

Without prejudice

## **RCEP Services: New Zealand Initial Sectoral Request list: Thailand**

**October 2015**

New Zealand submits the following initial services request list with respect to Thailand's 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 Thailand 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 Thailand to increase its bound foreign equity participation limit to at least 70% and to remove the additional requirements/limitations on majority foreign-owned services suppliers.

New Zealand requests Thailand to take full commitments on Mode 1 for scheduled subsectors.

### **Sectoral:**

New Zealand requests Thailand to undertake the following sectoral commitments:

#### **Legal Services including patent agents and attorneys' services (CPC 861)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").
- Mode 3: no restriction on foreign equity.

#### **Accounting Services (CPC 862)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").
- Mode 3: no restriction on foreign equity.

#### **Architectural Services (CPC 8671)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").
- Mode 3: no restriction on foreign equity.

#### **Engineering Services (CPC 8672)**

- Mode 3: no restriction on foreign equity.

#### **Integrated Engineering Services (CPC 8673)**

- 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)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").
- Mode 3: no restriction on foreign equity.

#### **Software Implementation Services (CPC 842)**

- Extend sectoral coverage to include all of CPC 842.
- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: no restriction on foreign equity.

#### **Data Processing Services (CPC 843)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: no restriction on foreign equity.

**Database Services (CPC 844)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: no restriction on foreign equity.

**Maintenance and repair services of office machinery and equipment, inc computers (CPC 845)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: no restriction on foreign equity.

**Data preparation and other computer services not classified elsewhere, including training for staff of clients (CPC 849)**

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

**Consulting services including management consulting services (CPC 865)**

- Extend sectoral coverage to whole of CPC 865.

**Services incidental to agriculture and forestry (CPC 88110, 88120 and 88140)**

- Extend sectoral coverage to all of CPC 88110, 88120 and 88140.
- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: no restriction on foreign equity.

**Motion picture production and distribution services (CPC 9611)**

- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: no restriction on foreign equity.

**Radio and television services (CPC 9613)**

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

- Mode 3: no restriction on foreign equity.

### **Construction and Integrated Construction Services (CPC 511-517)**

- Extend sectoral coverage to all of CPC 511 – 517
- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule “None”)
- Mode 3: no restriction on foreign equity.

### **Retail and wholesale trade services relating to the distribution and installation of products manufactured by New Zealand juridical persons with commercial presence or agents established in Thailand**

- Permit New Zealand juridical persons with majority ownership of up to 100% and with commercial presence or agents established in Thailand to provide wholesale trade services relating to the distribution and installation of products manufactured by them.

### **Education Services (CPC 921, 922, 923 in private institutions)**

- Extend sectoral coverage to all of CPC 921, 922, 923 in private institutions.
- Mode 1 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule “None”)

### **Refuse Disposal Services, Sanitation Services (CPC 9403, 9402, CPC ver 1.1 9422, )**

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

### **Other Environmental Services (CPC 9404, 9405, 9406, 9409 <sup>1</sup>)**

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<sup>1</sup> 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

Mode 1: Market Access and National Treatment: Make a full commitment, or a commercially meaningful partial commitment **Non-Life Insurance Services (CPC 8129)**

- Modes 1 and 3: Market Access and National Treatment: Full commitments (ie., schedule "none")

**Tourism and Travel Related Services (CPC 641- 623, 7471, 7472)**

- Extend sectoral coverage to all of CPC 641 – 623, 7471 and 7472)
- Mode 1: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None")
- Mode 3: Market Access and National Treatment: Full commitments (ie., schedule "None"), including no requirement that half of the board of directors of the company must be Thai nationality and no restriction on foreign equity.

**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: Full commitments 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").

**Aircraft maintenance and repair services (CPC 8868):**

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

Other environmental & ancillary services

-Other environmental protection services not classified elsewhere

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

**Selling & marketing of air transport services:**

- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (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) and CPC 749 (other supporting and auxiliary transport services))**

- Extend sectoral coverage to whole of CPC 741, 742, 748 and 749.
- Modes 1, 2 and 3: Market Access and National Treatment: Make a commitment with no limitations (ie., schedule "None").