards of Directors
Level of Government:	Central
Description:	Investment Hungary reserves the right to adopt or maintain any measure with respect to the acquisition of state owned properties.
Phase-out:	None
	*
Sector:	All sectors
Sub-sector:	Legal entities
Industry classification:	
Type of Reservation:	Market Access
Level of Government:	Central
Measures:	
Description:	Investment Commercial presence should take a form of limited liability company, joint-stock company or representative office. Initial entry as a branch is not permitted except for financial services.
Phase-out:	None
	*
Sector:	Agriculture
Sub-sector:	
Industry classification:	ISIC rev 3.1.: 011, 012, 013, 014, 015 excluding advisory and consultancy services
Type of Reservation:	Market Access National Treatment
Level of Government:	Central
Description:	Investment Hungary reserves the right to adopt or maintain any measures with respect to agricultural activities.
Existing Measures:	
	*
Sector:	Business services
Sub-sector:	Accounting, Bookkeeping and Auditing services
Industry classification:	CPC 86212, CPC 86220, CPC 86211

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Type of Reservation: Market Access
Level of Government:

Description: **Cross-Border Services**
Hungary reserves the right to adopt or maintain any measure with respect to cross border activities for accounting, bookkeeping and auditing services.

Existing Measures: Act C of 2000, Act CXXV of 2007

Sector: *
Real Estate Services
Sub-sector:
Industry classification: CPC 821, 822
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
Hungary reserves the right to adopt or maintain any measure with respect to cross border activities in the real estate services.

Existing Measures:

*
Sector: Other Business Services
Sub-sector: Services incidental to manufacturing; Services incidental to energy distribution
Industry Classification: part CPC 884, 885
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Hungary reserves the right to adopt or maintain any measure with respect to energy distribution carried out on a fee or contract basis and to the cross-border provision of services incidental to manufacturing, with the exception in both cases of consulting services relating to these sectors.

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Existing Measures:

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Sector: Other business services
Sub-sector: Duplicating services
Industry classification: CPC 87904
Type of Reservation: Market access
Level of Government: Central

Description: **Cross-Border services**
Hungary reserves the right to require establishment for the supply of duplicating services.

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Existing Measures:

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Sector: Recreational, cultural and sporting agencies
Sub-sector: News and press agencies services
Industry classification: CPC 962
Type of Reservation: Market access
Level of Government: Central
Measures:

Description: **Cross-Border services**
Hungary reserves the right to adopt or maintain any measure with respect to the supply of news and press agencies services.

Phase-out: None

*

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
The supply of direct insurance in the territory of Hungary by insurance companies not established in the European Union is allowed only through a branch office registered in Hungary.

Existing Measures: Act LX of 2003

*

Sector: Mining and quarrying, Manufacturing of Electricity, gas and water supply
Sub-sector: Mining of uranium and thorium ores
Nuclear based electricity generation
Processing of nuclear fuel
Industry classification: ISIC rev.3.1.: 1200, 2330, part of 4010
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance Requirements
Senior Management and Boards of Directors
Level of Government: Central

Description: **Investment**
Hungary reserves the right to adopt and maintain any measure with respect to the processing of nuclear fuel and nuclear-based electricity generation and mining of uranium

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and thorium ores. These activities are currently regulated by the Hungarian Concession Law.

Existing measures: Act CXVI of 1996 on Nuclear Energy, Government Decree Nr. 72/2000 on Nuclear Energy, Act XVI of 1991 about the Concessions

*

Sector: Mining and quarrying

Sub-sector:

Industry classification: ISIC rev 3.1.: 10, 1110, 13, 14

Type of Reservation: Market Access

National Treatment

Most-Favoured-Nation Treatment

Performance Requirements

Senior Management and Boards of Directors

Level of Government: Central

Description: **Investment**

Hungary reserves the right to adopt and maintain any measure with respect to the extraction of crude petroleum and natural gas. These activities are currently regulated by the Hungarian Concession Law.

Existing measures: Act XVI of 1991 about the Concessions

*

Sector: Energy services

Sub-sector: Pipeline Transportation of fuels; Storage and warehouse services of fuels transported through pipeline

Industry classification: CPC 7131, CPC 742

Type of reservation: Market access

National Treatment

~~Most-Favoured-Nation Treatment~~

Performance Requirements

Senior Management and Boards of Directors

Level of Government: Central

Description: **Cross-Border Services and Investment**

Hungary reserves the right to adopt or maintain any measure with respect to pipeline transportation of fuels. The supply of this service is regulated by the Hungarian Concession Law.

Existing measures: Act XVI of 1991 about the Concessions

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Schedule of Ireland

[Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
The provision of investment services or investment advice requires either (I) authorisation in Ireland, which normally requires that the entity be incorporated or be a partnership or a sole trader in each case with a head/registered office in Ireland (authorisation may not be required in certain cases, e.g., where a third country service supplier has no commercial presence in Ireland and the service is not supplied to private individuals or (II) authorisation in another Member State in accordance with the EC Investment Services Directive.

Existing Measures: Directive 85/611/EEC]

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Schedule of Italy

Sector: Financial Services
Sub-sector: Banking and other financial services (except insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Italy reserves the right to adopt or maintain any measure relating to the activities of "*promotori de servizi finanziari*".

Existing Measures: Articles 91-111 of Consob Regulation on Intermediaries (no. 16190 of 29 October 2007

*

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Transport insurance of goods, insurance of vehicles as such and liability insurance regarding risks located in Italy may be underwritten only by insurance companies established in the European Union, except for international transport involving imports into Italy.

Existing Measures: Art. 29 of the code of private insurance (Legislative decree n. 209 of 7 September 2005

*

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Italy reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of actuarial services.

Existing Measures: Law 194/1942 on the actuarial profession

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~~**Sector:** Health and Social Services~~
~~**Sub-sector:**~~
~~**Industry classification** — CPC 93~~
~~**Type of Reservation:** — Market Access~~

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~~National Treatment~~
~~Most-Favoured-Nation Treatment~~
~~Performance requirements~~
~~Senior Management and Boards of Directors~~
Level of Government: ~~Central and Regional~~

Description: ~~Cross-Border Services and Investment~~
~~Italy reserves the right to adopt or maintain any measure relating to privately funded healthcare and social services that is not inconsistent with Italy's obligations under Article XVI and XVII of the General Agreement on Trade in Services~~

Existing Measures:

*

Sector: Education services

Sub-sector:

Industry classification: CPC 92

Type of Reservation: ~~Market Access~~

~~National Treatment~~

~~Most-Favoured-Nation Treatment~~

~~Performance requirements~~

~~Senior Management and Boards of Directors~~

Level of Government: Central

Description: ~~Cross-Border Services and Investment~~
~~Italy reserves the right to adopt and maintain any measure with respect to educational services suppliers which are approved by public authorities. Only IT juridical persons may be authorised to issue state-recognised diplomas.~~

Existing Measures:

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Schedule of Latvia

Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
Latvia reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of services of direct insurance (including co-insurance) except for insurance of risks relating to:

(a) Maritime shipping, commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods and any liability arising therefrom; and

(b) goods in international transit.

Latvia reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of insurance intermediation services.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
Latvia reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of banking and other financial services (excluding insurance) except with respect to:

(a) participation in issues of all kinds of securities, including underwriting and placement as agent (whether publicly or privately) and provision of services related to such issues;

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(b) the provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services;

(c) advisory, intermediation and other auxiliary financial services on all the activities listed in paragraph [banking and other financial services] of Article [] of Title [], including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

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Schedule of Lithuania

Sector:	All
Sub-sector:	
Industry classification:	
Type of reservation:	Market access National Treatment Most-Favoured -Nation Treatment Performance requirements Senior Management and Boards of Directors
Measures:	Law on Enterprises and Facilities of Strategic Importance for National Security and Other Enterprises of Importance to Ensuring National Security of the Republic of Lithuania of 21 July 2009 No. XI-375.
Description:	Cross-Border Services and Investment Lithuania reserves the right to adopt or maintain any measure with respect to enterprises of strategic importance to national security which must belong to the State by the right of ownership (proportion of capital may be held by the private national and foreign persons conforming to national security interests, procedure and criteria of determination of conformity of potential national investors and potential enterprise participants, etc.)
Phase-out:	None
	*
Sector:	Business services
Sub-sector:	Patent agents
Industry classification:	Part of CPC 879
Type of reservation:	National treatment
Level of Government:	
Measures:	Law on Trade Marks of 10 October 2000 No. VIII-1981; Law on Designs of 7 November 2002 No.IX-1181; Patent Law of 18 January 1994 No.I-372; Law on the Legal Protection of Topographies of Semiconductor Products of 16 June 1998; Patent Attorneys Regulation, approved by the Order of Government of the Republic of Lithuania on 20 May 1992 No.362 (as last amended on 3 May 2004 No.539); Regulation on Procedure of Conducting and taking patent Attorneys Examination, approved by the Order of the Director of the State Patent Bureau of Republic of Lithuania on 28 August, 2008 No.3R-62.
Description:	Cross-Border Services and Investment Foreign (non EU Member State) nationals are not allowed to be registered as patent attorneys. Only patent attorneys are allowed to provide patent agent services in the Republic of Lithuania.

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Sector: Telecommunications
Sub-sector:
Industry classification:
Type of reservation: Market Access
National Treatment

Level of Government:
Description:

Cross-Border Services and Investment

State Enterprise "Infostruktura" has exclusive rights to provide the following services: data transmission through safe state data transmission network, granting of internet addresses ending "gov.lt", certification of electronic cash-register.

Existing Measures: Government Resolution of 28 May 2002 No.756 On the approval of the standard procedure for setting prices and tariffs of goods and services of a monopolistic nature provided by state owned enterprises and public institutions established by ministries, governmental institutions and county governors and assigned to them

*

Sector: Construction services
Sub-sector:
Industry classification: CPC 51
Type of reservation: Market access
Level of Government:
Measures: Law on Construction of Republic of Lithuania of 19 March 1996 No. I-1240

Description:

Cross-Border Services

The right to prepare design documentation for construction works of exceptional significance is only given to a design enterprise registered in the Republic of Lithuania, or a foreign design enterprise which has been approved by an institution authorised by the Government for such activities. The right to perform technical activities in the main areas of construction may be granted to a non-Lithuanian person who has been approved by an institution authorised by the Government of the Republic of Lithuania.

*

Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description:

Cross-Border Services

Lithuania reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of services of direct insurance (including co-insurance) except for insurance of risks relating to:

Without prejudice

(a) Maritime shipping, commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods and any liability arising therefrom; and

(b) goods in international transit, except related to land transport where the risk is located in Lithuania.

Lithuania reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of insurance intermediation services.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

*

Sector:

Financial Services

Sub-sector:

Banking and other financial services (excluding insurance)

Type of Reservation:

Market Access

National Treatment

Level of Government:

Central

Description:**Cross-Border Services**

Commercial presence is required for pension fund management.

Existing Measures:

*

Sector:

Health and Social services

Sub-sector:

Hospital services

Industry classification:

CPC 9311

Type of reservation:

Market access

Level of Government:**Description:****Cross-Border Services**

Lithuania reserves the right to adopt or maintain any measure with respect to provision of other hospital services taking into account that in order to provide such services the appropriate infrastructure is necessary and services providers must correspond to high quality requirements. The cross border supply of such services is restricted also due to the consumer protection concerns, the need to ensure consumer's data and effective control of healthcare quality.

Existing measures:

Republic of Lithuania Law on Healthcare Institutions;
Licensing Rules of Persons Healthcare Institutions (2007
March 2 . No. V-156)

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Sector: Health and social services – privately founded services
Sub-sector: Other human health services
Industry classification: Part of CPC 9319
Type of reservation: Market access
Level of Government:
Measures: Republic of Lithuania Law on Healthcare Institutions
Licensing Rules of Persons Healthcare Institutions (2007.
March 2. No. V-156)

Description: **Cross-Border Services**
Lithuania reserves the right to adopt or maintain any measure with respect to the cross-border provision of other human health services.

*

Sector: Sewage and refuse disposal, sanitation and similar activities
Sub-sector: Waste management
Industry classification: CPC 94
Type of reservation: Market access and National Treatment
Level of Government: Municipal

Description: **Cross-Border Services and Investment**
Waste management services provided at municipal level are subject to monopolies or exclusive rights.

Existing measures: Law on Waste Management of the Republic of Lithuania of 1 July 2002 No IX-1004

*

Sector: Energy services
Sub-sector: Pipeline Transportation of fuels
Industry classification: CPC 7131
Type of reservation: Market access
Level of Government:
Description: **Cross-Border Services**
Lithuania reserves the right to adopt or maintain any measure with respect to pipeline transportation of fuels

Existing measures: Law on Natural Gas of the Republic of Lithuania of 10 October 2000 No VIII-1973

*

Sector: Energy
Sub-sector: Storage and warehouse services of fuels transported through pipelines
Industry classification: CPC 742 (ISIC Rev.3.1: 402)
Type of reservation: Market access
Level of Government:

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Description:

Cross-Border Services

Lithuania reserves the right to adopt or maintain any measure with respect to services auxiliary to pipeline transport of goods other than fuel

Existing measures:

Law On Natural Gas of the Republic of Lithuania 10 October 2000 No VIII-1973 (Art 10.8)

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Schedule of Malta

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National treatment
Level of Government: Central

Description: **Cross-Border Services**
Malta reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of services of direct insurance (including co-insurance), except with respect to the direct insurance of risks relating to:

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(a) marine shipping and commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods and any liability deriving therefrom, and;

(b) goods in international transit;

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Malta reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of banking and other financial services (excluding insurance) except with respect to:

(a) the acceptance of deposits;

(b) lending of all types;

(c) the provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services;

(d) advisory, intermediation and other auxiliary financial services on all the activities listed in paragraph [banking and other financial services] of Article [] of Title [],

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including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

Existing Measures:

*

Sector: Transport services
Sub-sector: Road Transport
Industry classification: CPC 712
Type of Reservation: Market Access
National treatment
Level of Government: National

Description: **Cross-Border Services and Investment**
Public Bus Service: The entire network is subject to a concession which includes a Public Service Obligation agreement to cater for certain social sectors (such as students and the elderly).

*

Sector: Transport
Sub-sector: Water Transport, Supporting Services for Water Transport
Industry classification: CPC 721, CPC 745, part of CPC 742, part of CPC 749
Type of Reservation: Market Access
Level of Government: **National**

Description: **Cross-Border Services and Investment**
Exclusive rights exist for the maritime link to mainland Europe through Italy with Malta.

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Schedule of the Netherlands

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Sector: Distribution Services

Sub-sector: Retail sales of pharmaceuticals, medical goods and orthopaedic goods

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Industry classification: CPC 63211

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Type of Reservation: Market Access

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National Treatment

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Performance Requirements

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Senior Management and Boards of Directors

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Description: **Cross-Border Services and Investment**

The Netherlands reserves the right to adopt or maintain any measure with regard to the provision of retail sales services of pharmaceuticals, medical goods and orthopaedic goods.

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Existing Measures: Geneesmiddelenwet (Medicine Act)

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Schedule of Poland

Sector: Financial Services
Sub-sector: Insurance
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services**
Poland reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of insurance services except reinsurance, retrocession and the insurance of goods in international trade.

Existing Measures:

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
For the provision and transfer of financial information, and financial data processing and related software, requirement to use the public telecommunications network or the network of another authorised operator.

Existing Measures:

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Schedule of Portugal

Sector:	Business services
Sub-sector:	Auditing services
Industry classification:	CPC 86211, CPC 86212, other than accounting services
Type of Reservation:	Market Access
Level of Government:	
Measures:	
Description:	Cross-Border Services PT reserves the right to adopt or maintain any measure with respect to the cross-border provision of auditing services.
Existing Measures:	*
Sector:	Financial Services
Sub-sector:	Insurance
Type of Reservation:	Market Access National Treatment
Level of Government:	Central
Description:	Cross-Border Services and Investment Air and maritime transport insurance, covering goods, aircraft, hull and liability, can be underwritten only by firms established in the European Union. Only persons or companies established in the European Union may act as intermediaries for such insurance business in Portugal.
Existing Measures:	Article 7 of Decree-Law 94-B/98 and article 7 of Decree-Law 144/2006 *
Sector:	Energy
Sub-sector:	Electricity, Natural Gas, Crude oil/Petroleum products
Industry classification:	(ISIC rev 3.1: 232, 4010, 4020), (CPC 7131, 7422, 62271, 63297, 887)
Type of Reservation:	Market Access National Treatment Most-Favoured-Nation Treatment
Description:	Cross-Border Services and Investment Portugal reserves the right to adopt or maintain any measure with respect to manufacture of refined petroleum products, production, transmission and distribution of electricity, manufacture of gas, pipeline transportation of

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fuels, storage and warehousing services of fuels transported through pipelines (natural gas), wholesale services of gaseous fuels and electricity, retailing services of electricity and non-bottled gas, services incidental to electricity and natural gas distribution.

Concessions relating to the transmission, distribution and underground storage of natural gas and the reception, storage and regasification terminal of liquefied natural gas (LNG) are awarded through contracts concession, following public calls for tenders. These concessions are assigned only to limited companies with their headquarters and effective management in Portugal.

Existing Measures: Decree-Law 77/2011, 20 June - Law 140/2006/ Artº 7 .2 and 6 a). - Natural Gas
Decree-Law 78/2011, 20 June - Electricity
Decree-Law 31/2006, 15 February – Crude oil/Petroleum products

*

Sector: Mining and quarrying
Sub-sector: Mining of coal and lignite, extraction of peat, extraction of crude petroleum and natural gas, mining of metal ores, other mining and quarrying
Industry classification: ISIC rev 3.1: 10, 1110, 13, 14
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment

Description: **Cross-Border Services and Investment**
Portugal reserves the right to adopt and maintain any measure with respect to the mining of the mineral deposits (State owned), extraction of petroleum (State owned) and quarrying of mineral masses (no State owned).

Existing Measures: Decree-Law No. 90/90 of March 16; Decree-Law No. 88/90 of March 16; Decree-Law No. 109/94 of April 26; Decree-Law No. 270/2001 of October 6 amended and republished by Decree-Law No. 340/2007 of October 12

*

Sector: Other Services
Sub-sector: Funeral, cremation and undertaking services
Industry classification: CPC 97030
Type of Reservation: Market Access
Level of Government: Central

Description: **Investment**

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Portugal reserves the right to adopt and maintain any measure with respect to funeral, cremation and undertaking services. The private management and operation of cemeteries is carried out under a public concession.

Existing Measures:

Decree-Law 109/2010, 14th October 2010 and Law 13/2011, 29th April 2011

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Schedule of Romania

Sector: Research and Development Services
Sub-sector:
Industry classification: CPC 851, CPC 852, CPC 853
Type of Reservation: Market Access
National Treatment

Description: Romania reserves the right to adopt and maintain any measure with respect to the provision of specific legislation in force.

Existing Measures: Governmental Ordinance nr. 6 / 2011
Order of Minister of Education and Research nr. 3548 / 2006
Governmental Decision nr. 134 / 2011

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Schedule of Slovak Republic

Sector:	All sectors
Sub-sector:	Acquisition of real estate
Industry classification:	
Type of Reservation:	Market Access National Treatment Most Favoured Nation Treatment
Level of Government:	Central
Description:	Investment Foreign companies or natural persons may not acquire agricultural and forest land outside the border of the built-up area of a municipality and some other land (e.g. natural resources, lakes, rivers, public roads etc.). (Article 19a of the Act 202/1995)
Existing Measures:	Act 202/1995, the Foreign Exchange Act, art. 19 Act 229/1991 on Laws on Adjustment of ownership relations to Land.
	*
Sector:	Education Services
Sub-sector:	
Industry classification:	CPC 92
Type of Reservation:	Market Access National Treatment
Level of Government:	Central/Local
Description:	Cross-Border Services and Investment EEA residency requirement for education services. Economic needs test: number of schools being established may be limited by local authorities.
Existing Measures:	Act 245/2002 on education Act 131/2002 on Universities, art. 2, 47 and 49a Act 596/2003 on State Administration in Education, art. 16
	*
Sector:	Financial Services
Sub-sector:	Insurance and insurance-related services
Industry classification:	
Type of Reservation:	Market Access
Level of Government:	Central
Description:	Investment Foreign nationals may establish an insurance company in the form of a joint stock company or may conduct insurance business through their branches having a registered office in the Slovak Republic. The authorisation in both cases is subject to the evaluation of supervisory authority.

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Existing Measures: Act 8/2008 on Insurance

*

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Industry classification:
Type of Reservation: Market Access
National Treatment
Level of Government: Central
Measures: Act 566/2001 on Securities
Act 483/2001 on Banks

Description: **Investment**
Investment services in the Slovak Republic can be provided by management companies which have the legal form of joint-stock company with equity capital according to the law (no branches).

*

Sector: Energy
Sub-sector:
Industry classification:
Type of Reservation: Market Access
National Treatment
Level of Government: Central
Measures: Act 51/1988 on Mining, art. 4a
Act 313/1999 on Geological Activity, art. 5
Act 656/2004 on Energy, art. 5
Act 657/2004 on Thermal Energy, art. 5

Description: **Cross-Border Services and Investment**
An authorisation is required for the production, transmission and distribution of electricity, manufacture of gas and distribution of gaseous fuels, production and distribution of steam and hot water, pipeline transportation of fuels, storage and warehousing of fuels, retail services of fuels and related products (except retail sales of fuel oil, bottled gas, coal and wood) and wholesale and retail of electricity, steam and hot water, and services incidental to energy distribution. An economic needs test is applied and the application may be denied only if the market is saturated.

For all the activities above and for mining, activities related to mining and geological activity, EU/EEA incorporation is required (residency requirement).

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Schedule of Slovenia

Sector: Financial Services
Sub-sector: Banking and other financial services (excluding insurance)
Type of Reservation: Market Access
National Treatment
Level of Government: Central

Description: **Cross-Border Services and Investment**
Slovenia reserves the right to adopt or maintain any measure requiring establishment and limiting the cross-border provision of services of suppliers of banking and other financial services (excluding insurance) except with respect to:

- (a) lending of all types;
- (b) the acceptance of guarantees and commitments from foreign credit institutions by domestic legal entities and sole proprietors;
- (c) the provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services;
- (d) advisory, intermediation and other auxiliary financial services on all the activities listed in paragraph [banking and other financial services] of Article [] of Title [], including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy.

This reservation does not affect the right of an EU national or enterprise to purchase or consume the relevant services abroad.

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Schedule of Spain

Sector: Financial Services

Sub-sector: Insurance

Type of Reservation: **Market Access**

National Treatment

Level of Government: Central

Description: **Cross-Border Services and Investment**
Residence requirement or alternatively two years of
experience for the actuarial profession.

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Schedule of Sweden

Sector: All sectors
Sub-sector:
Industry classification:
Type of Reservation: National Treatment
Senior Management and Boards of Directors

Level of Government: Central

Description: **Investment**
Sweden reserves the right to adopt or maintain discriminatory requirements for founders, senior management and board of directors when new forms of legal association are incorporated into Swedish law.

Existing measures:

*

Sector: Mining and quarrying, Manufacturing of Electricity, gas and water supply
Sub-sector: Mining of uranium and thorium ores
Nuclear based electricity generation
Processing of nuclear fuel
Industry classification: ISIC rev.3.1.: 1200, 2330, part of 4010
Type of Reservation: Market Access
National Treatment
Most-Favoured-Nation Treatment
Performance Requirements
Senior Management and Boards of Directors

Description: **Investment**
Sweden reserves the right to adopt and maintain any measure with respect to the processing of nuclear fuel and nuclear-based electricity generation and mining of uranium and thorium ores.

Existing measures: The Swedish Environmental Code (1998:808), Law on Nuclear Technology Activities (1984:3)

*

~~**Sector:** Mining and quarrying~~
~~**Sub-sector:** Extraction of crude petroleum and natural gas~~
~~**Industry classification:**~~
~~**Type of Reservation:** Market Access~~
~~National Treatment~~
~~Most Favoured Nation Treatment~~
~~Performance Requirements~~
~~Senior Management and Boards of Directors~~

Description: **Investment**

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~~Sweden reserves the right to adopt and maintain any measure with respect to extraction of crude petroleum and natural gas.~~

~~Existing measures:~~ The Mineral Act (1991:45)

*

Sector: Business services
Sub-sector: Retail sales of pharmaceuticals and retail sales of medical and orthopaedical goods and other services supplied by pharmacists
Industry classification: CPC 63211
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
The Swedish monopoly on retail sales of pharmaceuticals was abandoned on July 1st 2009. Given that the opening of the market is recent and involves new modes of services delivery, Sweden reserves the right to adopt and maintain any measure with respect to retail sales of pharmaceutical goods and the supply of pharmaceutical goods to the general public.

Existing Measures: [Law on trade with pharmaceuticals \(2009:336\)](#)
[Regulation on trade with pharmaceuticals \(2009:659\)](#)
The Swedish Medical Products Agency has adopted further regulations on the details please see i.e. (LVFS 2009:9)
http://www.lakemedelsverket.se/upload/lvfs/LVFS_2009-9.pdf

Phase-out: This reservation will be revisited within five years of the entry into force of this Agreement.

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Sector: Recycling
Sub-sector:
Industry classification: ISIC rev 3.1:37
Type of Reservation: Market Access
Level of Government: Central
Local

Description: **Investment**
Sweden reserves the right to limit the number of suppliers of privately funded recycling services at the level of local government, by establishing or maintaining monopolies, or granting a concession or exclusive rights on a non-discriminatory basis to a service provider or service providers.

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Existing Measures: The Environmental Code (1998:808)
SFS 1994:1205 Förordning (1994:1205) om
producentansvar för returpapper
SFS 2000:208 Förordning (2000:208) om producentansvar
för glödlampor och vissa belysningsarmaturer
SFS 2005:209 Förordning (2005:209) om producentansvar
för elektriska och elektroniska produkter
SFS 1997:185 Förordning (1997:185) om producentansvar
för förpackningar
SFS 1994:1236 Förordning (1994:1236) om
producentansvar för däck
SFS 1993:1154 Förordning (1993:1154) om
producentansvar för glasförpackningar och förpackningar av
wellpapp
SFS 2007:185 Förordning (2007:185) om producentansvar
för bilar
SFS 2007:193 Förordning (2007:193) om producentansvar
för vissa radioaktiva produkter och herrelösa strålkällor
SFS 2006:1273 Förordning (2006:1273) om
producentansvar för förpackningar
SFS 2009:1031 Förordning (2009:1031) om
producentansvar för läkemedel

*

Sector: Waste management
Sub-sector: Management of waste from households and waste related to
producer responsibilities
Industry classification: CPC 9402
Type of Reservation: Market Access
Level of Government: Central
Local

Description: **Investment**
Sweden reserves the right to limit the number of suppliers of
privately funded waste management services at the level of
local government, by establishing or maintaining
monopolies, or granting a concession or exclusive rights on a
non-discriminatory basis to a service provider or service
providers.

Existing Measures: The Environmental Code (1998:808)
SFS 1994:1205 Förordning (1994:1205) om
producentansvar för returpapper
SFS 2000:208 Förordning (2000:208) om producentansvar
för glödlampor och vissa belysningsarmaturer
SFS 2005:209 Förordning (2005:209) om producentansvar
för elektriska och elektroniska produkter
SFS 1997:185 Förordning (1997:185) om producentansvar
för förpackningar
SFS 1994:1236 Förordning (1994:1236) om
producentansvar för däck
SFS 1993:1154 Förordning (1993:1154) om
producentansvar för glasförpackningar och förpackningar av
wellpapp

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SFS 2007:185 Förordning (2007:185) om producentansvar
för bilar
SFS 2007:193 Förordning (2007:193) om producentansvar
för vissa radioaktiva produkter och herrelösa strålkällor
SFS 2006:1273 Förordning (2006:1273) om
producentansvar för förpackningar
SFS 2009:1031 Förordning (2009:1031) om
producentansvar för läkemedel

*

~~Sector: Water production, distribution and waste handling~~

~~Sub-sector:~~

~~Industry classification: ISIC rev.3.1:41, CPC 9401~~

~~Type of Reservation: Market Access~~

~~Level of Government: Central
Local~~

Description: Investment

~~Sweden reserves the right to limit the number of suppliers of
privately funded water production, distribution and waste
handling services at the level of local government, by
establishing or maintaining monopolies, or granting a
concession or exclusive rights on a non-discriminatory basis
to a service provider or service providers.~~

~~Existing Measures: Public water services law (2006:412)
The Environmental Code (1998:808)~~

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Sector: Education Services

Sub-sector:

Industry classification: CPC 92

Type of Reservation: Market Access

National Treatment

~~Most-Favoured-Nation Treatment~~

Senior Management and Boards of Directors

Description: Cross-Border Services and Investment

SE reserves the right to adopt and maintain any measure
with respect to educational services suppliers that are
approved by public authorities to provide education.

This reservation applies to publicly funded and privately
funded educational services suppliers with some form of
State support, inter alia educational service suppliers
recognised by the State, educational services suppliers under
State supervision or education which entitles to study
support.

Existing Measures:

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~~Sector: Transport services~~

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~~Sub-sector:~~ Pipeline transport of goods other than fuel
Services auxiliary to pipeline transport of goods other than fuel

~~Industry classification:~~ CPC 7139

~~Type of reservation:~~ Market Access

~~_____~~ National Treatment

~~_____~~ Most Favored Nation Treatment

~~_____~~ Senior Management and Boards of Directors

~~Description:~~ **Cross-Border Services**
Sweden reserves the right to adopt and maintain any measure with respect to pipeline transport of goods other than fuel

~~Existing measures:~~

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Sector: Other services not included elsewhere

Sub-sector: Funeral, cremation and undertaking services

Industry classification: CPC 9703

Type of reservation: Market Access

~~_____~~ National Treatment

~~_____~~ **Most Favoured Nation Treatment**

~~_____~~ Senior Management and Boards of Directors

Description: **Cross-Border Services**
Sweden reserves the right to adopt and maintain any measure with respect to funeral, cremation and undertaking services

Existing measures:

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Schedule of United Kingdom

Sector: Business Services
Sub-sector: Auditing Services
Industry classification: CPC 86211 and 86212 other than accounting services
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services**
United Kingdom reserves the right to adopt or maintain any measure with respect to the cross-border provision of auditing services.

Existing Measures: Companies Act 2006

*

Sector: Health and Social Services
Sub-sector:
Industry classification: CPC 931, part of CPC 85201, part of CPC 933, CPC 63211
Type of Reservation: Market Access
National Treatment
~~Most Favoured Nation Treatment~~
Performance requirements
Senior Management and Boards of Directors

Description: **Cross-Border Services and Investment**
United Kingdom reserves the right to adopt or maintain any measure with respect to the provision of privately-funded hospital services, ambulance services, residential health facilities other than hospital services, and social services, and with respect to the cross-border provision of health related professional services (i.e. medical, including psychologists, and dental services; midwives services; services by nurses, physiotherapists and paramedical personnel; retail sales of pharmaceuticals and of medical and orthopaedical goods, and other services supplied by pharmacists). For investment, no restrictions for hospital services or for convalescent and rest houses and old people's homes.

Existing Measures:

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~~**Sector:** Education Services~~

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~~Sub-sector:~~

~~Industry classification:~~ CPC 92

~~Type of Reservation:~~ Market Access

~~National Treatment~~

~~Most Favoured Nation Treatment~~

~~Performance requirements~~

~~Senior Management and Boards of Directors~~

~~Description:~~ ~~Cross-Border Services and Investment~~

~~United Kingdom reserves the right to adopt or maintain any measure with respect to the provision of publicly funded education services, and of privately funded education services other than primary education services, secondary education services, higher education services and adult education services.~~

~~Existing Measures:~~

±

Sector: Financial services

Sub-sector:

Industry classification:

Type of Reservation: Market Access

Description: **Cross-Border Services and Investment**

The monopoly for the provision of certain tax-privileged savings/investment products is reserved to the National Savings and Investments (NS&I). The NS&I is a Government Department, an executive agency of the Chancellor of the Exchequer, which has no liabilities of its own and all the proceeds from the sales of its products go to the National Loans Fund. This is an activity conducted by a public entity for the account or with the guarantee or using the financial resources of the government. Further general information about NS&I is at <http://www.nsandi.com/about/ourstory.jsp>.

The full product range, taxable, tax-free and tax-privileged, can be found at <http://www.nsandi.com/products/index.jsp>.

Phase-out: None
