

RCEP Services: New Zealand Initial Sectoral Request list: The Philippines October 2015

New Zealand submits the following initial services request list with respect to the Philippines initial offer to the RCEP trade in services negotiations.

New Zealand reserves the right to add to or modify this request in whole, or in part, at any time prior to the conclusion of negotiations.

Value Add: New Zealand requests the Philippines to undertake ratchet and MFN commitments on:

- Professional services
- Computer and related services
- Services incidental to agriculture and forestry
- Audio-visual services
- Construction and related engineering services
- Environmental services
- Education services
- Road Transport services; and
- Air Transport services.

In the subsectors specified in the sectoral request below.

Horizontal:

New Zealand requests the Philippines to remove the horizontal limitation requiring all executive and managing officers of a Mode 3 service supplier be citizens of the Philippines. New Zealand requests the Philippines to extend its commitments under RCEP to permanent residents of other Parties, and to remove the horizontal unbound limitations for taxation and local measures.

New Zealand requests the Philippines to remove its horizontal limitation on Mode 4 and to offer commitments on business visitors, intra-corporate transferees, independent professionals and 'installers and servicers'.

Sectoral:

New Zealand requests the Philippines to undertake the following sectoral commitments:

Legal Services including patent agents and attorney's services (CPC 861)

- Modes 1, 2: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None"). Mode 3: For practise of foreign or international law, make a commitment i.e. schedule "none".

Accounting Services (CPC 862)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Architectural Services (CPC 8671)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Engineering Services (CPC 8672)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Integrated Engineering Services (CPC 8673)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Urban Planning and Landscape Architectural Services (CPC 8674)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Veterinary Services (CPC 932)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Consultancy Services Related to the Installation of Computer Hardware (CPC 841)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")

Software Implementation Services (CPC 842)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Data Processing Services (CPC 843)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Data Base Services (CPC 844)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Maintenance and Repair Services of Office Machinery and Equipment Including Computers (CPC 845)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Data Preparation and Other Computer Services (CPC 849)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Advertising Services (CPC 871)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Consulting Services Including Management Consultancy Services (CPC 865¹ and CPC 866)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Services Incidental to Agriculture and Forestry (CPC 88110, 88120, 88140)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Motion picture production and distribution services (CPC 9611)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Radio and television services (CPC 9613)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

¹ Including consulting, organisational, advisory, guidance & operational assistance services, including in relation to one or more other services sectors.

Construction and Integrated Construction Services (CPC511, 512, 513, 514, 515, 516, 517 and 518 and to encompass multistage construction projects)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Education Services (CPC 921, 922, 923, 924 and 929 (including 92900 "all other education services not defined by level"), and CPC 92400 "community education" and "education agency services")

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment on private education with no limitations (ie., schedule "None")

Waste management services (CPC 9401, 9402)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")

Sanitation services (CPC9403)

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")

Other Environmental Services (CPC 9404, 9405, 9406, 9409 ²)

Modes 1, 2 and 3: Market Access and National Treatment: Make a full commitment, or a commercially meaningful partial commitment

2 And including: Wastewater management (excluding water for human use)

Solid/hazardous waste management

-Refuse disposal services

-Sanitation and similar services

Protection of ambient air & climate

-Services to reduce exhaust gases and other emissions and improve air quality

Remediation & cleanup of soil & water

-Treatment, remediation of contaminated / polluted soil and water (part of CPC 94060)

Noise & vibration abatement

-Noise abatement services

Protection of biodiversity & landscape

-Nature and landscape protection services (part of CPC 94060)

Other environmental & ancillary services

-Other environmental protection services not classified elsewhere

Tourism and Related Services (CPC 641-643, 7471, 7472)

- Extend sectoral coverage to whole of CPC 641-643, 7471 and 7472.
- Modes 1, 2 and 3: Market Access and National Treatment: Where there is no existing commitment on above sub-sectors make a commitment with no limitations (ie., schedule "None").

Road Transport Services (CPC 7123 Freight Transportation) (CPC 7124 Rental of commercial vehicles with operator) (CPC 6112 + 8867) Maintenance and Repair of road transport equipment and (CPC 744 Supporting Services for road transport).

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")

Air Transport Services (CPC 8868 (aircraft maintenance and repair services) and selling & marketing of air transport services and computer reservation system services, and CPC 746, 7461, 7462 and 7469)

- Modes 1, 2 and 3: Extend sectoral coverage to include computer reservation systems and CPC 746, 7461, 7462 and 7469 with no market access or national treatment limitations (ie., schedule "None").

Maintenance and Repair of Aircraft (CPC 8868)

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

General Sales and Cargo Sales Agency

- Mode 1: Market Access: Remove commercial presence requirement (ie, schedule "None").

Services Auxiliary to all modes of Transport (CPC 741 (cargo handling), CPC 742 (storage and warehousing services), CPC 748 (freight transport agency services), CPC 749 (other supporting and auxiliary transport services))³

3 Ground Handling Services are included in these sectors and those set out under Air Transport Services. The Plurilateral Request on Air Transport Services in the WTO Doha Round GATS Negotiations includes the following services under Ground Handling: Container handling services for air transport services only (part of CPC 7411);
 - Other cargo handling services for air transport services only (part of CPC 7419)
 -Other supporting services for air transport (CPC 7469)

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Airport Operation services

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Ground handling services

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").

Specialty Air Services

- Modes 1, 2 and 3: National Treatment: Make a commitment with no limitations (ie., schedule "None").
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