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ANNEX 4

## **ANNEX**

### **ANNEX IV**

**Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part**

*to the*

**Proposal for a Council Decision**

**on the conclusion of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part**

## ANNEX XIV

### LIST OF RESERVATIONS ON ESTABLISHMENT; LIST OF COMMITMENTS ON CROSS-BORDER SUPPLY OF SERVICES; LIST OF RESERVATIONS ON KEY PERSONNEL, GRADUATE TRAINEES AND BUSINESS SELLERS; LIST OF RESERVATIONS ON CONTRACTUAL SERVICES SUPPLIERS AND INDEPENDENT PROFESSIONALS

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The following abbreviations are used for the purpose of Annexes XIV-A, XIV-B, XIV-C and XIV-D:

AT	Austria
BE	Belgium
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
HR	Croatia
HU	Hungary
IE	Ireland
IT	Italy
LV	Latvia
LT	Lithuania
LU	Luxembourg
MT	Malta

NL	Netherlands
PL	Poland
PT	Portugal
RO	Romania
SK	Slovak Republic
SI	Slovenia
SE	Sweden
UK	United Kingdom

The following abbreviation is used for the purpose of Annexes XIV-E, XIV-F, XIV-G and XIV-H:

GE	Georgia
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## ANNEX XIV-A

### LIST OF RESERVATIONS ON ESTABLISHMENT (UNION)

1. The list below indicates the economic activities where reservations to national treatment or most favoured treatment by the Union pursuant to Article 79(2) of this Agreement apply to establishments and entrepreneurs of Georgia.

The list is composed of the following elements:

- (a) a list of horizontal reservations applying to all sectors or sub-sectors;
- (b) a list of sector or sub-sector specific reservations indicating the sector or sub-sector concerned along with the reservation(s) applying.

A reservation corresponding to an activity which is not liberalised (Unbound) is expressed as follows: "No national treatment and most favoured nation treatment obligations".

When a reservation under (a) or (b) includes only Member State-specific reservations, Member States not mentioned therein undertake the obligations of Article 79(2) of this Agreement in the sector concerned without reservations (the absence of Member State-specific reservations in a given sector is without prejudice to horizontal reservations or to sectoral Union-broad reservations that may apply).

2. In accordance with Article 76(3) of this Agreement, the list below does not include measures concerning subsidies granted by the Parties.

3. The rights and obligations arising from the list below shall have no self-executing effect and thus confer no rights directly on natural or legal persons.
4. In accordance with Article 79 of this Agreement, non-discriminatory requirements, such as those concerning the legal form or the obligation to obtain licences or permits applicable to all providers operating on the territory without distinction based on nationality, residency or equivalent criteria, are not listed in this Annex as they are not prejudiced by the Agreement.
5. Where the Union maintains a reservation that requires that a service supplier be a national, permanent resident or resident of its territory as a condition to the supply of a service in its territory, a reservation listed in Annex XIV-C to this Agreement shall operate as a reservation with respect to establishment under this Annex, to the extent applicable.

#### Horizontal reservations

#### Public utilities

EU: Economic activities considered as public utilities at a national or local level may be subject to public monopolies or to exclusive rights granted to private operators<sup>1</sup>.

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<sup>1</sup> 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.

## Types of establishment

EU: Treatment accorded to subsidiaries (of Georgian companies) formed in accordance with the law of the Member States and having their registered office, central administration or principal place of business within the Union is not extended to branches or agencies established in the Member States by Georgian companies.<sup>1</sup>

AT: Managing directors of branches of legal persons must be resident in Austria; natural persons responsible within a legal person or a branch for the observance of the Austrian Trade Act must have a domicile in Austria.

EE: At least half of the members of the management board shall have their residence in the EU.

FI: A foreigner carrying on trade as a private entrepreneur and at least one of the partners in a general partnership or of general partners in a limited partnership have to be permanently resident in the European Economic Area (EEA). For all sectors, EEA residency is required for at least one of the ordinary and deputy members of the board of directors and the managing director; however exemptions may be granted to certain companies. If a Georgian organisation intends to carry on business or trade by establishing a branch in Finland, a trade permit is required.

HU: No national treatment and most favoured nation treatment obligations for the acquisition of state owned properties.

IT: Access to industrial, commercial and artisanal activities may be subject to a residence permit.

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<sup>1</sup> In accordance with Article 54 of the TFEU these subsidiaries are considered as juridical persons of the EU. To the extent that they have a continuous and effective link with the economy of the EU, they are beneficiaries of the Union's Internal Market, which includes, inter alia, the freedom to establish and to provide services in all Member States of the EU.

PL: Georgian entrepreneurs can undertake and conduct economic activity only in the form of a limited partnership, limited joint-stock partnership, limited liability company, and joint-stock company (in the case of legal services only in the form of registered partnership and limited partnership).

RO: The sole administrator or the chairman of the board of administration as well as half of the total number of administrators of the commercial companies shall be Romanian citizens unless otherwise stipulated in the company contract or its statutes. The majority of the commercial companies' auditors and their deputies shall be Romanian citizens.



SE: A foreign company, which has not established a legal entity in Sweden or is conducting its business through a commercial agent, shall conduct its commercial operations through a branch, registered in Sweden, with independent management and separate accounts. The managing director of the branch, and the vice-managing director, if appointed, must reside in the EEA. A natural person not resident in the EEA, who conducts commercial operations in Sweden, shall appoint and register a resident representative responsible for the operations in Sweden. Separate accounts shall be kept for the operations in Sweden. The competent authority may in individual cases grant exemptions from the branch and residency requirements. Building projects with duration of less than a year - conducted by a company located or a natural person residing outside the EEA - are exempted from the requirements of establishing a branch or appointing a resident representative. A Swedish limited liability company may be established by a natural person resident within the EEA, by a Swedish legal person or by a legal person that has been formed according to the legislation in a state within the EEA and that has its registered office, headquarters or principal place of business within the EEA. A partnership may be a founder, only if all owners with unlimited personal liability are resident within the EEA. Founders outside the EEA may apply for permission from the competent authority. For limited liability companies and co-operative economic associations, at least 50 % of the members of the board of directors, at least 50 % of the deputy board members, the managing director, the vice-managing director, the deputy board members and at least one of the persons authorised to sign for the company, if any, must reside within the EEA. The competent authority may grant exemptions from this requirement. If none of the company's/society's representatives reside in Sweden, the board must appoint and register a person resident in Sweden, who has been authorised to receive servings on behalf of the company/society. Corresponding conditions prevail for establishment of all other types of legal entities.

SK: A Georgian natural person whose name is to be registered in the Commercial Register as a person authorised to act on behalf of the entrepreneur is required to submit residence permit for Slovakia.

#### Investment

ES: Investment in Spain by foreign governments and foreign public entities (which tends to affect, besides economic, also non-economic interests of the State), directly or through companies or other entities controlled directly or indirectly by foreign governments, needs prior authorisation by the government.

BG: Foreign investors cannot participate in privatisation. Foreign investors and Bulgarian juridical persons with controlling Georgian participation require permission for:

- (a) prospecting, development or extraction of natural resources from the territorial seas, the continental shelf or the exclusive economic zone and
- (b) acquisition of a controlling equity interests in companies engaged in any of the activities specified under point (a).

FR: Georgian purchases exceeding 33,33 % of the shares of capital or voting rights in existing French enterprises, or 20 % in publicly quoted French companies, are subject to the following regulations:

- investments of less than 7,6 million euros in French enterprises with a turnover not exceeding 76 million euros are free, after a delay of 15 days following prior notification and verification that these amounts are met;
- after a period of one month following prior notification, authorisation is tacitly granted for other investments unless the Minister of Economic Affairs has, in exceptional circumstances, exercised its right to postpone the investment.

Foreign participation in newly privatised companies may be limited 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.

HU: No national treatment and most favoured nation treatment obligations with regards to Georgian participation in newly privatised companies.

IT: The Government can exercise certain special powers in enterprises operating in the areas of defence and national security (in relation to all juridical persons carrying out activities considered of strategic importance in the areas of defence and national security), and in certain activities of strategic importance in the areas of energy, transport and communications.

PL: Acquisition of real estate, direct and indirect, by foreigners (a natural or foreign legal persons) requires permission. Unbound in relation to acquisition of state-owned property, i.e. the regulations governing the privatisation process.

## Real estate

The acquisition of land and real estate is subject to the following limitations<sup>1</sup>:

AT: The acquisition, purchase as well as rent or lease of real estate by foreign natural persons and juridical persons requires an authorisation by the competent regional authorities (Länder) which will consider whether important economic, social or cultural interests are affected or not.

BG: Foreign natural and juridical persons (incl. through a branch) cannot acquire ownership of land. 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.

CZ: Agricultural and forest land can be acquired only by foreign natural persons having permanent residence in the Czech Republic and enterprises established in the juridical persons with permanent residence in the Czech Republic. Specific rules apply to the agricultural and forest land in the state ownership. State agricultural land can be acquired only by Czech nationals, by municipalities and by public universities (for training and research). Legal persons (regardless of the form or place of residence) can acquire state agricultural land from the state only if a building, which they already own, is built on it or if this land is indispensable for the use of such building. Only municipalities and public universities can acquire state forests.

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<sup>1</sup> As regards services sectors, those limitations do not go beyond the limitations reflected in the existing commitments under GATS.

CY: No national treatment and most favoured nation treatment obligations.

DK: Limitations on real estate purchase by non-resident physical and legal entities. Limitations on agricultural estate purchased by foreign physical and legal entities.

HU: Subject to the exceptions included in legislation on arable land, foreign natural and legal persons are not allowed to acquire arable land. The purchase of real estate by foreigners is subject to obtaining permission from the country public administration agency competent on the basis of the location of real estate.

EL: According to Law No 1892/90, permission from the Ministry of Defence is needed for acquisition of land in areas near borders. According to administrative practices, permission is easily granted for direct investment.

HR: Unbound in relation to acquisition of real estate by services suppliers not established and incorporated in Croatia. Acquisition of real estate necessary for the supply of services by companies established and incorporated in Croatia as legal persons is allowed. Acquisition of real estate necessary for the supply of services by branches requires the approval of the Ministry of Justice. Agricultural land cannot be acquired by foreign natural or juridical persons.

IE: Prior written consent of the Land Commission is necessary for the acquisition of any interest in Irish land by domestic or foreign companies or foreign nationals. Where such land is for industrial use (other than agricultural industry), this requirement is waived subject to certification to this effect from the Minister for Enterprise, Trade and Employment. This law does not apply to land within the boundaries of cities and towns.

IT: The purchase of real estate by foreign natural and juridical persons is subject to a condition of reciprocity.

LT: Acquisition into ownership of land, internal waters and forests shall be permitted to foreign natural and juridical persons meeting the criteria of European and transatlantic integration. The land plot acquisition procedure, terms and conditions, as well as restrictions shall be established by the constitutional law.

LV: Limitations on the acquisition of land in rural areas and land in cities or urban areas; land lease not exceeding 99 years permitted.

PL: The acquisition of real estate, direct and indirect requires a permit. A permit is issued through an administrative decision by a minister competent in internal affairs, with the consent of the Minister of National Defence, and in the case of agricultural real estate, also with the consent of the Minister of Agriculture and Rural Development.

RO: Natural persons not having Romanian citizenship and residence in Romania, as well as legal persons not having Romanian nationality and their headquarters in Romania, cannot acquire ownership over any kind of land plots, through inter vivos acts.

SI: Branches established in the Republic of Slovenia by foreign persons may only acquire real estate, except land, necessary for the conduct of the economic activities for which they are established.

SK: Agricultural and forest land cannot be acquired by foreign natural or juridical persons. Specific rules apply to certain other real estate categories. Foreign entities may acquire real property through establishment of Slovak legal entities or participation in joint ventures. Acquisition of the land by foreign entities is subject to authorisation (for modes 3 and 4).

## Sectoral reservations

### A. Agriculture, Hunting, Forestry and Logging

FR: The establishment of agricultural enterprises by non-EU companies and the acquisition of vineyards by non-EU investors are subject to authorisation.

AT, HU, MT, RO: No national treatment and most favoured nation treatment obligations for agricultural activities.

CY: The participation of investors is allowed only up to 49 %.

IE: Establishment by Georgian residents in flour milling activities is subject to authorisation.

BG: No national treatment and most favoured nation treatment obligations for logging activities.

### B. Fishing and Aquaculture

EU: Access to and use of the biological resources and fishing grounds situated in the maritime waters coming under the sovereignty or within the jurisdiction of Member States may be restricted to fishing vessels flying the flag of a EU territory unless otherwise provided for.

SE: A ship shall be deemed Swedish and can carry the Swedish flag if more than half is owned by Swedish citizens or juridical persons. The Government may permit foreign vessels to fly the Swedish flag if their operations are under Swedish control or the owner has permanent residence in Sweden. Vessels which are 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. A professional fishing license, needed for professional fishing, is only given if the fishing has a connection to the Swedish fishing industry. Connection can for example be landing half the catch during a calendar year (in value) in Sweden, half the fishing trips departs from a Swedish harbour or half of the fishermen in the fleet are domiciled in Sweden. For vessels over five meters, a vessel permit is needed together with the professional fishing license. A permit is granted if, among other things, the vessel is registered in the national registry and the vessel have a real economic connection to Sweden.

UK: No national treatment and most favoured nation obligations for the acquisition of UK flagged vessels, unless the investment is at least 75 % owned by British citizens and/or by companies which are at least 75 % owned by British citizens, in all cases resident and domiciled in the UK. Vessels must be managed, directed and controlled from within the UK.

C: Mining and quarrying

EU: No national treatment and most favoured nation treatment obligations for juridical persons controlled<sup>1</sup> by natural or juridical persons of a non-EU country which accounts for more than 5% of the EU's oil or natural gas imports. No national treatment and most favoured nation treatment obligations for direct branching (incorporation is required).

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<sup>1</sup> A legal person is controlled by other natural or legal person(s) if the latter has/have the power to name a majority of its directors or otherwise legally direct its actions. In particular, ownership of more than 50 % of the equity interests in a legal person shall be deemed to constitute control.



## D: Manufacturing

EU: No national treatment and most favoured national obligations for legal persons controlled<sup>1</sup> by natural or legal persons of a non-EU country which accounts for more than 5% of the EU's oil or natural gas imports. No national treatment and most favoured nation treatment obligations for direct branching (incorporation is required).

HR: Residence requirement for publishing, printing and reproduction of recorded media.

IT: Owners of publishing and printing company and publishers must be citizens of a Member State. Companies must have their headquarters in a Member State.

SE: Owners of periodicals that are printed and published in Sweden, who are natural persons, must reside in Sweden or be citizens of the EEA. Owners of such periodicals who are juridical persons must be established in the EEA. Periodicals that are printed and published in Sweden, and technical recordings must have a responsible editor, who must be domiciled in Sweden.

For production, transmission and distribution on own account of electricity, gas, steam and hot water<sup>2</sup> (excluding nuclear based electricity generation)

EU: No national treatment and most favoured nation obligations for production of electricity, transmission and distribution of electricity on own account and manufacture of gas, distribution of gaseous fuels.

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<sup>1</sup> A juridical person is controlled by other natural or juridical person(s) if the latter has/have the power to name a majority of its directors or otherwise legally direct its actions. In particular, ownership of more than 50 % of the equity interests in a juridical person shall be deemed to constitute control.

<sup>2</sup> The horizontal limitation on public utilities applies.

For production, transmission and distribution of steam and hot water

EU: No national treatment and most favoured national obligations for juridical persons controlled<sup>1</sup> by natural or juridical persons of a non-EU country which accounts for more than 5 % of the EU's oil, electricity or natural gas imports. Unbound for direct branching (incorporation is required).

FI: No national treatment and most favoured nation obligations for production, transmission and distribution of steam and hot water.

## 1. Business services

### Professional services

EU: No national treatment and most favoured nation treatment obligations with respect to legal advisory and legal documentations 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.

EU: Full admission to the Bar required for the practice of domestic (EU and Member State) law, which is subject to a nationality condition and/or residency requirement.

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<sup>1</sup> A juridical person is controlled by other natural or juridical person(s) if the latter has/have the power to name a majority of its directors or otherwise legally direct its actions. In particular, ownership of more than 50 % of the equity interests in a juridical person shall be deemed to constitute control.

AT: With respect to legal services, foreign lawyers' (who must be fully qualified in their home country) equity participation and shares in the operating result of any law firm may not exceed 25 %. They may not have decisive influence in decision-making. For foreign minority investors, or its qualified personnel, provision of legal services is only authorised in respect of public international law and the law of the jurisdiction where they are qualified to practice as a lawyer; provision of legal services in respect of domestic (EU and Member State) law including representation before courts requires full admission to the bar, which is subject to a nationality condition.

With respect to accounting, bookkeeping, auditing and taxation advisory services, equity participation and voting rights of persons entitled to exercise the profession according to foreign law may not exceed 25 %.

No national treatment and most favoured nation treatment obligations for medical (except for dental services and for psychologists and psychotherapists) and veterinary services.

BG: With respect to legal services, some types of legal form ("advokatsko sadrujue" and "advokatsko drujestvo") are reserved to lawyers fully admitted to the Bar in the Republic of Bulgaria. For mediation services permanent residence is required. With respect to taxation services EU nationality condition applies. With respect to architectural services, urban planning and landscape architectural services, engineering and integrated engineering services foreign natural and legal persons, possessing recognised licensed designer competence under their national legislation, may survey and design works in Bulgaria independently only after winning a competitive procedure and when selected as contractors under the terms and according to the procedure established by the Public Procurement Act; for projects of national or regional significance, Georgian entrepreneurs must act in partnership with or, as subcontractors of, local entrepreneurs. With respect to urban planning and landscape architectural services, nationality condition applies. No national treatment and most favoured national treatment obligation for midwives services and services provided by nurses, physiotherapists and paramedical personnel.

DK: Foreign auditors may enter into partnerships with Danish State authorised accountants after obtaining permission from the Danish Commerce and Companies Agency.

FI: No national treatment and most favoured nation treatment obligations with respect to services related to publicly or privately funded health and social services (i.e. Medical, including Psychologists, and Dental services; Midwives services; Physiotherapists and Paramedical Personnel).

FI: With respect to auditing services, residency requirement for at least one of the auditors of a Finnish Liability company.

FR: With respect to legal services, some types of legal form ("association d'avocats" and "société en participation d'avocat") are reserved to lawyers fully admitted to the Bar in FR. With respect to architectural services, medical (including psychologists) and dental services, midwife services and services provided by nurses, physiotherapists and paramedical personnel foreign investors only have access to the legal forms of "société d'exercice libéral" (sociétés anonymes, sociétés à responsabilité limitée ou sociétés en commandite par actions) and "société civile professionnelle". Nationality condition and reciprocity apply with respect to veterinary services.

EL: No national and most favoured nation treatment with respect to dental technicians. EU nationality is required to obtain a licence to be a statutory auditor and in veterinary services.

ES: Statutory auditors and industrial property attorneys are subject to an EU nationality condition.

HR: Unbound except for consultancy on home country, foreign and international law. Representation of parties before courts can be practised only by the members of the Bar Council of Croatia (Croatian title "odvjetnici"). Citizenship requirement for membership in the Bar Council. In proceedings involving international elements, parties can be represented before arbitration courts – ad hoc courts by lawyers who are members of bar associations of other countries.

A licence is required to provide audit services. Natural and legal persons may supply architectural and engineering services upon approval of the Croatian Chamber of Architects and Croatian Chamber of Engineers respectively.

HU: Establishment should take the form of partnership with a Hungarian barrister (ügyvéd) or a barrister's office (ügyvédi iroda), or representative office. Residency requirement for non EEA national in veterinary services.

LV: In a commercial company of sworn auditors more than 50 % of the voting capital shares shall be owned by sworn auditors or commercial companies of sworn auditors of the EU or the EEA.

LT: With respect to auditing services, at least three-quarters of the shares of an audit company must belong to auditors or auditing companies of EU or EEA.

PL: While other types of legal form are available for EU lawyers, foreign lawyers only have access to the legal forms of registered partnership and limited partnership. EU nationality condition applies to provide veterinary services.

SK: Residency is required to provide architectural, engineering services, veterinary services.

SE: For legal services, admission to the Bar, necessary only for the use of the Swedish title "advokat", is subject to a residency requirement. There is a residency requirement for liquidators. The competent authority may grant exemption from this requirement. There are EEA requirements connected to the appointing of a certifier of an economic plan. EEA residency requirement for auditing services.

#### Research and Development services

EU: For publicly funded Research and Development services, exclusive rights and/or authorisations may only be granted to EU nationals and to EU juridical persons having their headquarters in the EU.

#### Rental/Leasing without Operators

##### A. Relating to ships:

LT: Ships must be owned by Lithuanian natural persons or companies established in Lithuania.

SE: In the case of Georgian ownership interests in a ship, proof of dominating Swedish operating influence must be shown to fly the Swedish flag.

##### B. Relating to aircraft

EU: With respect to rental and leasing relating to aircraft, although waivers can be granted for short term lease contracts, aircraft must be owned either by natural persons meeting specific nationality criteria or by juridical persons meeting specific criteria regarding ownership of capital and control (including nationality of directors).

## Other business services

EU, except HU and SE: No national treatment and most favoured nation treatment obligations for supply services of domestic help personnel, other commercial or industrial workers, nursing and other personnel. Residency or commercial presence is required and nationality requirements may exist.

EU except BE, DK, EL, ES, FR, HU, IE, IT, LU, NL, SE and UK: Nationality conditions and residency requirement for placement services and supply services of personnel.

EU except AT and SE: For investigation services, no national treatment and most favoured treatment obligations. Residency or commercial presence is required and nationality requirements may exist.

AT: Regarding placement services and labour leasing agencies, an authorisation can only be granted to juridical persons having their headquarter in the EEA and members of the management board or managing partners/shareholders entitled to represent the juridical person have to be EEA-citizens and have to be domiciled in the EEA.

BE: A company having its head office outside the EEA has to prove that it supplies placement services in its country of origin. With respect to security services, EU citizenship and residence are required for managers.

BG: Nationality is required for activities in aerial photography and for geodesy, cadastral surveying and cartography. No national treatment and most favoured national treatment obligations for placement and supply services of personnel, placement services; supply services of office support personnel; investigation services; security services; technical testing and analysis services; services on contract basis for repair and dismantling of equipment in oil and gas fields. No national treatment and most favoured national treatment obligations for official translation and interpretation.

DE: Nationality condition for sworn interpreters.

DK: With respect to security services, residency requirement and nationality condition for majority of members of the board and for managers. No national treatment and most favoured nation treatment obligations for the supply of airport guard services.

EE: No national treatment and most favoured nation treatment obligations for security services. EU citizenship required for sworn translators.

FI: EEA residency is required for certified translators.

FR: No national treatment obligation and most favoured nation treatment obligations with respect to the attribution of rights in the area of placement services.

FR: Foreign investors are required to have a specific authorisation for exploration and prospection services for scientific and technical consulting services.

HR: No national treatment and most favoured nation treatment obligations for placement services; investigation and security services.



IT: Italian or EU nationality and residency requirement in order to obtain the necessary authorisation to supply security guard services. Owners of publishing and printing company and publishers must be citizens of a Member State. Companies must have their headquarters in a Member State. No national treatment and MFN obligation for collection agency and credit reporting services.

LV: With respect to investigations services, only detective companies whose head and every person who has an office in the administration thereof is a national of the EU or the EEA are entitled to obtain a license. With respect to security services at least half of the equity capital should be possessed by physical and juridical persons of the EU or the EEA to obtain a license.

LT: The activity of security services, may only be undertaken by persons with the citizenship of the EEA or a NATO country.

PL: With respect to investigation services, the professional license can be granted to a person holding Polish citizenship or to a citizen of another Member State, EEA or Switzerland. With respect to security service, a professional license may be granted only to a person holding Polish citizenship or to a citizen of another Member State, EEA or Switzerland. EU nationality condition for sworn translators. Polish nationality condition to provide aerial photographic services and for the editor-in chief of newspaper and journals.

PT: No national treatment and most favoured nation treatment obligations for investigation services. An EU nationality condition for investors to provide collection agency services and credit reporting services. Nationality requirement for specialised personnel for security services.

SE: Residency requirement for publisher and owner of publishing and printing companies. Only Sami people may own and exercise reindeer husbandry.

SK: With respect to investigation services and security services, licences may be granted only if there is no security risk and if all managers are citizens of the EU, EEA or Switzerland.

#### 4. Distribution services

EU: No national treatment and most favoured nation treatment obligations with respect to distribution of arms, munitions and explosives.

EU: Nationality condition and residency requirement applies in some countries to operate a pharmacy and operate as a tobacconist.

FR: No national treatment and most favoured nation treatment obligations with respect to granting of exclusive rights in the area of tobacco retail.

FI: No national treatment and most favoured nation treatment obligations with respect to distribution of alcohol and pharmaceuticals.

AT: No national treatment and most favoured nation treatment obligations with respect to distribution of pharmaceuticals

BG: No national treatment and most favoured nation treatment obligations with respect to distribution of alcoholic beverages, chemical products, tobacco and tobacco products, pharmaceuticals, medical and orthopaedic goods; weapons, munitions and military equipment; petroleum and petroleum products, gas, precious metals, precious stones.

DE: Only natural persons are permitted to provide retail services of pharmaceuticals and specific medical goods to the public. Residency is required in order to obtain a licence as a pharmacist and/or to open a pharmacy for the retail of pharmaceuticals and certain medical goods to the public. Nationals of other countries or persons who have not passed the German pharmacy exam may only obtain a licence to take over a pharmacy which has already existed during the preceding three years.

HR: No national treatment and most favoured nation treatment obligations with respect to distribution of tobacco products.

## 6. Environmental services

EU: No national treatment and most favoured nation treatment obligations in respect of the provision of 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.

## 7. Financial services<sup>1</sup>

EU: 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 unit trusts and investment companies.

AT: The licence for a branch office of foreign insurers shall be denied if the foreign insurer does not have a legal form corresponding or comparable to a joint stock company or a mutual insurance association. The management of a branch office must consist of two natural persons resident in Austria.

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<sup>1</sup> The horizontal limitation on the difference in treatment between branches and subsidiaries applies. Foreign branches may only receive an authorisation to operate in the territory of a Member State under the conditions provided for in the relevant legislation of that Member State and may therefore be required to satisfy a number of specific prudential requirements.

BG: Pension insurance shall be implemented through participation in incorporated pension insurance companies. Permanent residence in Bulgaria is required for the chairperson of the management board and the chairperson of the board of directors. Before establishing a branch or agency to provide certain classes of insurance, a foreign insurer must have been authorised to operate in the same classes of insurance in its country of origin.

CY: Only members (brokers) of the Cyprus Stock Exchange can undertake business pertaining to securities brokerage in Cyprus. A brokerage firm may only be registered as a member of the Cyprus Stock Exchange if it has been established and registered in accordance with the Companies Law of Cyprus (no branches).

EL: The right of establishment does not cover the creation of representative offices or other permanent presence of insurance companies, except where such offices are established as agencies, branches or head offices.

ES: Before establishing a branch or agency to provide certain classes of insurance, a foreign insurer must have been authorised to operate in the same classes of insurance in its country of origin.

HU: Branches of foreign institutions are not allowed to provide asset management services for private pension funds or management of venture capital. The board of a financial institution should include at least two members, who are Hungarian citizens, residents in the meaning of the relevant foreign exchange regulations and have permanent residency in Hungary for at least one year.

IE: In the case of collective investment schemes constituted as unit trusts and variable capital companies (other than undertakings for collective investment in transferable securities, UCITS) the trustee/depository and management company is required to be incorporated in Ireland or in another Member State (no branches). In the case of an investment limited partnership, at least one general partner must be incorporated in Ireland. To become a member of a stock exchange in Ireland, an entity must either:

- (a) be authorised in Ireland, which requires that it be incorporated or be a partnership, with a head/registered office in Ireland, or
- (b) be authorised in another Member State in accordance with the EU directive on investment and services.

PT: Pension fund management may be provided only by specialized companies incorporated in Portugal for that purpose and by insurance companies established in Portugal and authorised to take up the life insurance business or by entities authorised to pension fund management in other Member States.

In order to establish a branch in Portugal, foreign insurance companies need to demonstrate prior operational experience of at least five years. Direct branching is not permitted for insurance intermediation, which is reserved to companies formed in accordance with the law of a Member State.

FI: For insurance companies providing statutory pension insurance: at least one half of the promoters and members of the board of directors and the supervisory board shall have their place of residence in the EU, unless the competent authorities have granted an exemption.

Other insurance companies than those providing statutory pension insurance: residency requirement for at least one member of the board of directors and supervisory board and the managing director.

The general agent of a Georgian insurance company must have his place of residence in Finland, unless the company has its head office in the EU.

Foreign insurers cannot get a licence in Finland as a branch to carry on statutory pension insurance.

For banking services: residency requirement for at least one of the founders, one member of the board of directors and supervisory board, the managing director and the person entitled to sign the name of a credit institution.

IT: In order to be authorised to manage the securities settlement system with an establishment in Italy, a company is required to be incorporated in Italy (no branches). In order to be authorised to manage central securities depository services with an establishment in Italy, companies are required to be incorporated in Italy (no branches). In the case of collective investment schemes other than UCITS harmonised with the legislation of the EU, the trustee/depository is required to be incorporated in Italy or in another Member State and established through a branch in Italy. Management companies of UCITS not harmonised under the legislations of the EU are also required to be incorporated in Italy (no branches). Only banks, insurance companies, investment firms, and companies managing UCITS harmonised under the legislations of the EU, having their legal head office in the EU, as well as UCITS incorporated in Italy may carry out activity of pension fund resources management. In providing the activity of door-to-door selling, intermediaries must utilise authorised financial salesmen listed in the Italian register. Representative offices of foreign intermediaries cannot carry out activities aimed at providing investment services.

LT: For the purpose of asset management, incorporation as a specialized management company (no branches) is required.

Only firms having their registered office or branch in Lithuania can act as depositories of pension funds.

Only banks having their registered office or branch in Lithuania and authorised to provide investment services in the Member state or in the EEA State may act as the depositories of the assets of pension funds.

PL: Local incorporation (no branches) required for insurance intermediaries.

SK: Foreign nationals may establish an insurance company in the form of a joint stock company or may conduct insurance business through their subsidiaries with registered office in Slovakia (no branches).

Investment services in Slovakia can be provided by banks, investment companies, investment funds and security dealers which have a legal form of joint-stock company with equity capital according to the law (no branches).

SE: Insurance broking undertakings not incorporated in Sweden may be established only through a branch. A founder of a savings bank shall be a natural person resident in the EU.

## 8. Health, Social and Education services

EU: No national treatment and most favoured nation treatment obligations with respect to publicly funded health, social and education services.

EU: No national treatment and most favoured nation treatment obligations with respect to privately funded other human health services.

EU: With respect to privately funded education services, nationality conditions may apply for majority of members of the Board.

EU (except for NL, SE and SK): No national treatment and most favoured nation treatment obligations with respect to the provision of privately funded other education services, which means other than those classified as being primary, secondary, higher and adult education services.

BE, CY, CZ, DK, FR, DE, EL, HU, IT, ES, PT and UK: No national treatment and most favoured nation treatment obligations with respect to the provision of privately funded social services other than services relating to Convalescent and Rest Houses and Old People's Homes.

FI: No national treatment and most favoured nation treatment obligations with respect to privately funded health and social services.

BG: Foreign high schools cannot open their divisions on the territory of Bulgaria. Foreign high schools can open faculties, departments, institutes and colleges in Bulgaria only within the structure of the Bulgarian high schools and in cooperation with them.



EL: With respect to higher education services, no national or most favoured nation treatment obligations for establishment of education institutions granting recognised State diplomas. EU nationality condition for owners and majority of members of the Board, teachers in privately founded primary and secondary schools.

HR: No national treatment and most favorable nation treatment obligations with respect to primary education.

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.

UK: No national treatment and most favoured nation treatment obligations with respect to the provision of privately-funded ambulance services or privately-funded residential health services other than hospital services.

#### 9. Tourism and travel related services

BG, CY, EL, ES and FR: Nationality condition for tourist guides.

BG: For hotel, restaurant and catering services (excluding catering in air transport services) incorporation is required (no branching).

IT: Tourist guides from non-EU countries need to obtain a specific licence.

## 10. Recreational cultural and sporting services

### News and Press Agencies Services

FR: Foreign participation in existing companies publishing publications in French language may not exceed 20 % of the capital or of the voting rights in the company. With respect to press agencies, national treatment for the establishment of juridical persons is subject to reciprocity.

### Sporting and other recreational services

EU: No national treatment and most favoured nation treatment obligations with respect to gambling and betting services. For legal certainty it is clarified that no market access is granted.

AT: With respect to ski schools and mountain guide services, management directors of juridical persons have to be citizens of the EEA.

### Libraries, archives, museums and other cultural services

BE, FR, HR and IT: No national treatment and most favoured nation treatment with respect to libraries, archives, museum and other cultural services.

## 11. Transport

### Maritime transport

EU: No national treatment and most favoured treatment obligations for the establishment of a registered company for the purpose of operating a fleet under the national flag of the State of establishment.

FI: For services auxiliary to maritime transport, services can be provided only by ships operating under the Finnish flag.

HR: For services auxiliary to maritime transport foreign legal person is required to establish a company in Croatia which should be granted a concession by the port authority, following a public tendering procedure. The number of service suppliers may be limited reflecting limitations in port capacity.

### Internal Waterways Transport<sup>1</sup>

EU: No national treatment and most favoured nation treatment obligations with respect to national cabotage transport. Measures based upon existing or future agreements on access to inland waterways (incl. agreements following the Rhine-Main-Danube link) reserve some traffic rights for operators based in the countries concerned and meeting nationality criteria regarding ownership. Subject to regulations implementing the Mannheim Convention on Rhine Shipping.

AT and HU: No national treatment and most favoured nation treatment obligations for the establishment of a registered company for the purpose of operating a fleet under the national flag of the State of establishment.

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<sup>1</sup> Including Services auxiliary to internal waterways transport.

AT: With respect to internal waterways a concession is only granted to EEA juridical persons and more than 50 % of the capital share, the voting rights and the majority in the governing boards are reserved to citizens of the EEA.

HR: No national treatment and most favoured nation treatment obligations for internal waterways transport.

#### Air transport services

EU: The conditions of mutual market access in air transport shall be dealt with by the Common Aviation Area Agreement between the European Union and its Member States, of the one part, and Georgia, of the other part.

EU: Aircraft used by an air carrier of the EU have to be registered in the Member State licensing the carrier or elsewhere in the EU. With respect to rental of aircraft with crew, aircraft must be owned either by natural persons meeting specific nationality criteria or by juridical persons meeting specific criteria regarding ownership of capital and control. Aircraft must be operated by air carriers owned either by natural persons meeting specific nationality criteria or by juridical persons meeting specific criteria regarding ownership of capital and control.

EU: With respect to computer reservation systems (CRS) services, where air carriers of the EU are not accorded equivalent treatment<sup>1</sup> to that provided in the EU by CRS services suppliers outside the EU, or where CRS services suppliers of the EU are not accorded equivalent treatment to that provided in the EU by non-EU air carriers, measures may be taken to accord equivalent treatment, respectively, to the non-EU air carriers by the CRS services suppliers in the EU, or to the non-EU CRS services suppliers by the air carriers in the EU.

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<sup>1</sup> Equivalent treatment implies non-discriminatory treatment of Union air carriers and Union CRS services suppliers.

## Rail transport

HR: No national treatment and most favoured nation treatment obligations for passenger and freight transportation and for pushing and towing services.

## Road transport

EU: Incorporation (no branches) is required for cabotage operations. Residency is required for the transport manager.

AT: For passenger and freight transportation, exclusive rights and/or authorisations may only be granted to nationals of the Member States of the EU and to juridical persons of the EU having their headquarters in the EU.

BG: For passenger and freight transportation, exclusive rights and/or authorisations may only be granted to nationals of the Member States of the EU and to juridical persons of the EU having their headquarters in the EU. Incorporation is required. Condition of EU nationality for natural persons.

EL: In order to engage in the occupation of road freight transport operator a Hellenic licence is needed. Licences are granted on non-discriminatory terms. Road freight transport operations established in Greece may only use vehicles that are registered in Greece.

FI: Authorisation is required to provide road transport services, which is not extended to foreign registered vehicles.

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

LV: For passenger and freight transportation services, an authorisation is required, which is not extended to foreign registered vehicles. Established entities are required to use nationally registered vehicles.

RO: In order to obtain a licence, road haulage and road passenger transport operators may only use vehicles that are registered in Romania, owned and used according to the Government Ordinance provisions.

SE: In order to engage in the occupation of road transport operator, a Swedish licence is needed. Criteria for receiving a taxi licence include that the company has appointed a natural person to act as the transport manager (a de facto residency requirement – see the Swedish reservation on types of establishment). Criteria for receiving a licence for other road transport operators require that the company is established in the EU, has an establishment situated in Sweden and has appointed a natural person to act as the transport manager, who must be resident in the EU. Licences are granted on non-discriminatory terms, except that operators of road haulage and road passenger transport services may as a general rule only use vehicles that are registered in the national road traffic registry. If a vehicle is registered abroad, owned by a natural or legal person whose principal residence is abroad and is brought to Sweden for temporary use, the vehicle may be temporarily used in Sweden. Temporary use is usually defined by the Swedish Transport Agency as meaning not more than one year.

#### 14. Energy services

EU: No national treatment and most favoured treatment obligations with respect to juridical persons of Georgia controlled<sup>1</sup> by natural or juridical persons of a country which accounts for more than 5 % of the EU's oil or natural gas imports<sup>2</sup>, unless the EU provides comprehensive access to this sector to natural or juridical persons of this country, in the context of an economic integration agreement concluded with that country.

EU: No national treatment and most favoured nation treatment obligations for nuclear-based electricity generation and with respect to processing of nuclear fuel.

EU: Certification of a transmission system operator which is controlled by a natural or legal person or persons from a third country or third countries may be refused where the operator has not demonstrated that granting certification will not put at risk the security of energy supply in a Member State and/or the EU, in accordance with Article 11 of 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 Article 11 of 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.

AT, BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, IE, IT, LV, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: No national treatment and most favoured nation treatment obligations with respect to pipeline transportation of fuels services, other than consultancy services.

BE and LV: No national treatment and most favoured nation treatment obligations with respect to pipeline transportation of natural gas, other than consultancy services.

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<sup>1</sup> A juridical person is controlled by other natural or juridical person(s) if the latter has/have the power to name a majority of its directors or otherwise legally direct its actions. In particular, ownership of more than 50 % of the equity interest in a juridical person shall be deemed to constitute control.

<sup>2</sup> Based on figures published by the Directorate General in charge of Energy in the latest EU energy statistical pocketbook: crude oil imports expressed in weight, gas imports in calorific value.

AT, BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, IE, HU, IT, LU, LT, MT, NL, PL, PT, RO, SK, SE and UK: No national treatment and most favoured nation treatment obligations with respect to services incidental to energy distribution, other than consultancy services.

SI: No national treatment and most favoured nation treatment obligations with respect to services incidental to energy distribution, other than services incidental to the distribution of gas.

CY: Reserves the right to require reciprocity for licensing in relation to the activities of prospecting, exploration and exploitation of hydrocarbons.

15. Other services not included elsewhere

PT: No national treatment and most favoured nation treatment obligations with respect to services related to the sale of equipment or to the assignment of a patent.

SE: No national treatment and most favoured nation treatment obligations with respect to funeral, cremation and undertaking services.

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## ANNEX XIV-B

### LIST OF COMMITMENTS ON CROSS-BORDER SERVICES (UNION)

1. The list of commitments below indicates the economic activities liberalised by the Union pursuant to Article 86 of this Agreement and, by means of reservations, the market access and national treatment limitations that apply to services and service suppliers of Georgia in those activities. The lists are composed of the following elements:
  - (a) a first column indicating the sector or sub-sector in which the commitment is assumed by the Party, and the scope of liberalisation to which the reservations apply;
  - (b) a second column describing the applicable reservations.

When the column referred to under point (b) only includes Member State-specific reservations, Member States not mentioned therein undertake commitments in the sector concerned without reservations (the absence of Member State-specific reservations in a given sector is without prejudice to horizontal reservations or to sectoral Union-broad reservations that may apply).

Sectors or sub-sectors not mentioned in the list below are not committed.

2. In identifying individual sectors and sub-sectors:
  - (a) "CPC" means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, CPC prov, 1991.
  - (b) "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.
3. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures when they do not constitute a market access or a national treatment limitation within the meaning of Articles 84 and 85 of this Agreement. Those measures (e.g. need to obtain a license, universal service obligations, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, non-discriminatory requirement that certain activities may not be carried out in environmental protected zones or areas of particular historic and artistic interest), even if not listed, apply in any case to entrepreneurs of the other Party.

4. The list below is without prejudice to the feasibility of Mode I in certain services sectors and sub-sectors and without prejudice to the existence of public monopolies and exclusive rights as described in the list of commitments on establishment.
5. In accordance with Article 76(3) of this Agreement, the list below does not include measures concerning subsidies granted by the Parties.
6. The rights and obligations arising from this list of commitments shall have no self-executing effect and thus confer no rights directly to individual natural persons or juridical persons.

7. Mode 1 and Mode 2 refer to the means of the supply of services as described in points (a) and (b) of Article 77(14) of this Agreement respectively.

Sector or sub-sector	Description of reservations
<b>1. BUSINESS SERVICES</b>	
<b>A. Professional Services</b>	
a) Legal Services (CPC 861) <sup>13</sup> (excluding legal advisory and legal documentations and certification services provided by legal professionals entrusted with public functions, such as notaries, huissiers de justice or other officiers publics et ministériels)	For Modes 1 and 2 AT, CY, ES, EL, LT and MT: Full admission to the Bar, required for the practice of domestic (EU and Member State) law, is subject to a nationality condition

<sup>13</sup> Includes legal advisory, legal representational, legal arbitration and conciliation/mediation, and legal documentation and certification services. Provision of legal services is only authorised in respect of public international law, EU law and the law of any jurisdiction where the service supplier or its personnel is qualified to practice as a lawyer, and, like the provision of other services, is subject to licensing requirements and procedures applicable in Member States of the European Union. For lawyers providing legal services in respect of public international law and foreign law, these may take inter alia the form of compliance with local codes of ethics, use of home title (unless recognition with the host title has been obtained) insurance requirements, simple registration with the host country Bar or a simplified admission to the host country Bar through an aptitude test and a legal or professional domicile in the host country. Legal services in respect of EU law shall in principle be carried out by or through a fully qualified lawyer admitted to the Bar in the EU acting personally, and legal services in respect of the law of a Member State of the European Union shall in principle be carried out by or through a fully qualified lawyer admitted to the Bar in that Member State acting personally. Full admission to the Bar in the relevant Member State of the European Union might therefore be necessary for representation before courts and other competent authorities in the EU since it involves practice of EU and national procedural law. However, in some Member States, foreign lawyers not fully admitted to the Bar are allowed to represent in civil proceedings a party being a national or belonging to the State in which the lawyer is entitled to practice.

Sector or sub-sector	Description of reservations
	<p>BE: Full admission to the Bar, required for legal representation services, is subject to a nationality condition, coupled with residency requirements. Quotas apply for appearing before the "Cour de cassation" in non-criminal cases.</p> <p>BG: Foreign lawyers can only provide legal representation services of a national of their home country and subject to reciprocity and cooperation with a Bulgarian lawyer. For legal mediation services permanent residence is required.</p> <p>FR: Lawyers' access to the profession of "avocat auprès de la Cour de Cassation" et "avocat auprès du Conseil d'Etat" is subject to quotas and to a nationality condition</p> <p>HU: For foreign lawyers the scope of legal activities is limited to the provision of legal advice.</p> <p>LV: Nationality requirement for sworn advocates, to whom legal representation in criminal proceedings is reserved.</p> <p>DK: Marketing of legal advice activities is restricted to lawyers with a Danish licence to practice and law firms registered in Denmark. Requirement of a Danish legal examination in order to obtain a Danish licence.</p> <p>SE: Admission to the Bar, necessary only for the use of the Swedish title "advokat", is subject to a residency requirement.</p> <p>For Mode 1</p> <p>HR: None for consultancy on foreign and international law. Unbound for practicing of Croatian law.</p>

Sector or sub-sector	Description of reservations
b) 1. Accounting and Bookkeeping Services (CPC 86212 other than "auditing services", CPC 86213, CPC 86219 and CPC 86220)	For Mode 1 FR, HU, IT, MT, RO and SI: Unbound AT: Nationality condition for representation before competent authorities For Mode 2 All Member States: None
b) 2. Auditing services (CPC 86211 and 86212 other than accounting services)	For Mode 1 BE, BG, CY, DE, ES, FI, FR, EL, HU, IE, IT, LU, MT, NL, PT, RO, SI and UK: Unbound AT: Nationality condition for representation before competent authorities and for performing audits provided for in specific Austrian laws (e.g. joint stock companies law, stock exchange law, banking law, etc.). HR: Foreign audit firms may provide audit services on the Croatian territory where they have established a branch, in accordance with the provisions of the Company Act.

Sector or sub-sector	Description of reservations
	<p>SE: Only auditors approved in Sweden may perform statutory auditing services in certain legal entities, among others in all limited companies, and physical persons. Only such persons and registered public accounting firms may be shareowners or form partnerships in companies which practice qualified auditing (for official purposes). Residency within the EEA or Switzerland required for approval. The titles of "approved auditor" and "authorised auditor" may only be used by auditors approved or authorised in Sweden. Auditors of co-operative economic associations and certain other enterprises who are not certified or approved accountants must be resident within the EEA, unless the Government or a Government authority appointed by the Government in a separate case allows otherwise.</p> <p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
c) Taxation Advisory Services (CPC 863) <sup>14</sup>	<p>For Mode 1</p> <p>AT: Nationality condition for representation before competent authorities</p> <p>CY: Tax agents must be duly authorised by the Minister of Finance. Authorisation is subject to an economic needs test. The criteria used are analogous to those for granting permission for foreign investment (listed in horizontal section), as they apply to this sub-sector, always taking into consideration the employment situation in the sub-sector.</p> <p>BG, MT, RO and SI: Unbound</p> <p>For Mode 2</p> <p>None</p>

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<sup>14</sup> Does not include legal advisory and legal representational services on tax matters, which are to be found under 1.A.a). Legal services.



Sector or sub-sector	Description of reservations
<p>d) Architectural services</p> <p>And</p> <p>e) Urban planning and landscape architectural services</p> <p>(CPC 8671 and CPC 8674)</p>	<p>For Mode 1</p> <p>AT: Unbound except for planning services.</p> <p>BE, CY, EL, IT, MT, PL, PT and SI: Unbound</p> <p>DE: Application of the national rules on fees and emoluments for all services which are performed from abroad</p> <p>HR: Architectural services: Natural and legal persons may supply these services upon approval of the Croatian Chamber of Architects. A design or project elaborated abroad must be recognised (validated) by an authorised natural or legal person in Croatia with regard to its compliance with Croatian Law. Authorisation for recognition (validation) is issued by the Ministry of Construction and Urban Planning.</p> <p>Urban planning: Natural and legal persons may provide these services after receiving the approval of the Ministry of Construction and Urban Planning.</p> <p>HU and RO: Unbound for landscape architectural services</p> <p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
f) Engineering services; and g) Integrated engineering services (CPC 8672 and CPC 8673)	<p>For Mode 1</p> <p>AT, SI: Unbound except for pure planning services.</p> <p>CY, EL, IT, MT and PT: Unbound</p> <p>HR: Natural and legal persons may supply these services upon approval of the Croatian Chamber of Engineers. A design or project elaborated abroad must be recognised (validated) by an authorised natural or legal person in Croatia with regard to its compliance with Croatian Law. Authorisation for recognition (validation) is issued by the Ministry of Construction and Urban Planning.</p> <p>For Mode 2</p> <p>None</p>
h) Medical (including Psychologists), and Dental services (CPC 9312 and part of CPC 85201)	<p>For Mode 1</p> <p>AT, BE, BG, CY, DE, DK, EE, ES, FI, FR, EL, IE, IT, LU, MT, NL, PT, RO, SK and UK: Unbound</p> <p>HR: Unbound, except for telemedicine where: None.</p> <p>SI: Unbound for social medicine, sanitary, epidemiological, medical/ecological services, the supply of blood, blood preparations and transplants and autopsy.</p> <p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
i) Veterinary services (CPC 932)	<p>For Mode 1</p> <p>AT, BE, BG, CY, CZ, DE, DK, EE, ES, FR, EL, HU, IE, IT, LV, MT, NL, PT, RO, SI and SK: Unbound</p> <p>UK: Unbound except for veterinary laboratory and technical services supplied to veterinary surgeons, general advice, guidance and information e.g.: nutritional, behaviour and pet care.</p> <p>For Mode 2</p> <p>None</p>
j) 1. Midwives services (part of CPC 93191) j) 2. Services provided by Nurses, Physiotherapists and Paramedical Personnel (part of CPC 93191)	<p>For Mode 1</p> <p>AT, BE, BG, CY, CZ, DE, DK, EE, ES, FR, EL, HU, IE, IT, LV, LT, LU, MT, NL, PT, RO, SI, SK and UK: Unbound</p> <p>FI and PL: Unbound except for nurses</p> <p>HR: Unbound, except for telemedicine: None.</p> <p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
k) Retail sales of pharmaceuticals and retail sales of medical and orthopaedical goods (CPC 63211) and other services supplied by pharmacists <sup>15</sup>	For Mode 1 AT, BE, BG, CZ, DE, CY, DK, ES, FI, FR, EL, IE, IT, LU, MT, NL, PL, PT, RO, SK, SE, SI and UK: Unbound LV and LT: Unbound except for mail order HU: Unbound except for CPC 63211 For Mode 2 None
B. Computer and Related Services (CPC 84)	For Modes 1 and 2 None
C. Research and Development Services	
a) R&D services on Social Sciences and Humanities (CPC 852 excluding psychologists services) <sup>16</sup> b) R&D services on natural sciences (CPC 851) and c) Interdisciplinary R&D services (CPC 853)	For Modes 1 and 2 EU: For publicly funded R&D services, exclusive rights and/or authorisations can only be granted to nationals of the Member States and to juridical persons of the EU having their headquarters in the EU.

<sup>15</sup> The supply of pharmaceuticals to the general public, like the provision of other services, is subject to licensing and qualification requirements and procedures applicable in the Member States. As a general rule, this activity is reserved to pharmacists. In some Member States, only the supply of prescription drugs is reserved to pharmacists.

<sup>16</sup> Part of CPC 85201, which is to be found under 1.A.h. Medical and dental services.

Sector or sub-sector	Description of reservations
D. Real Estate Services <sup>17</sup>	
a) Involving Own or Leased Property (CPC 821)	<p>For Mode 1 BG, CY, CZ, EE, HU, IE, LV, LT, MT, PL, RO, SK and SI: Unbound HR: Commercial presence required.</p> <p>For Mode 2 None</p>
b) On a Fee or Contract Basis (CPC 822)	<p>For Mode 1 BG, CY, CZ, EE, HU, IE, LV, LT, MT, PL, RO, SK and SI: Unbound HR: Commercial presence required.</p> <p>For Mode 2 None</p>

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<sup>17</sup> The service involved relates to the profession of real estate agent and does not affect any rights and/or restrictions on natural and juridical persons purchasing real estate.

Sector or sub-sector	Description of reservations
E. Rental/Leasing Services without Operators	
a) Relating to Ships (CPC 83103)	For Mode 1 BG, CY, DE, HU, MT and RO: Unbound For Mode 2 None
b) Relating to Aircraft (CPC 83104)	For Mode 1 BG, CY, CZ, HU, LV, MT, PL, RO and SK: Unbound. For Mode 2 BG, CY, CZ, LV, MT, PL, RO and SK: Unbound. AT, BE, DE, DK, ES, EE, FI, FR, EL, HU, IE, IT, LT, LU, NL, PT, SI, SE and UK: Aircraft used by an air carrier of the EU have to be registered in the Member State licensing the air carrier or elsewhere in the EU. Waivers can be granted for short term lease contracts or under exceptional circumstances.
c) Relating to Other Transport Equipment (CPC 83101, CPC 83102 and CPC 83105)	For Mode 1 BG, CY, HU, LV, MT, PL, RO and SI: Unbound For Mode 2 None

Sector or sub-sector	Description of reservations
d) Relating to Other Machinery and Equipment (CPC 83106, CPC 83107, CPC 83108 and CPC 83109)	For Mode 1 BG, CY, CZ, HU, MT, PL, RO and SK: Unbound For Mode 2 None
e) Relating to personal and household goods (CPC 832)	For Modes 1 and 2 AT, BE, BG, CY, CZ, DE, DK, ES, FI, FR, EL, HU, IE, IT, LU, MT, NL, PL, PT, RO, SI, SE, SK and UK: Unbound
f) Telecommunications equipment rental (CPC 7541)	For Modes 1 and 2 None.
F. Other Business Services	
a) Advertising (CPC 871)	For Modes 1 and 2 None.
b) Market Research and Opinion Polling (CPC 864)	For Modes 1 and 2 None
c) Management Consulting Services (CPC 865)	For Modes 1 and 2 None.
d) Services Related to Management Consulting (CPC 866)	For Modes 1 and 2 HU: Unbound for arbitration and conciliation services (CPC 86602).

Sector or sub-sector	Description of reservations
e) Technical Testing and Analysis Services (CPC 8676)	For Mode 1 IT: Unbound for the profession of biologist and chemical analyst BG, CY, CZ, MT, PL, RO, SK and SE: Unbound For Mode 2 CY, CZ, MT, PL, RO, SK and SE: Unbound
f) Advisory and Consulting services incidental to Agriculture, Hunting and Forestry (part of CPC 881)	For Mode 1 IT: Unbound for activities reserved to agronomist and "periti agrari" EE, MT, RO and SI: Unbound For Mode 2 None
g) Advisory and Consulting Services Relating to Fishing (part of CPC 882)	For Mode 1 LV, MT, RO and SI: Unbound For Mode 2 None
h) Advisory and Consulting Services incidental to Manufacturing (part of CPC 884 and part of CPC 885)	For Modes 1 and 2 None.
i) Placement and Supply Services of Personnel	



Sector or sub-sector	Description of reservations
i) 1. Executive search (CPC 87201)	<p>For Mode 1</p> <p>AT, BG, CY, CZ, DE, EE, ES, FI, HR, IE, LV, LT, MT, PL, PT, RO, SK, SI and SE: Unbound</p> <p>For Mode 2</p> <p>AT, BG, CY, CZ, EE, FI, HR, LV, LT, MT, PL, RO, SK and SI: Unbound.</p>
i) 2. Placement Services (CPC 87202)	<p>For Mode 1</p> <p>AT, BE, BG, CY, CZ, DE, DK, EE, ES, EL, FI, FR, HR, IE, IT, LU, LV, LT, MT, NL, PL, PT, RO, SI, SE, SK and UK: Unbound</p> <p>For Mode 2</p> <p>AT, BG, CY, CZ, EE, FI, HR, LV, LT, MT, PL, RO, SI and SK: Unbound.</p>
i) 3. Supply Services of office support personnel (CPC 87203)	<p>For Mode 1</p> <p>AT, BG, CY, CZ, DE, EE, FI, FR, HR, IT, IE, LV, LT, MT, NL, PL, PT, RO, SE, SK and SI: Unbound</p> <p>For Mode 2</p> <p>AT, BG, CY, CZ, EE, FI, HR, LV, LT, MT, PL, RO, SK and SI: Unbound</p>

Sector or sub-sector	Description of reservations
i) 4. Supply services of domestic help personnel, other commercial or industrial workers, nursing and other personnel (CPC 87204, CPC 87205, CPC 87206 and CPC 87209)	For Modes 1 and 2 All Member States except HU: Unbound. HU: None.
j) 1. Investigation Services (CPC 87301)	For Modes 1 and 2 BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, HU, IE, IT, LV, LT, LU, MT, NL, PL, PT, RO, SK, SI and UK: Unbound
j) 2. Security Services (CPC 87302, CPC 87303, CPC 87304 and CPC 87305)	For Mode 1 HU: Unbound for CPC 87304 and CPC 87305 BE, BG, CY, CZ, ES, EE, FI, FR, HR, IT, LV, LT, MT, PT, PL, RO, SI and SK: Unbound. For Mode 2 HU: Unbound for CPC 87304 and CPC 87305 BG, CY, CZ, EE, HR, LV, LT, MT, PL, RO, SI and SK: Unbound.

Sector or sub-sector	Description of reservations
k) Related Scientific and Technical Consulting Services (CPC 8675)	<p>For Mode 1</p> <p>BE, BG, CY, DE, DK, ES, FR, EL, IE, IT, LU, MT, NL, PL, PT, RO, SI and UK: Unbound for exploration services</p> <p>HR: None, except that services of basic geological, geodetic and mining research as well as related environmental protection research services on the territory of Croatia can be carried out only jointly with/or through domestic legal persons.</p> <p>For Mode 2</p> <p>None</p>
l) 1. Maintenance and repair of vessels (part of CPC 8868)	<p>For Mode 1</p> <p>For maritime transport vessels: BE, BG, DE, DK, EL, ES, FI, FR, HR, IE, IT, LU, NL, PT, SI and UK: Unbound.</p> <p>For internal waterways transport vessels: EU except EE, HU, LV and PL: Unbound.</p> <p>For Mode 2</p> <p>None</p>
l) 2. Maintenance and Repair of Rail Transport Equipment (part of CPC 8868)	<p>For Mode 1</p> <p>AT, BE, BG, DE, CY, CZ, DK, ES, FI, FR, EL, HR, IE, IT, LT, LV, LU, MT, NL, PL, PT, RO, SE, SI, SK and UK: Unbound</p> <p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
l) 3. Maintenance and Repair of motor vehicles, motorcycles, snowmobiles and road transport Equipment (CPC 6112, CPC 6122, part of CPC 8867 and part of CPC 8868)	For Modes 1 and 2 None
l) 4. Maintenance and Repair of Aircraft and parts thereof (part of CPC 8868)	For Mode 1 BE, BG, CY, CZ, DE, DK, ES, FI, FR, EL, HR, IE, IT, LT, LU, MT, NL, PT, RO, SK, SI, SE and UK: Unbound For Mode 2 None
l) 5. Maintenance and Repair services of metal products, of (non office) machinery, of (non transport and non office) equipment and of personal and household goods <sup>18</sup> (CPC 633, CPC 7545, CPC 8861, CPC 8862, CPC 8864, CPC 8865 and CPC 8866)	For Modes 1 and 2 None

<sup>18</sup> Maintenance and repair services of transport equipment (CPC 6112, 6122, 8867 and CPC 8868) are to be found under l.F. l) 1 to l.F.l) 4.

Sector or sub-sector	Description of reservations
m) Building-Cleaning Services (CPC 874)	<p>For Mode 1</p> <p>AT, BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, IE, IT, LU, LV, MT, NL, PL, PT, RO, SI, SE, SK and UK:</p> <p>Unbound</p> <p>For Mode 2</p> <p>None.</p>
n) Photographic Services (CPC 875)	<p>For Mode 1</p> <p>BG, EE, MT and PL: Unbound for the supply of aerial photographic services</p> <p>HR, LV: Unbound for specialty photographic services (CPC 87504)</p> <p>For Mode 2</p> <p>None.</p>
o) Packaging Services (CPC 876)	<p>For Modes 1 and 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
p) Printing and Publishing (CPC 88442)	For Modes 1 and 2 None
q) Convention Services (part of CPC 87909)	For Modes 1 and 2 None
r) Other	
r) 1. Translation and Interpretation Services (CPC 87905)	For Mode 1 PL: Unbound for services of sworn translators and interpreters HU, SK: Unbound for official translation and interpretation HR: Unbound for official documents For Mode 2 None
r) 2. Interior design and other specialty design services (CPC 87907)	For Mode 1 DE: Application of the national rules on fees and emoluments for all services which are performed from abroad HR: Unbound. For Mode 2 None
r) 3. Collection Agency Services (CPC 87902)	For Modes 1 and 2 BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, HU, IE, IT, LT, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound

Sector or sub-sector	Description of reservations
r) 4. Credit reporting services (CPC 87901)	For Modes 1 and 2 BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, HU, IE, IT, LT, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound
r) 5. Duplicating services (CPC 87904) <sup>19</sup>	For Mode 1 AT, BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, HU, IE, IT, LT, LU, MT, NL, PL, PT, RO, SI, SE, SK and UK: Unbound For Mode 2 None
r) 6. Telecommunications consulting services (CPC 7544)	For Modes 1 and 2 None
r) 7. Telephone answering services (CPC 87903)	For Modes 1 and 2 None

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<sup>19</sup> Does not include printing services, which fall under CPC 88442 and are to be found under 1.F p).

Sector or sub-sector	Description of reservations
<b>2. COMMUNICATION SERVICES</b>	
A. Postal and Courier Services (Services relating to the handling <sup>20</sup> of postal items <sup>21</sup> according to the following list of sub-sectors, whether for domestic or foreign destinations:	
(i) Handling of addressed written communications on any kind of physical medium <sup>22</sup> , including Hybrid mail service and Direct mail, (ii) Handling of addressed parcels and packages <sup>23</sup> , iii) Handling of addressed press products <sup>24</sup> , (iv) Handling of items referred to in (i) to (iii) above as registered or insured mail,	For Modes 1 and 2 None <sup>25</sup>

<sup>20</sup> The term "handling" should be taken to include clearance, sorting, transport and delivery.

<sup>21</sup> "Postal item" refers to items handled by any type of commercial operator, whether public or private.

<sup>22</sup> E.g. letter, postcards.

<sup>23</sup> Books, catalogues are included hereunder.

<sup>24</sup> Journals, newspapers, periodicals

<sup>25</sup> For subsectors i) to iv), individual licences imposing particular universal services obligations and/or financial contribution to a compensation fund may be required.



Sector or sub-sector	Description of reservations
<p>(v) Express delivery services<sup>26</sup> for items referred to in (i) to (iii) above,</p> <p>(vi) Handling of non-addressed items,</p> <p>(vii) Document exchange<sup>27</sup></p> <p>Sub-sectors (i), (iv) and (v) are however excluded when they fall into the scope of the services which may be reserved, which is: for items of correspondence the price of which is less than 5 times the public basic tariff, provided that they weigh less than 350 grams<sup>28</sup>, plus the registered mail service used in the course of judicial or administrative procedures.)</p> <p>(part of CPC 751, part of CPC 71235<sup>29</sup> and part of CPC 73210<sup>30</sup>)</p>	

<sup>26</sup> Express delivery services may include, in addition to greater speed and reliability, value added elements such as collection from point of origin, personal delivery to addressee, tracing and tracking, possibility of changing the destination and addressee in transit, confirmation of receipt.

<sup>27</sup> Provision of means, including the supply of ad hoc premises as well as transportation by a third party, allowing self-delivery by mutual exchange of postal items between users subscribing to this service. Postal item refers to items handled by any type of commercial operator, whether public or private.

<sup>28</sup> "Items of correspondence": a communication in written form on any kind of physical medium to be conveyed and delivered at the address indicated by the sender on the item itself or on its wrapping. Books, catalogues, newspapers and periodicals are not regarded as items of correspondence.

<sup>29</sup> Transportation of mail on own account by any land Mode.

<sup>30</sup> Transportation of mail on own account by air.

Sector or sub-sector	Description of reservations
B. Telecommunications Services (These services do not cover the economic activity consisting of the provision of content which requires telecommunications services for its transport)	
a) All services consisting of the transmission and reception of signals by any electromagnetic means <sup>31</sup> , excluding broadcasting <sup>32</sup>	For Modes 1 and 2 None
b) Satellite broadcast transmission services <sup>33</sup>	For Modes 1 and 2 EU: None except that service providers in this sector may be subject to obligations to safeguard general interest objectives related to the conveyance of content through their network in line with the EU regulatory framework for electronic communications BE: Unbound

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- <sup>31</sup> These services do not include on-line information and/or data processing (including transaction processing) (part of CPC 843) which is to be found under 1.B. Computer services.
- <sup>32</sup> Broadcasting is defined as the uninterrupted chain of transmission required for the distribution of TV and radio programme signals to the general public, but does not cover contribution links between operators.
- <sup>33</sup> These services cover the telecommunications service consisting of the transmission and reception of radio and television broadcast by satellite (the uninterrupted chain of transmission via satellite required for the distribution of TV and radio programme signals to the general public). This covers selling use of satellite services, but does not include the selling of television programme packages to households.

Sector or sub-sector	Description of reservations
<b>3. CONSTRUCTION AND RELATED ENGINEERING SERVICES</b>	
Construction and related engineering services (CPC 511, CPC 512, CPC 513, CPC 514, CPC 515, CPC 516, CPC 517 and CPC 518)	For Modes 1 and 2 None
<b>4.DISTRIBUTION SERVICES</b>	
(excluding distribution of arms, munitions, explosives and other war material)	
A. Commission Agents' Services a) Commission Agents' Services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof (part of CPC 61111, part of CPC 6113 and part of CPC 6121 ) b) Other Commission Agents' Services (CPC 621)	For Modes 1 and 2 EU except AT, SI, SE and FI: Unbound for distribution of chemical products, and of precious metals (and stones). AT: Unbound for distribution of pyrotechnical goods, of ignitable articles and blasting devices and of toxic substances.

Sector or sub-sector	Description of reservations
<p>B. Wholesale Trade Services</p> <p>a) Wholesale Trade Services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof (part of CPC 61111, part of CPC 6113 and part of CPC 6121 )</p> <p>b) Wholesale Trade Services of telecommunication terminal equipment (part of CPC 7542)</p> <p>c) Other wholesale trade services (CPC 622 excluding wholesale trade services of energy products<sup>34</sup>)</p>	<p>AT, BG: Unbound for distribution of products for medical use such as medical and surgical devices, medical substances and objects for medical use.</p> <p>HR: Unbound for distribution of tobacco products.</p> <p>For Mode 1</p> <p>AT, BG, FR, PL and RO: Unbound for distribution of tobacco and tobacco products.</p> <p>BG, FI, PL and RO: Unbound for distribution of alcoholic beverages</p> <p>SE: Unbound for retail distribution of alcoholic beverages</p> <p>AT, BG, CZ, FI, RO, SK and SI: Unbound for distribution of pharmaceuticals,</p>

<sup>34</sup> These services, which include CPC 62271, are to be found in ENERGY SERVICES under 18.D.

Sector or sub-sector	Description of reservations
<p>C. Retailing Services<sup>35</sup></p> <p>Retailing Services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof (CPC 61112, part of CPC 6113 and part of CPC 6121 )</p> <p>Retailing Services of telecommunication terminal equipment (part of CPC 7542)</p> <p>Food retailing services (CPC 631)</p> <p>Retailing services of other (non-energy) goods, except retail sales of pharmaceutical, medical and orthopaedic goods<sup>36</sup> (CPC 632 excluding CPC 63211 and 63297)</p> <p>D. Franchising (CPC 8929)</p>	<p>BG, HU and PL: Unbound for commodity brokers' services.</p> <p>FR: For commission agents' services, unbound for traders and brokers working in 17 markets of national interest on fresh food products. Unbound for wholesale of pharmaceuticals.</p> <p>MT: Unbound for commission agents' services</p> <p>BE, BG, CY, DE, DK, ES, FR, EL, IE, IT, LU, MT, NL, PL, PT, SK and UK: For retailing services, unbound except for mail order.</p>

<sup>35</sup> Does not include maintenance and repair services, which are to be found in BUSINESS SERVICES under 1.B. and 1.F.l).

<sup>36</sup> Retail sales of pharmaceutical, medical and orthopaedic goods are to be found under PROFESSIONAL SERVICES in 1.A.k).

Sector or sub-sector	Description of reservations
<b>5. EDUCATIONAL SERVICES</b> (only privately-funded services)	
<b>A. Primary Education Services</b> (CPC 921)	<p>For Mode 1</p> <p>BG, CY, FI, HR, MT, RO, SE and SI: Unbound</p> <p>FR: Nationality condition. However, foreign nationals can have authorisation from competent authorities to establish and direct an education institution, and to teach.</p> <p>IT: Nationality condition for service providers to be authorised to issue State recognised diplomas.</p> <p>For Mode 2</p> <p>CY, FI, HR, MT, RO, SE and SI: Unbound</p>
<b>B. Secondary Education Services</b> (CPC 922)	<p>For Mode 1</p> <p>BG, CY, FI, HR, MT, RO and SE: Unbound</p> <p>FR: Nationality condition. However, foreign nationals can have authorisation from competent authorities to establish and direct an education institution, and to teach.</p> <p>IT: Nationality condition for service providers to be authorised to issue State recognised diplomas.</p> <p>For Mode 2</p> <p>CY, FI, MT, RO and SE: Unbound</p> <p>For Modes 1 and 2</p> <p>LV: Unbound for education services relating to technical and vocational secondary school-type education services for handicapped students (CPC 9224)</p>

Sector or sub-sector	Description of reservations
C. Higher Education Services (CPC 923)	<p>For Mode 1</p> <p>AT, BG, CY, FI, MT, RO and SE: Unbound</p> <p>FR: Nationality condition. However, foreign nationals can have authorisation from competent authorities to establish and direct an education institution, and to teach.</p> <p>IT: Nationality condition for service providers to be authorised to issue State recognised diplomas.</p> <p>For Mode 2</p> <p>AT, BG, CY, FI, MT, RO and SE: Unbound</p> <p>For Modes 1 and 2</p> <p>CZ and SK: Unbound for higher education services, except post-secondary technical and vocational education services (CPC 92310)</p>
D. Adult Education Services (CPC 924)	<p>For Modes 1 and 2</p> <p>CY, FI, MT, RO and SE: Unbound.</p> <p>AT: Unbound for adult education services by means of radio or television broadcasting.</p>

Sector or sub-sector	Description of reservations
E. Other education services (CPC 929)	<p>For Modes 1 and 2</p> <p>AT, BE, BG, CY, DE, DK, ES, EE, FI, FR, EL, HU, IE, IT, LV, LT, LU, MT, NL, PL, PT, RO, SI, SE and UK: Unbound.</p> <p>For Mode 1:</p> <p>HR: None for correspondence education or education via telecommunication.</p>
<b>6. ENVIRONMENTAL SERVICES</b>	
A. Waste Water Services (CPC 9401) <sup>37</sup>	<p>For Mode 1</p> <p>EU, except EE, LT and LV: Unbound except for consulting services</p> <p>EE, LT and LV: None</p> <p>For Mode 2</p> <p>None</p>

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<sup>37</sup> Corresponds to sewage services.



Sector or sub-sector	Description of reservations
<p>B. Solid/hazardous waste management, excluding cross-border transport of hazardous waste</p> <p>a) Refuse Disposal Services (CPC 9402)</p>	<p>For Mode 1</p> <p>EU, except EE and HU: Unbound except for consulting services</p> <p>EE and HU: None</p> <p>For Mode 2</p> <p>None</p>
<p>b) Sanitation and Similar Services (CPC 9403)</p>	<p>For Mode 1</p> <p>EU, except EE, HU and LT: Unbound except for consulting services</p> <p>EE, HU and LT: None</p> <p>For Mode 2</p> <p>None</p>
<p>C. Protection of ambient air and climate (CPC 9404)<sup>38</sup></p>	<p>For Mode 1</p> <p>EU, except EE, FI, LT, PL and RO: Unbound except for consulting services</p> <p>EE, FI, LT, PL, RO: None</p> <p>For Mode 2</p> <p>None</p>

<sup>38</sup> Corresponds to Cleaning Services of Exhaust Gases.

Sector or sub-sector	Description of reservations
D. Remediation and clean-up of soil and waters a) Treatment, remediation of contaminated/polluted soil and water (part of CPC 94060) <sup>39</sup>	For Mode 1 EU, except EE, FI and RO: Unbound except for consulting services EE, FI, RO: None  For Mode 2 None
E. Noise and vibration abatement (CPC 9405)	For Mode 1 EU, except EE, FI, LT, PL and RO: Unbound except for consulting services EE, FI, LT, PL and RO: None  For Mode 2 None

<sup>39</sup> Corresponds to parts of Nature and Landscape Protection Services.

Sector or sub-sector	Description of reservations
<p>F. Protection of biodiversity and landscape</p> <p>a) Nature and landscape protection services (part of CPC 9406)</p>	<p>For Mode 1</p> <p>EU, except EE, FI and RO: Unbound except for consulting services</p> <p>EE, FI and RO: None</p> <p>For Mode 2</p> <p>None</p>
<p>G. Other environmental and ancillary services (CPC 94090)</p>	<p>For Mode 1</p> <p>EU, except EE, FI and RO: Unbound except for consulting services</p> <p>EE, FI and RO: None</p> <p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
7. FINANCIAL SERVICES	
A. Insurance and insurance-related services	<p>For Modes 1 and 2</p> <p>AT, BE, CZ, DE, DK, ES, FI, FR, EL, HU, IE, IT, LU, NL, PL, PT, RO, SK, SE, SI and UK: Unbound for direct insurance services except for insurance of risks relating to:</p> <p>i) Maritime 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 arising therefrom; and</p> <p>ii) goods in international transit</p> <p>AT: Promotional activity and intermediation on behalf of a subsidiary not established in the Union or of a branch not established in Austria (except for reinsurance and retrocession) are prohibited. Compulsory air insurance, except for insurance of international commercial air transport, can be underwritten only by a subsidiary established in the Union or by a branch established in Austria.</p>

Sector or sub-sector	Description of reservations
	<p>DK: Compulsory air transport insurance can be underwritten only by firms established in the Union. 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.</p> <p>DE: Compulsory air insurance policies can be underwritten only by a subsidiary established in the Union or by a branch established in Germany. 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.</p> <p>FR: Insurance of risks relating to ground transport may be carried out only by insurance firms established in the Union.</p> <p>PL: Unbound for reinsurance and retrocession except for risks relating to goods in international trade.</p> <p>PT: Air and maritime transport insurance, covering goods, aircraft, hull and liability can be underwritten only by firms established in the EU; only persons or companies established in the EU may act as intermediaries for such insurance business in Portugal.</p>

Sector or sub-sector	Description of reservations
	<p>For Mode 1</p> <p>AT, BE, CZ, DE, DK, ES, FI, FR, EL, HU, IE, IT, LU, NL, PT, RO, SK, SE, SI and UK: Unbound for direct insurance intermediation services except for insurance of risks relating to:</p> <p>i) Maritime 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 arising therefrom; and</p> <p>ii) goods in international transit</p> <p>BG: Unbound for direct insurance, except for services supplied by foreign suppliers to foreign persons in the territory of the Republic of Bulgaria. 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. A foreign insurance company may conclude insurance contracts only through a branch. Unbound for deposit insurance and similar compensations schemes, as well as mandatory insurance schemes.</p>

Sector or sub-sector	Description of reservations
B. Banking and other financial services (excluding insurance)	<p>CY, LV and MT: Unbound for direct insurance services except for insurance of risks relating to:</p> <ul style="list-style-type: none"> <li>i) Maritime 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 arising herefrom; and</li> <li>ii) goods in international transit</li> </ul> <p>LT: Unbound for direct insurance services except for insurance of risks relating to:</p> <ul style="list-style-type: none"> <li>i) Maritime 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 arising therefrom; and</li> </ul>

Sector or sub-sector	Description of reservations
	<p>ii) goods in international transit, except related to land transport where the risk is located in Lithuania</p> <p>BG, LV, LT and PL: Unbound for insurance intermediation</p> <p>ES: For actuarial services, residence requirement and three-years relevant experience.</p> <p>FI: Only insurers having their head-office in the EU or having their branch in Finland may offer direct insurance (including co-insurance) services. The supply of insurance broker services is subject to a permanent place of business in the EU.</p> <p>HR: Unbound for direct insurance and direct insurance intermediation services, except</p> <p>a) life insurance: for the supply of life insurance to foreign persons residing in Croatia;</p> <p>b) non-life insurance: for the supply of non-life insurance to foreign persons residing in Croatia other than automobile liability</p> <p>c) marine, aviation, transport.</p> <p>HU: The supply of direct insurance in the territory of Hungary by insurance companies not established in the EU is allowed only through a branch office registered in Hungary</p>



Sector or sub-sector	Description of reservations
	<p>IT: Unbound for the actuarial profession. 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 Union. This reservation does not apply for international transport involving imports into Italy.</p> <p>SE: The supply of direct insurance is allowed only through an insurance service supplier authorised in Sweden, provided that the foreign service supplier and the Swedish insurance company belong to the same group of companies or have an agreement of cooperation between them.</p> <p>For Mode 2</p> <p>AT, BE, BG, CZ, CY, DE, DK, ES, FI, FR, EL, HU, IE, IT, LU, MT, NL, PL, PT, RO, SK, SE, SI and UK : Unbound for intermediation</p>

Sector or sub-sector	Description of reservations
	<p>BG: For direct insurance, Bulgarian natural and juridical persons, as well as foreign persons who conduct business activity in the territory of the Republic of Bulgaria, can conclude insurance contracts only with suppliers with respect to their activity in Bulgaria, which are licensed to conduct insurance activity in Bulgaria. Insurance compensation resulting from these contracts shall be paid in Bulgaria. Unbound for deposit insurance and similar compensations schemes, as well as mandatory insurance schemes.</p> <p>HR: Unbound for direct insurance and direct insurance intermediation services, except</p> <p>a) life insurance: for the ability of foreign persons residing in Croatia to obtain life insurance;</p> <p>b) non-life insurance:</p> <p>(i) for the ability of foreign persons residing in Croatia to obtain non-life insurance other than automobile liability;</p> <p>(ii) - personal or property risk insurance that is not available in the Republic of Croatia; - companies purchasing insurance abroad in connection with investment works abroad including the equipment for those works; - for ensuring the return of foreign loans (collateral insurance); - personal and property insurance of wholly-owned enterprises and joint ventures which perform an economic activity in a foreign country, if it is in accordance with the regulations of that country or it is required by its registration; - ships under construction and overhaul if it is stipulated by the contract concluded with the foreign client (buyer);</p> <p>c) marine, aviation, transport.</p>

Sector or sub-sector	Description of reservations
	<p>IT: 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 Union. This reservation does not apply for international transport involving imports into Italy.</p> <p>For Mode 1</p> <p>AT, BE, BG, CZ, DE, DK, ES, FI, FR, EL, HU, IE, IT, LU, NL, PL, PT, SK, SE and UK: Unbound except for provision of financial information and financial data processing and for advisory and other auxiliary services excluding intermediation</p> <p>CY: Unbound except for trading of transferable securities, for provision of financial information and financial data processing and for advisory and other auxiliary services excluding intermediation</p> <p>BE: Establishment in Belgium is required for the provision of investment advisory services.</p> <p>BG: Limitations and conditions relating to the use of telecommunications network may apply.</p> <p>EE: For acceptance of deposits, requirement of authorisation by Estonian Financial Supervision Authority and registration under Estonian Law as a joint-stock company, a subsidiary or a branch.</p>

Sector or sub-sector	Description of reservations
	<p>The establishment of a specialised management company is required to perform the activities of management of investment funds, and only firms having their registered office in the Union can act as depositories of the assets of investment funds.</p> <p>HR: Unbound except for lending, financial leasing, payment and money transmission services, guarantees and commitments, money broking , provision and transfer of financial information and advisory and other axillary financial services excluding intermediation.</p> <p>LT: The establishment of a specialized management company is required to perform the activities of management of investment funds, and only firms having their registered office or branch in Lithuania can act as depositories of the assets of investment funds.</p> <p>IE: 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 provider has no commercial presence in Ireland and the service is not provided to private individuals), or (II) authorisation in another Member State in accordance with the EU Investment Services Directive.</p> <p>IT: Unbound for "promotori di servizi finanziari" (financial salesmen).</p>

Sector or sub-sector	Description of reservations
	<p>LV: Unbound except for provision of financial information and for advisory and other auxiliary services excluding intermediation</p> <p>LT: Commercial presence is required for pension fund management</p> <p>MT: Unbound except for acceptance of deposits, for lending of all types, for provision of financial information and financial data processing and for advisory and other auxiliary services excluding intermediation</p> <p>PL: For the provision and transfer of financial information, and financial data processing and related software: Requirement to use the public telecommunication network, or the network of other authorised operator.</p> <p>RO: Unbound for financial leasing, for trading of money market instruments, foreign exchange, derivative products, exchange rate and interest rate instruments, transferable securities and other negotiable instruments and financial assets, for participation in issues of all kinds of securities, for asset management and for settlement and clearing services for financial assets. Payments and money transmission services are allowed only through a resident bank.</p> <p>SI:</p> <p>(i) Participation in issues of Treasury bonds, pension fund management: Unbound.</p>

Sector or sub-sector	Description of reservations
	<p>(ii) All other sub sectors, except provision and transfer of Financial information, accepting credits (borrowing of all types), and accepting guarantees and commitments from foreign credit institutions by domestic legal entities and sole proprietors, and advisory and other auxiliary financial services: Unbound. Members of the Slovenian Stock Exchange must be incorporated in the Republic of Slovenia or be branches of foreign investment firms or banks.</p> <p>For Mode 2</p> <p>BG: Limitations and conditions relating to the use of telecommunications network may apply.</p> <p>PL: For the provision and transfer of financial information, and financial data processing and related software: Requirement to use the public telecommunication network, or the network of another authorised operator.</p>
<b>8. HEALTH SERVICES AND SOCIAL SERVICES</b>	
(only privately-funded services)	
<p>A. Hospital Services (CPC 9311)</p>	<p>For Mode 1</p> <p>AT, BE, BG, DE, CY, CZ, DK, ES, EE, FI, FR, EL, IE, IT, LV, LT, MT, LU, NL, PL, PT, RO, SI, SE, SK and UK:</p> <p>Unbound</p> <p>HR: Unbound, except for telemedicine.</p>
<p>C. Residential health facilities other than hospital services (CPC 93193)</p>	<p>For Mode 2</p> <p>None</p>

Sector or sub-sector	Description of reservations
D. Social Services (CPC 933)	<p>For Mode 1</p> <p>AT, BE, BG, CY, CZ, DE, DK, EE, ES, EL, FI, FR, HU, IE, IT, LU, MT, NL, PL, PT, RO, SE, SI, SK and UK: Unbound</p> <p>For Mode 2</p> <p>BE: Unbound for social services other than convalescent and rest houses and old people's homes</p>
<b>9. TOURISM AND TRAVEL RELATED SERVICES</b>	
A. Hotel, Restaurants and Catering (CPC 641, CPC 642 and CPC 643) excluding catering in air transport services <sup>40</sup>	<p>For Mode 1</p> <p>AT, BE, BG, CY, CZ, DE, DK, ES, FR, EL, IE, IT, LV, LT, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound except for catering.</p> <p>HR: Unbound</p> <p>For Mode 2</p> <p>None</p>
B. Travel Agencies and Tour Operators Services (including tour managers) (CPC 7471)	<p>For Mode 1</p> <p>BG, HU: Unbound</p> <p>For Mode 2</p> <p>None</p>

<sup>40</sup> Catering in air transport services is to be found in SERVICES AUXILARY TO TRANSPORT SERVICES under 12.D.a) Groundhandling services.

Sector or sub-sector	Description of reservations
C. Tourist Guides Services (CPC 7472)	For Mode 1 BG, CY, CZ, HU, IT, LT, MT, PL, SK and SI: Unbound. For Mode 2 None
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audio-visual services)	
A. Entertainment Services (including Theatre, Live Bands, Circus and Discotheque Services) (CPC 9619)	For Mode 1 BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, HU, IE, IT, LV, LT, LU, MT, NL, PL, PT, RO, SK, SI and UK: Unbound For Mode 2 CY, CZ, FI, HR, MT, PL, RO, SK and SI: Unbound BG: Unbound, except for theatrical producer, singer group, band and orchestra entertainment services (CPC 96191); services provided by authors, composers, sculptors, entertainers and other individual artists (CPC 96192); ancillary theatrical services (CPC 96193) EE: Unbound for other entertainment services (CPC 96199) , except for cinema theatre services LT and LV: Unbound, except for cinema theatre operation services (part of CPC 96199)



Sector or sub-sector	Description of reservations
B. News and Press Agencies Services (CPC 962)	For Modes 1 and 2 None
C. Libraries, archives museums and other cultural services (CPC 963)	For Mode 1 BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, HR, HU, IE, IT, LT, LV, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound For Mode 2 BE, BG, CY, CZ, DE, DK, ES, FI, FR, EL, HR, HU, IE, IT, LT, LV, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound
D. Sporting services (CPC 9641)	For Modes 1 and 2 AT: Unbound for ski school services and mountain guide services. BG, CZ, LV, MT, PL, RO and SK: Unbound For Mode 1 CY, EE and HR: Unbound

Sector or sub-sector	Description of reservations
E. Recreation park and beach Services (CPC 96491)	For Modes 1 and 2 None
11. TRANSPORT SERVICES	
A. Maritime transport a) International passenger transportation (CPC 7211 less national cabotage transport <sup>41</sup> ). b) International freight transportation (CPC 7212 less national cabotage transport <sup>42</sup> )	For Modes 1 and 2 BG, CY, DE, EE, ES, FR, FI, EL, IT, LT, MT, PT, RO, SI and SE: Feeder services by authorisation.

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<sup>41</sup> Without prejudice to the scope of activities which may be considered as cabotage under the relevant national legislation, this schedule does not include national cabotage transport, which 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.

<sup>42</sup> Includes feeder services and movement of equipment by international maritime transport suppliers between ports located in same State when no revenue is involved.

Sector or sub-sector	Description of reservations
<p>B. Internal Waterways Transport</p> <p>a) Passenger transportation (CPC 7221 less national cabotage transport<sup>30</sup>)</p> <p>b) Freight transportation (CPC 7222 less national cabotage transport<sup>30</sup>)</p>	<p>For Modes 1 and 2</p> <p>EU: Measures based upon existing or future agreements on access to inland waterways (incl. agreements following the Rhine-Main-Danube link) reserve some traffic rights for operators based in the countries concerned and meeting nationality criteria regarding ownership. Regulations implementing the Mannheim Convention on Rhine Shipping and the Belgrade Convention on Danube Navigation.</p> <p>AT: Registered company or permanent establishment in Austria is required.</p> <p>BG, CY, EE, FI, HR, HU, LT, MT, RO, SE and SI: Unbound</p> <p>CZ and SK: Unbound for mode 1 only</p>
<p>C. Rail Transport</p> <p>a) Passenger transportation (CPC 7111)</p> <p>b) Freight transportation (CPC 7112)</p>	<p>For Mode 1</p> <p>EU: Unbound</p> <p>For Mode 2</p> <p>None.</p>

Sector or sub-sector	Description of reservations
D. Road Transport a) Passenger Transportation (CPC 7121 and CPC 7122) b) Freight Transportation (CPC 7123, excluding transportation of mail on own account <sup>43</sup> ).	For Mode 1 EU: Unbound For Mode 2 None
E. Pipeline transport of goods other than fuel <sup>44</sup> (CPC 7139)	For Mode 1 EU: Unbound For Mode 2 AT, BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, IE, IT, LV, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound

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<sup>43</sup> Part of CPC 71235, which is to be found in COMMUNICATION SERVICES under 2.A. Postal and courier services.

<sup>44</sup> Pipeline transportation of fuels is to be found in ENERGY SERVICES under 13.B

Sector or sub-sector	Description of reservations
<b>12. SERVICES AUXILIARY TO TRANSPORT<sup>45</sup></b>	
A. Services auxiliary to Maritime Transport a) Maritime Cargo Handling Services b) Storage and warehousing Services (part of CPC 742) c) Customs Clearance Services d) Container Station and Depot Services	

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<sup>45</sup> Does not include maintenance and repair services of transport equipment, which are to be found in BUSINESS SERVICES under 1.F.1) 1 to 1.F.1) 4.

Sector or sub-sector	Description of reservations
e) Maritime Agency Services f) Maritime freight forwarding Services g) Rental of Vessels with Crew (CPC 7213) h) Pushing and towing services (CPC 7214) i) Supporting services for maritime transport (part of CPC 745) j) Other supporting and auxiliary services (part of CPC 749)	For Mode 1 EU: Unbound for maritime cargo handling services, pushing and towing services, customs clearance services and for container station and depot services AT, BG, CY, CZ, DE, EE, HU, LT, MT, PL, RO, SK, SI and SE: Unbound for rental of vessels with crew BG: unbound AT, BE, BG, CY, CZ, DE, DK, ES, FI, FR, EL, IE, IT, LT, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound for storage and warehousing services HR: Unbound except for freight transport agency services For Mode 2 None
B. Services auxiliary to internal waterways transport a) Cargo-handling services (part of CPC 741) b) Storage and warehouse services (part of CPC 742) c) Freight transport agency services (part of CPC 748)	For Modes 1 and 2 EU: Measures based upon existing or future agreements on access to inland waterways (incl. agreements following the Rhine-Main-Danube link) reserving some traffic rights for operators based in the countries concerned and meeting nationality criteria regarding ownership. Regulations implementing the Mannheim Convention on Rhine Shipping. EU: Unbound for pushing and towing services, except for CZ, LV and SK for mode 2 only, where: None HR: Unbound except for freight transport agency services

Sector or sub-sector	Description of reservations
d) Rental of Vessels with Crew (CPC 7223) e) Pushing and towing services (CPC 7224) f) Supporting services for internal waterway transport ( part of CPC 745) g) Other supporting and auxiliary services (part of CPC 749)	For Mode 1 AT, BG, CY, CZ, DE, EE, FI, HU, LV, LT, MT, RO, SK, SI and SE: Unbound for rental of vessels with crew
C. Services auxiliary to rail transport a) Cargo-handling services (part of CPC 741) b) Storage and warehouse services (part of CPC 742)	

Sector or sub-sector	Description of reservations
c) Freight transport agency services (part of CPC 748) d) Pushing and towing services (CPC 7113) e) Supporting services for rail transport services (CPC 743) f) Other supporting and auxiliary services (part of CPC 749)	For Mode 1 EU: Unbound for pushing and towing services HR: Unbound except for freight transport agency services For Mode 2 None
D. Services auxiliary to road transport a) Cargo-handling services (part of CPC 741) b) Storage and warehouse services (part of CPC 742)	For Mode 1 AT, BG, CY, CZ, EE, HU, LV, LT, MT, PL, RO, SK, SI and SE: Unbound for Rental of Commercial Road Vehicles with Operators HR: Unbound except for freight transport agency services and supporting services for road transport that are subject to permit For Mode 2



Sector or sub-sector	Description of reservations
c) Freight transport agency services (part of CPC 748) d) Rental of Commercial Road Vehicles with Operators (CPC 7124) e) Supporting services for road transport (CPC 744) f) Other supporting and auxiliary services (part of CPC 749)	None

Sector or sub-sector	Description of reservations
D. Services auxiliary to air transport services	
a) Ground-handling services (including catering services)	For Mode 1 EU: Unbound except for catering. For Mode 2 BG, CY, CZ, HR, HU, MT, PL, RO, SK and SI: Unbound.
b) Storage and warehouse services (part of CPC 742)	For Modes 1 and 2 None
c) Freight transport agency services (part of CPC 748)	For Modes 1 and 2 None
d) Rental of aircraft with crew (CPC 734)	For Modes 1 and 2 EU: Aircraft used by Union air carriers have to be registered in the Member States licensing the air carrier or elsewhere in the Union. To be registered, aircraft may be required to be owned either by natural persons meeting specific nationality criteria or by juridical persons meeting specific criteria regarding ownership of capital and control.

Sector or sub-sector	Description of reservations
	By exception, aircraft registered outside EU may be leased by a foreign air carrier to an air carrier of the European Union in specific circumstances for the air carrier of the European Union's exceptional needs, seasonal capacity needs, or needs to overcome operational difficulties, which cannot reasonably be satisfied through leasing aircraft registered within the European Union, and subject to obtaining the approval of a limited duration from the Member State of the European Union licensing the air carrier of the European Union.
e) Sales and Marketing f) Computer Reservations System	For Modes 1 and 2 EU: Where air carriers of the European Union are not accorded equivalent treatment <sup>46</sup> to that provided in the European Union by CRS services suppliers outside EU, or where CRS services suppliers of the European Union are not accorded equivalent treatment to that provided in the European Union by non-EU air carriers, measures may be taken to accord equivalent treatment, respectively, to the non-EU air carriers by the CRS services suppliers in the European Union, or to the non-EU CRS services suppliers by the air carriers in the European Union.
g) Airport management	For Mode 1 EU: Unbound For Mode 2 None

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<sup>46</sup> "Equivalent treatment" implies non-discriminatory treatment of Union air carriers and CRS services suppliers of the Union.

Sector or sub-sector	Description of reservations
E. Services auxiliary to pipeline transport of goods other than fuel <sup>47</sup> a) Storage and warehouse services of goods other than fuel transported by pipelines, (part of CPC 742)	For Mode 1 AT, BE, BG, CY, CZ, DE, DK, ES, FI, FR, EL, HR, IE, IT, LT, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound For Mode 2 None
<b>13. OTHER TRANSPORT SERVICES</b>	
Provision of Combined Transport Service	BE, DE, DK, EL, ES, FI, FR, IE, IT, LU, NL, PT and UK: None, without prejudice to the limitations inscribed in this List of Commitments affecting any given mode of transport. AT, BG, CY, CZ, EE, HR, HU, LT, LV, MT, PL, RO, SE, SI and SK: Unbound.

<sup>47</sup> Services auxiliary to pipeline transportation of fuels are to be found in ENERGY SERVICES under 13.C

Sector or sub-sector	Description of reservations
<b>14. ENERGY SERVICES</b>	
A. Services Incidental to Mining (CPC 883) <sup>48</sup>	For Modes 1 and 2 None
B. Pipeline Transportation of fuels (CPC 7131)	For Mode 1 EU: Unbound. For Mode 2 AT, BE, BG, CY, CZ, DE, DK, ES, EE, FI, FR, EL, IE, IT, LV, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound

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<sup>48</sup> Includes the following service rendered on a fee or contract basis: advisory and consulting services relating to mining, on land site preparation, on land rig installation, drilling, drilling bits services, casing and tubular services, mud engineering and supply, solids control, fishing and down-hole special operations, wellsite geology and drilling control, core taking, well testing, wireline services, supply and operation of completion fluids (brines) supply and installation of completion devices, cementing (pressure pumping), stimulation services (fracturing, acidising and pressure pumping), workover and well repair services, plugging and abandoning of wells.

Sector or sub-sector	Description of reservations
C. Storage and warehouse services of fuels transported through pipelines (part of CPC 742)	For Mode 1 AT, BE, BG, CY, CZ, DE, DK, ES, FI, FR, EL, HR, IE, IT, LT, LU, MT, NL, PL, PT, RO, SK, SI, SE and UK: Unbound For Mode 2 None
D. Wholesale trade services of solid, liquid and gaseous fuels and related products (CPC 62271) and wholesale trade services of electricity, steam and hot water	For Mode 1 EU: Unbound for wholesale trade services of electricity, steam and hot water For Mode 2 None
E. Retailing Services of motor fuel (CPC 613)	For Mode 1 EU: Unbound For Mode 2 None
F. Retail sales of fuel oil, bottled gas, coal and wood (CPC 63297) and retailing services of electricity, (non bottled) gas, steam and hot water	For Mode 1 EU: Unbound for retailing services of electricity, (non bottled) gas, steam and hot water BE, BG, CY, CZ, DE, DK, ES, FR, EL, IE, IT, LU, MT, NL, PL, PT, SK and UK: For Retail sales of fuel oil, bottled gas, coal and wood, unbound except for mail order where: none. For Mode 2 None

Sector or sub-sector	Description of reservations
G. Services incidental to energy distribution (CPC 887)	For Mode 1 EU: Unbound except for consultancy services where: none For Mode 2 None
<b>15. OTHER SERVICES NOT INCLUDED ELSEWHERE</b>	
a) Washing, Cleaning and Dyeing services (CPC 9701)	For Mode 1 EU: Unbound For Mode 2 None
b) Hairdressing services (CPC 97021)	For Mode 1 EU: Unbound For Mode 2 None
c) Cosmetic treatment, manicuring and pedicure services (CPC 97022)	For Mode 1 EU: Unbound For Mode 2 None

Sector or sub-sector	Description of reservations
d) Other beauty treatment services n.e.c (CPC 97029)	For Mode 1 EU: Unbound For Mode 2 None
e) Spa services and non therapeutic massages, to the extent that they are provided as relaxation physical well-being services and not for medical or rehabilitation purposes <sup>49</sup> (CPC ver. 1.0 97230)	For Mode 1 EU: Unbound For Mode 2 None
g) Telecommunications connection services (CPC 7543)	For Modes 1 and 2 None

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<sup>49</sup> Therapeutical massages and thermal cure services are to be found under 1.A.h) Medical services, 1.A.j) 2 Services provided by nurses, physiotherapists and para-medical personnel and health services (8.A and 8 C).



## ANNEX XIV-C

### LIST OF RESERVATIONS ON KEY PERSONNEL, GRADUATE TRAINEES AND BUSINESS SELLERS (UNION)

1. The reservations below indicate the economic activities liberalised pursuant to Sections 2 and 3 of Chapter 6 (Establishment, Trade in Services and Electronic Commerce) of Title IV (Trade and Trade-related Matters) of this Agreement for which limitations on key personnel and graduate trainees in accordance with Article 89 of this Agreement and on business sellers in accordance with Article 90 of this Agreement apply and specifies such limitations. The list below is composed of the following elements:
  - (a) the first column indicating the sector or sub-sector in which limitations apply; and
  - (b) the second column describing the applicable limitations.

When the column referred to under (b) includes only Member State-specific reservations, Member States not mentioned therein undertake commitments in the sector concerned without reservations (the absence of Member State-specific reservations in a given sector is without prejudice to horizontal reservations or to sectoral Union-broad reservations that may apply).

The Union does not undertake any commitment for key personnel, graduate trainees and business sellers in economic activities which are not liberalised (remain unbound) pursuant to Sections 2 and 3 of Chapter 6 (Establishment, Trade in Services and Electronic Commerce) of Title IV (Trade and Trade-related Matters) of this Agreement.

2. In identifying individual sectors and sub-sectors:
  - (a) "CPC" means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, CPC prov, 1991; and
  - (b) "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.
3. Commitments on key personnel, graduate trainees, business service sellers and sellers of goods do not apply in cases where the intent or effect of their temporary presence is to interfere with, or otherwise affect the outcome of, any labour/management dispute or negotiation.
4. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures when they do not constitute a limitation within the meaning of Article 89 and Article 90 of this Agreement. Those measures (e.g. need to obtain a license, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, and need to have a legal domicile in the territory where the economic activity is performed), even if not listed below, apply in any case to key personnel, graduate trainees and business sellers of Georgia.
5. All other requirements of the laws and regulations of the EU and its Member States regarding entry, stay, work and social security measures shall continue to apply, including regulations concerning period of stay, minimum wages as well as collective wage agreements.
6. In accordance with Article 76(3) of this Agreement, the list below does not include measures concerning subsidies granted by a Party.

7. The list below is without prejudice to the existence of public monopolies and exclusive rights as described in the list of commitments on establishment.
8. In the sectors where economic needs tests are applied, their main criteria will be the assessment of the relevant market situation in the Member State or the region where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.
9. The rights and obligations arising from the list below shall have no self-executing effect and thus confer no rights directly on natural or juridical persons.

Sector or sub-sector	Description of reservations
ALL SECTORS	<p>Scope of intracorporate transferees</p> <p>BG: The number of intracorporate transferees is not to exceed 10 percent of the average annual number of the citizens of the EU employed by the respective Bulgarian juridical person. Where less than 100 persons are employed, the number of intracorporate transferees may, subject to authorisation, exceed 10 percent of that of the total employees.</p> <p>HU: Unbound for a natural person who has been a partner in a juridical person of Georgia.</p>
ALL SECTORS	<p>Graduate trainees</p> <p>For AT, CZ, DE, ES, FR and HU: Training must be linked to the university degree which has been obtained.</p> <p>BG and HU: Economic needs tests are required for graduate trainees<sup>50</sup>.</p>

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<sup>50</sup> As regards services sectors, these limitations do not go beyond the limitations reflected in the existing GATS commitments.

Sector or sub-sector	Description of reservations
ALL SECTORS	<p>Managing directors and auditors</p> <p>AT: Managing directors of branches of juridical persons have to be resident in Austria. Natural persons within a juridical person or a branch responsible for the observance of the Austrian Trade Act must have a domicile in Austria.</p> <p>FI: A foreigner carrying on trade as a private entrepreneur needs a trade permit and has to be permanently resident in the EEA. For all sectors, EEA residency requirements apply for the managing director; however exemptions may be granted to certain companies.</p> <p>FR: The managing director of an industrial, commercial or artisanal activity, if not a holder of a residency permit, needs a specific authorisation.</p> <p>RO: The majority of the commercial companies' auditors and their deputies shall be Romanian citizens.</p> <p>SE: The managing director of a juridical person or a branch shall reside in Sweden.</p>

Sector or sub-sector	Description of reservations
ALL SECTORS	Recognition EU: EU directives on mutual recognition of diplomas only apply to the citizens of the EU. The right to practise a regulated professional service in one Member State of the EU does not grant the right to practise in another Member State <sup>51</sup> .
6. BUSINESS SERVICES	
A. Professional Services	

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<sup>51</sup> In order for non-EU country nationals to obtain EU-wide recognition of their qualifications, a mutual recognition agreement, negotiated within the framework defined in Article 96 of this Agreement, is necessary.

Sector or sub-sector	Description of reservations
a) Legal Services (CPC 861) <sup>52</sup> excluding legal advisory and legal documentations and certification services provided by legal professionals entrusted with public functions, such as notaries, "huissiers de justice" or other "officiers publics et ministériels."	<p>AT, CY, ES, EL, LT, MT, RO and SK: Full admission to the Bar, required for the practice of domestic (EU and Member State) law, is subject to a nationality condition. For ES: The competent authorities may grant waivers.</p> <p>BE, FI: Full admission to the Bar, required for legal representation services, is subject to a nationality condition, coupled with a residency requirement. In BE quotas apply for representation before the "Cour de cassation" in non-criminal cases.</p> <p>BG: Georgian lawyers can only provide legal representation services of a Georgian national and subject to reciprocity and cooperation with a Bulgarian lawyer. For legal mediation services, permanent residency is required.</p> <p>FR: Lawyers' access to the profession of "avocat auprès de la Cour de Cassation" and "avocat auprès du Conseil d'Etat" is subject to quotas and to a nationality condition.</p>

<sup>52</sup> Includes legal advisory services, legal representational services, legal arbitration and conciliation/mediation services, and legal documentation and certification services. Provision of legal services is only authorised in respect of public international law, EU law and the law of any jurisdiction where the service supplier or its personnel is qualified to practice as a lawyer, and, like the provision of other services, is subject to licensing requirements and procedures applicable in the Member States of the EU. For lawyers providing legal services in respect of public international law and foreign law, these licensing requirements and procedures may take, inter alia, the form of compliance with local codes of ethics, use of home title (unless recognition with the host title has been obtained), insurance requirements, simple registration with the host country Bar or a simplified admission to the host country Bar through an aptitude test and a legal or professional domicile in the host country. Legal services in respect of EU law shall in principle be carried out by or through a fully qualified lawyer admitted to the Bar in a Member State of the EU acting personally, and legal services in respect of the law of a Member State of the EU shall in principle be carried out by or through a fully qualified lawyer admitted to the Bar in that Member State acting personally. Full admission to the Bar in the relevant Member State of the EU might therefore be necessary for representation before courts and other competent authorities in the Union since it involves practice of EU and national procedural law. However, in some Member States, foreign lawyers not fully admitted to the Bar are allowed to represent in civil proceedings a party being a national of or belonging to the State in which the lawyer is entitled to practice.

Sector or sub-sector	Description of reservations
	<p>HR: Full admission to the Bar, required for legal representation services, is subject to a nationality condition (Croatian citizenship and citizenship of an EU Member State).</p> <p>HU: Full admission to the Bar is subject to a nationality condition, coupled with a residency requirement. For foreign lawyers the scope of legal activities is limited to the provision of legal advice, which shall take place on the basis of a collaboration contract concluded with a Hungarian attorney or a law firm.</p> <p>LV: Nationality requirement for sworn solicitors, to whom legal representation in criminal proceedings is reserved.</p> <p>DK: Marketing of legal advice services is restricted to lawyers with a Danish license to practice. Requirement of a Danish legal examination in order to obtain a Danish licence.</p> <p>LU: Nationality condition for the supply of legal services in respect of Luxembourg and EU law.</p> <p>SE: Admission to the Bar, necessary only for the use of the Swedish title "advokat", is subject to a residency requirement.</p>
b) 1. Accounting and Bookkeeping Services (CPC 86212 other than "auditing services", CPC 86213, CPC 86219 and CPC 86220)	<p>FR: Provision of accounting and bookkeeping services is conditional on a decision of the Minister of Economics, Finance and Industry, in agreement with the Minister of Foreign Affairs. The requirement of residency cannot exceed five years.</p> <p>IT: Residency requirement.</p>



Sector or sub-sector	Description of reservations
b) 2. Auditing services (CPC 86211 and 86212 other than accounting services)	<p>AT: Nationality condition for representation before competent authorities and for performing audits provided for in specific Austrian laws (e.g. joint stock companies law, stock exchange law, banking law etc.).</p> <p>DK: Residency requirement.</p> <p>ES: Nationality condition for statutory auditors and for administrators, directors and partners of companies other than those covered by the 8th EEC directive on company law.</p> <p>FI: Residency requirement for at least one of the auditors of a Finnish Liability company.</p> <p>EL: Nationality condition for statutory auditors.</p> <p>HR: Only certified auditors holding a licence formally recognised by the Croatian Chamber of Auditors can provide auditing services.</p> <p>IT: Residency requirement for individual auditors.</p> <p>SE: Only auditors approved in Sweden may perform legal auditing services in certain legal entities, inter alia in all limited companies. Residency required for approval.</p>
c) Taxation Advisory Services (CPC 863) <sup>53</sup>	<p>AT: Nationality condition for representation before competent authorities.</p> <p>BG and SI: Nationality condition for specialists.</p> <p>HU: Residency requirement.</p>

<sup>53</sup> Does not include legal advisory and legal representational services on tax matters, which are to be found under 6.A.a) Legal Services.

Sector or sub-sector	Description of reservations
d) Architectural services and e) Urban planning and landscape architectural services (CPC 8671 and CPC 8674)	EE: At least one responsible person (project manager or consultant) must be resident in Estonia. BG: Foreign specialists must have experience of at least two years in the field of construction. Nationality condition for urban planning and landscape architectural services. EL, HU and IT: Residency requirement. SK: Membership in relevant chamber is obligatory; membership in relevant foreign institutions may be recognised. Residency requirement, however exceptions might be considered
f) Engineering services and g) Integrated engineering services (CPC 8672 and CPC 8673)	EE: At least one responsible person (project manager or consultant) must be resident in Estonia. BG: Foreign specialists must have experience of at least two years in the field of construction. HR, IT and SK: Residency requirement. EL and HU: Residency requirement (For CPC 8673 a residency requirement only applies to Graduate Trainees).

Sector or sub-sector	Description of reservations
<p>h) Medical (including psychologists) and Dental services (CPC 9312 and part of CPC 85201)</p>	<p>CZ, IT and SK: Residency requirement.</p> <p>CZ, RO and SK: Authorisation by the competent authorities required for foreign natural persons.</p> <p>BE and LU: For graduate trainees, authorisation by the competent authorities required for foreign natural persons.</p> <p>BG, MT: Nationality condition.</p> <p>DK: Limited authorisation to fulfil a specific function can be given for up to 18 months and requires residency.</p> <p>FR: Nationality condition. However, access is possible within annually established quotas.</p> <p>HR: All persons providing services directly to patients/treating patients need a licence from the professional chamber.</p> <p>LV: Practice of medical profession by foreigners requires the permission from local health authorities, based on economic needs for medical doctors and dentists in a given region.</p> <p>PL: Practice of medical profession by foreigners requires the permission. Foreign medical doctors have limited election rights within the professional chambers.</p> <p>PT: Residency requirement for psychologists.</p>
<p>i) Veterinary services (CPC 932)</p>	<p>BG, DE, EL, FR, HR and HU: Nationality condition.</p> <p>CZ and SK: Nationality Requirement and residency requirement.</p> <p>IT: Residency requirement.</p> <p>PL: Nationality requirement. Foreign persons may apply for permission to practice.</p>

Sector or sub-sector	Description of reservations
j) 1. Midwives services (part of CPC 93191)	<p>AT: In order to establish a professional practice in Austria, the person concerned must have practised the profession in question for at least three years preceding the setting up of that professional practice.</p> <p>BE and LU: For graduate trainees, authorisation by the competent authorities required for foreign natural persons.</p> <p>CY, EE, RO and SK: Authorisation by the competent authorities required for foreign natural persons.</p> <p>FR: Nationality condition. However, access is possible within annually established quotas.</p> <p>HR: All persons providing services directly to patients/treating patients need a licence from the professional chamber.</p> <p>HU: Unbound.</p> <p>IT: Residency requirement.</p> <p>LV: Subject to economic needs, determined by the total number of midwives in the given region, authorised by local health authorities.</p> <p>PL: Nationality condition. Foreign persons may apply for permission to practice.</p>

Sector or sub-sector	Description of reservations
j) 2. Services provided by Nurses, Physiotherapists and Paramedical Personnel (part of CPC 93191)	<p>AT: Foreign services suppliers are only allowed in the following activities: nurses, physiotherapists, occupational therapists, logotherapists, dieticians and nutritionists. In order to establish a professional practice in Austria, the person concerned must have practised the profession in question for at least three years preceding the setting up of that professional practice.</p> <p>BE, FR and LU: For graduate trainees, authorisation by the competent authorities required for foreign natural persons.</p> <p>CY, CZ, EE, RO and SK: Authorisation by the competent authorities required for foreign natural persons.</p> <p>HR: All persons providing services directly to patients/treating patients need a licence from the professional chamber.</p> <p>HU: A nationality condition.</p> <p>DK: Limited authorisation to fulfil a specific function can be given for up to 18 months and requires residency.</p> <p>CY, CZ, EL and IT: Subject to an economic needs test: decision is subject to regional vacancies and shortages.</p> <p>LV: Subject to economic needs determined by the total number of nurses in the given region, authorised by local health authorities.</p>

Sector or sub-sector	Description of reservations
k) Retail sales of pharmaceuticals and retail sales of medical and orthopaedical goods (CPC 63211) and other services supplied by pharmacists <sup>54</sup>	FR: Nationality condition. However, within established quotas, access for Georgian nationals is possible provided the service provider holds a French degree in pharmacy. DE, EL and SK: A nationality condition. HU: Nationality condition except for retail sales of pharmaceuticals and retail sales of medical and orthopaedical goods (CPC 63211). IT and PT: Residency requirement.
D. Real Estate Services <sup>55</sup>	
a) Involving Own or Leased Property (CPC 821)	FR, HU, IT and PT: Residency requirement. LV, MT and SI: Nationality condition.
b) On a Fee or Contract Basis (CPC 822)	DK: Residency requirement unless waived by the Danish Commerce and Companies Agency. FR, HU, IT and PT: Residency requirement. LV, MT and SI: Nationality condition.

<sup>54</sup> The supply of pharmaceuticals to the general public, like the provision of other services, is subject to licensing and qualification requirements and procedures applicable in the Member States. As a general rule, this activity is reserved to pharmacists. In some Member States, only the supply of prescription drugs is reserved to pharmacists.

<sup>55</sup> The service involved relates to the profession of real estate agent and does not affect any rights and/or restrictions on natural and juridical persons purchasing real estate.

Sector or sub-sector	Description of reservations
E. Rental/Leasing Services without Operators	
e) Relating to personal and household goods (CPC 832)	EU: Nationality condition for specialists and for graduate trainees.
f) Telecommunications equipment rental (CPC 7541)	EU: Nationality condition for specialists and for graduate trainees.
F. Other Business Services	
e) Technical Testing and Analysis Services (CPC 8676)	IT and PT: Residence requirements for biologists and chemical analysts.
f) Advisory and Consulting services incidental to Agriculture, Hunting and Forestry (part of CPC 881)	IT: Residence requirements for agronomists and "periti agrari."

Sector or sub-sector	Description of reservations
j) 2. Security Services (CPC 87302, CPC 87303, CPC 87304 and CPC 87305)	<p>BE: Nationality condition and a residence requirement for management personnel.</p> <p>BG, CY, CZ, EE, LV, LT, MT, PL, RO, SI and SK: Nationality condition and a residence requirement.</p> <p>DK: Nationality condition and a residence requirement for managers and for airport guard services.</p> <p>ES and PT: Nationality condition for specialized personnel.</p> <p>FR: Nationality condition for managing directors and directors.</p> <p>IT: Italian or EU nationality condition and a residence requirement in order to obtain necessary authorisation for security guard services and the transport of valuables.</p>
k) Related Scientific and Technical Consulting Services (CPC 8675)	<p>BG: Nationality condition for specialists.</p> <p>DE: Nationality condition for publicly appointed surveyors.</p> <p>FR: Nationality condition for "surveying" operations relating to the establishment of property rights and to land law.</p> <p>IT and PT: Residency requirement.</p>
l) 1. Maintenance and repair of vessels (part of CPC 8868)	MT: Nationality condition.
l) 2. Maintenance and Repair of Rail Transport Equipment (part of CPC 8868)	LV: Nationality condition.



Sector or sub-sector	Description of reservations
l) 3. Maintenance and Repair of motor vehicles, motorcycles, snowmobiles and road transport Equipment (CPC 6112, CPC 6122, part of CPC 8867 and part of CPC 8868)	EU: For maintenance and repair of motor vehicles, motorcycles and snowmobiles, nationality condition for specialists and for graduate trainees.
l) 5. Maintenance and Repair services of metal products, of (non office) machinery, of (non transport and non office) equipment and of personal and household goods <sup>56</sup> (CPC 633, CPC 7545, CPC 8861, CPC 8862, CPC 8864, CPC 8865 and CPC 8866)	EU: Nationality condition for specialists and for graduate trainee, except for:  BE, DE, DK, ES, FR, EL, HU, IE, IT, LU, MT, NL, PL, PT, RO, SE and UK for CPC 633, 8861, 8866; BG for repair services of personal and household goods (excl. Jewellery): CPC 63301, CPC 63302, part of CPC 63303, CPC 63304 and CPC 63309; AT for CPC 633, CPC 8861 to CPC 8866; EE, FI, LV and LT for CPC 633, CPC 8861 to CPC 8866; CZ and SK for CPC 633, CPC 8861 to CPC 8865; and SI for CPC 633, CPC 8861 and CPC 8866.

<sup>56</sup> Maintenance and repair services of transport equipment (CPC 6112, CPC 6122, CPC 8867 and CPC 8868) are to be found under 6.F. l) 1. to 6.F.l) 4.  
Maintenance and repair services of office machinery and equipment including computers (CPC 845) are to be found under 6.B. Computer and Related Services.

Sector or sub-sector	Description of reservations
m) Building-Cleaning Services (CPC 874)	CY, EE, HR, MT, PL, RO and SI: Nationality condition for specialists.
n) Photographic Services (CPC 875)	HR and LV: Nationality condition for specialty photography services. PL: Nationality condition for the supply of aerial photographic services.
p) Printing and Publishing (CPC 88442)	HR: Residency requirement for publishers. SE: Residency requirement for publishers and owners of publishing and printing companies. IT: Owners of publishing and printing company and publishers must be citizens of a EU Member State.
q) Convention Services (part of CPC 87909)	SI: Nationality condition.
r) 1. Translation and Interpretation Services (CPC 87905)	FI: Residence requirement for certified translators. DK: Residence requirement for authorised public translators and interpreters, unless waived by the Danish Commerce and Companies Agency.
r) 3. Collection Agency Services (CPC 87902)	BE and EL: Nationality condition. IT: Unbound.

Sector or sub-sector	Description of reservations
r) 4. Credit reporting services (CPC 87901)	BE and EL: Nationality condition. IT: Unbound.
r) 5. Duplicating services (CPC 87904) <sup>57</sup>	EU: Nationality condition for specialists and for graduate trainees.
8. CONSTRUCTION AND RELATED ENGINEERING SERVICES (CPC 511, CPC 512, CPC 513, CPC 514, CPC 515, CPC 516, CPC 517 and CPC 518)	BG: Foreign specialists must have experience of at least two years in the field of construction.
9. DISTRIBUTION SERVICES (excluding distribution of arms, munitions and war material)	

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<sup>57</sup> Does not include printing services, which fall under CPC 88442 and are to be found under 6.F. p).

Sector or sub-sector	Description of reservations
C. Retailing Services <sup>58</sup>	
c) Food retailing services (CPC 631)	FR: Nationality condition for tobacconists (i.e. buraliste).
10. EDUCATIONAL SERVICES (only privately funded services)	
A. Primary Education Services (CPC 921)	FR: Nationality condition. However, Georgian nationals may obtain authorisation from the competent authorities to establish and direct an education institution, and to teach. IT: Nationality condition for service providers who are authorised to issue State-recognised diplomas. EL: Nationality condition for teachers.
B. Secondary Education Services (CPC 922)	FR: Nationality condition. However, Georgian nationals may obtain authorisation from the competent authorities to establish and direct an education institution, and to teach. IT: Nationality condition for service providers who are authorised to issue State-recognised diplomas. EL: Nationality condition for teachers. LV: Nationality condition for technical and vocational secondary school-type education services for handicapped students (CPC 9224).

<sup>58</sup> Does not include maintenance and repair services, which are to be found in BUSINESS SERVICES under 6.B. and 6.F.1).

Sector or sub-sector	Description of reservations
C. Higher Education Services (CPC 923)	<p>FR: Nationality condition. However, Georgian nationals may obtain authorisation from the competent authorities to establish and direct an education institution and to teach.</p> <p>CZ and SK: Nationality condition for higher education services, except for post-secondary technical and vocational education services (CPC 92310).</p> <p>IT: Nationality condition for service providers who are authorised to issue State-recognised diplomas.</p> <p>DK: Nationality condition for professors.</p>

Sector or sub-sector	Description of reservations
12. FINANCIAL SERVICES	
A. Insurance and insurance-related services	<p>AT: The management of a branch office must consist of two natural persons resident in Austria.</p> <p>EE: For direct insurance, the management body of an insurance joint-stock company with Georgian capital participation may include Georgian nationals only in proportion to the Georgian participation and in any event not more than half of the members of the management body. The head of the management of a subsidiary or an independent company must permanently reside in Estonia.</p> <p>ES: Residency requirement for the actuarial profession (or alternatively two years of experience)</p> <p>FI: The managing directors and at least one auditor of an insurance company shall have their place of residence in the EU, unless the competent authorities have granted an exemption. The general agent of a Georgian insurance company shall have his place of residence in Finland, unless the company has its head office in the EU.</p> <p>HR: Residency requirement.</p> <p>IT: Residency requirement for the actuarial profession.</p>

Sector or sub-sector	Description of reservations
B. Banking and other financial services (excluding insurance)	<p>BG: Permanent residence in Bulgaria is required for the executive directors and the managerial agent.</p> <p>FI: A managing director and at least one auditor of credit institutions shall have their place of residence in the EU, unless the Financial Supervision Authority has granted an exemption.</p> <p>HR: Residency requirement. The management board shall direct the business of a credit institution from the territory of the Republic of Croatia. At least one management board member must be fluent in the Croatian language.</p> <p>IT: Condition of residency within the territory of a Member State of the EU for "promotori di servizi finanziari" (financial salesmen).</p> <p>LT: At least one head of a bank's administration must permanently reside in the Republic of Lithuania.</p> <p>PL: Nationality requirement for at least one of the bank executives.</p>

Sector or sub-sector	Description of reservations
<b>13. HEALTH SERVICES AND SOCIAL SERVICES</b> (only privately funded services)	
A. Hospital Services (CPC 9311) B. Ambulance Services (CPC 93192) C. Residential health facilities other than hospital services (CPC 93193) E. Social Services (CPC 933)	<p>FR: Authorisation is necessary for the access to management functions. The availability of local managers is taken into consideration for the authorisation.</p> <p>HR: all persons providing services directly to patients/treating patients need a licence from the professional chamber.</p> <p>LV: Economic needs tests for doctors, dentists, midwives, nurses, physiotherapists and para-medical personnel.</p> <p>PL: Practice of medical profession by foreigners requires permission. Foreign medical doctors have limited election rights within the professional chambers.</p>



Sector or sub-sector	Description of reservations
14. TOURISM AND TRAVEL RELATED SERVICES	
A. Hotel, Restaurants and Catering (CPC 641, CPC 642 and CPC 643) excluding catering in air transport services <sup>59</sup>	BG: The number of foreign managers is not to exceed the number of managers who are Bulgarian citizens, in cases where the public (state and/or municipal) share in the equity capital of a Bulgarian company exceeds 50 per cent.  HR: Nationality requirement for hospitality and catering services in households and rural homesteads.
B. Travel Agencies and Tour Operators Services (including tour managers) (CPC 7471)	BG: The number of foreign managers is not to exceed the number of managers who are Bulgarian citizens, in cases where the public (state and/or municipal) share in the equity capital of a Bulgarian company exceeds 50 per cent.  HR: Approval of the Ministry of Tourism for office manager position.
C. Tourist Guides Services (CPC 7472)	BG, CY, ES, FR, EL, HR, HU, LT, MT, PL, PT and SK: Nationality condition.  IT: Tourist guides from non-EU countries need to obtain a specific licence.

<sup>59</sup> Catering in air transport services is to be found in SERVICES AUXILARY TO TRANSPORT under 17.E.a) Ground-handling services.

Sector or sub-sector	Description of reservations
15. RECREATIONAL, CULTURAL AND SPORTING SERVICES  (other than audio- visual services)	
A. Entertainment Services (including Theatre, Live Bands, Circus and Discotheque Services)  (CPC 9619)	FR: Authorisation is necessary for the access to management functions. The authorisation is subject to a nationality condition when authorisation for more than two years is required.

Sector or sub-sector	Description of reservations
16. TRANSPORT SERVICES	
A. Maritime transport	
a) International passenger transportation (CPC 7211 less national cabotage transport). b) International freight transportation (CPC 7212 less national cabotage transport)	EU: Nationality condition for ships' crew. AT: Nationality condition for the majority of managing directors.
D. Road Transport	
a) Passenger Transportation (CPC 7121 and CPC 7122)	AT: Nationality condition for persons and shareholders entitled to represent a juridical person or a partnership. DK, HR: Nationality condition and residence requirement for managers. BG, MT: Nationality condition.

Sector or sub-sector	Description of reservations
b) Freight Transportation (CPC 7123, excluding transportation of postal and courier items on own account <sup>60</sup> ).	AT: Nationality condition for persons and shareholders entitled to represent a juridical person or a partnership. BG and MT: Nationality condition. HR: Nationality condition and residency requirement for managers.
E. Pipeline transport of goods other than fuel <sup>61</sup> (CPC 7139)	AT: Nationality condition for managing directors.

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<sup>60</sup> Part of CPC 71235, which is to be found in COMMUNICATION SERVICES under 7.A. Postal and Courier Services.

<sup>61</sup> Pipeline transportation of fuels is to be found in ENERGY SERVICES under 19.B.

Sector or sub-sector	Description of reservations
17. SERVICES AUXILIARY TO TRANSPORT <sup>62</sup>	
A. Services auxiliary to Maritime Transport a) Maritime Cargo Handling Services b) Storage and warehousing Services (part of CPC 742) c) Customs Clearance Services d) Container Station and Depot Services e) Maritime Agency Services f) Maritime Freight Forwarding Services g) Rental of Vessels with Crew (CPC 7213) h) Pushing and towing services (CPC 7214)	AT: Nationality condition for the majority of managing directors. BG and MT: Nationality condition. DK: Requirement of residence for customs clearance services. EL: Nationality condition for customs clearance services.

<sup>62</sup> Does not include maintenance and repair services of transport equipment, which are to be found in BUSINESS SERVICES under 6.F.1) 1. to 6.F.1) 4.

Sector or sub-sector	Description of reservations
i) Supporting services for maritime transport (part of CPC 745) j) Other supporting and auxiliary services (excluding catering) (part of CPC 749)	
D. Services auxiliary to road transport d) Rental of Commercial Road Vehicles with Operators (CPC 7124)	AT: Nationality condition for persons and shareholders entitled to represent a juridical person or a partnership. BG and MT: Nationality condition.
F. Services auxiliary to pipeline transport of goods other than fuel <sup>63</sup> a) Storage and warehouse services of goods other than fuel transported by pipelines (part of CPC 742)	AT: Nationality condition for managing directors.

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<sup>63</sup> Services auxiliary to pipeline transportation of fuels are to be found in ENERGY SERVICES under 19.C.

Sector or sub-sector	Description of reservations
19. ENERGY SERVICES	
A. Services Incidental to Mining (CPC 883) <sup>64</sup>	SK: Residency requirement.
20. OTHER SERVICES NOT INCLUDED ELSEWHERE	
a) Washing, Cleaning and Dyeing services (CPC 9701)	EU: Nationality condition for specialists and for graduate trainees.
b) Hairdressing services (CPC 97021)	EU: Nationality condition for specialists and for graduate trainees.
c) Cosmetic treatment, manicuring and pedicuring services (CPC 97022)	EU: Nationality condition for specialists and for graduate trainees.

<sup>64</sup> Includes the following service rendered on a fee or contract basis: advisory and consulting services relating to mining, on-land site preparation, on-land rig installation, drilling, drilling bits services, casing and tubular services, mud engineering and supply, solids control, fishing and downhole special operations, wellsite geology and drilling control, core taking, well testing, wireline services, supply and operation of completion fluids (brines) supply and installation of completion devices, cementing (pressure pumping), stimulation services (fracturing, acidising and pressure pumping), workover and well repair services, plugging and abandoning of wells.

Does not include direct access to or exploitation of natural resources.

Does not include site preparation work for mining of resources other than oil and gas (CPC 5115), which is to be found under 8. CONSTRUCTION AND RELATED ENGINEERING SERVICES.

Sector or sub-sector	Description of reservations
d) Other beauty treatment services n.e.c (CPC 97029)	EU: Nationality condition for specialists and for graduate trainees.
e) Spa services and non therapeutical massages, to the extent that they are provided as relaxation physical well-being services and not for medical or rehabilitation purposes <sup>65</sup> (CPC ver. 1.0 97230)	EU: Nationality condition for specialists and for graduate trainees.

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<sup>65</sup> Therapeutical massages and thermal cure services are to be found under 6.A.h) Medical and Dental services, 6.A.j) 2. Services provided by Nurses, Physiotherapists and Paramedical personnel, and health services (13.A and 13.C).



## ANNEX XIV-D

### LIST OF RESERVATIONS ON CONTRACTUAL SERVICES SUPPLIERS AND INDEPENDENT PROFESSIONALS (UNION)

1. The Parties shall allow the supply of services into their territories by contractual service suppliers and independent professionals of the other Party through the presence of natural persons, in accordance with Articles 91 and 92 of this Agreement, for the economic activities which are listed below, and subject to the relevant limitations.
2. The list is composed of the following elements:
  - (a) the first column indicating the sector or sub-sector in which limitations apply and
  - (b) the second column describing the applicable limitations.

The Union does not undertake any commitment for contractual service suppliers and independent professionals for any sector of economic activity other than those which are explicitly listed below.

3. In identifying individual sectors and sub-sectors:
  - (a) "CPC" means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, CPC prov, 1991; and

(b) "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.

4. Commitments for contractual service suppliers and independent professionals do not apply in cases where the intent or effect of their temporary presence is to interfere with, or otherwise affect the outcome of, any labour/management dispute or negotiation.
5. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures when they do not constitute a limitation within the meaning of Articles 91 and 92 of this Agreement. Those measures (e.g. need to obtain a license, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, and need to have a legal domicile in the territory where the economic activity is performed), even if not listed below, apply in any case to contractual service suppliers and independent professionals of Georgia.
6. All other requirements of the laws and regulations of the EU and its Member States regarding entry, stay, work and social security measures shall continue to apply, including regulations concerning period of stay, minimum wages as well as collective wage agreements.
7. The list below does not include measures concerning subsidies granted by a Party.
8. The list below is without prejudice to the existence of public monopolies or exclusive rights in the relevant sectors, as set out by the Union in Annex XIV-A to this Agreement.

9. In the sectors where economic needs tests are applied, their main criteria will be the assessment of the relevant market situation in the Member State or the region where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.
10. The rights and obligations arising from the list below shall have no self-executing effect and thus confer no rights directly on natural or juridical persons.

The Parties shall allow the supply of services into their territory by contractual services suppliers of the other Party through presence of natural persons, subject to the conditions specified in Article 91 of this Agreement, in the following sub-sectors:

- (a) legal services in respect of public international law and foreign law (i.e. non-Union law);
- (b) accounting and bookkeeping services;
- (c) taxation advisory services;
- (d) architectural services, urban planning and landscape architectural services;
- (e) engineering services, integrated engineering services;
- (f) computer and related services;
- (g) research and development services;

- (h) advertising;
- (i) management consulting services;
- (j) services related to management consulting;
- (k) technical testing and analysis services;
- (l) related scientific and technical consulting services;
- (m) maintenance and repair of equipment in the context of an after-sales or after-lease services contract;
- (n) translation services;
- (o) site investigation work ;
- (p) environmental services;
- (r) travel agencies and tour operator services ;
- (s) entertainment services.

The Parties shall allow the supply of services into their territory by independent professionals of the other Party through presence of natural persons, subject to the conditions specified in Article 92 of this Agreement, in the following sub-sectors:

- (a) legal services in respect of public international law and foreign law (i.e. non-Union law);
- (b) architectural services, urban planning and landscape architecture;
- (c) engineering and integrated engineering services;
- (d) Computer and related services;
- (e) management consulting services and services related to management consulting;
- (f) translation services.

Sector or sub-sector	Description of reservations
ALL SECTORS	<p>Recognition</p> <p>EU: EU directives on mutual recognition of diplomas only apply to nationals of EU Member States. The right to practice a regulated professional service in one Member State does not grant the right to practice in another Member State.<sup>66</sup></p>
Legal Advisory Services in respect of public international law and foreign law (i.e. non-EU law) (part of CPC 861) <sup>67</sup>	<p>AT, CY, DE, EE, IE, LU, NL, PL, PT, SE and UK: None.</p> <p>BE, ES, HR, IT and EL: Economic needs test for IP.</p> <p>LV: Economic needs test for CSS.</p> <p>BG, CZ, DK, FI, HU, LT, MT, RO, SI and SK: Economic needs tests.</p> <p>DK: Marketing of legal advice activities is restricted to lawyers with a Danish licence to practice. Requirement of a Danish legal examination in order to obtain a Danish licence.</p> <p>FR: Full (simplified) admission to the Bar through an aptitude test is required. Lawyers' access to the professions of "avocat auprès de la Cour de cassation" et "avocat auprès du Conseil d'Etat" is subject to quotas and to a nationality condition.</p> <p>HR: Full admission to the Bar required for legal representation services, is subject to a nationality condition.</p>

<sup>66</sup> In order for third-country nationals to obtain Union-wide recognition of their qualifications, it is necessary that a Mutual Recognition Agreement be negotiated within the framework defined in Article 96 of this Agreement.

<sup>67</sup> Like the provision of other services, Legal Services are subject to licensing requirements and procedures applicable in Member States of the EU. For lawyers providing legal services in respect of public international law and foreign law, these may take inter alia the form of compliance with local codes of ethics, use of home title (unless recognition with the host title has been obtained) insurance requirements, simple registration with the host country Bar or a simplified admission to the host country Bar through an aptitude test and a legal or professional domicile in the host country.

Sector or sub-sector	Description of reservations
Accounting and Bookkeeping Services (CPC 86212 other than "auditing services", CPC 86213, CPC 86219 and CPC 86220)	BE, CY, DE, EE, ES, IE, IT, LU, NL, PL, PT, SI, SE and UK: None. AT: The employer must be a member of the relevant professional body in the home country where such body exists. FR: Authorisation requirement. Provision of accounting and bookkeeping services is conditional on a decision of the Minister of Economics, Finance and Industry, in agreement with the Minister of Foreign Affairs. BG, CZ, DK, EL, FI, HU, LT, LV, MT, RO and SK: Economic needs test. HR: Residency requirement.
Taxation Advisory Services (CPC 863) <sup>68</sup>	BE, DE, EE, ES, FR, IE, IT, LU, NL, PL, SI, SE and UK: None. AT: The employer must be a member of the relevant professional body in the home country where such body exists; nationality condition for representation before competent authorities. BG, CZ, DK, EL, FI, HU, LT, LV, MT, RO and SK: Economic needs test. CY: Unbound for the submission of tax returns. PT: Unbound. HR, HU: Residence requirement.

<sup>68</sup> Does not include legal advisory and legal representational services on tax matters, which are to be found under Legal Advisory Services in respect of public international law and foreign law.

Sector or sub-sector	Description of reservations
Architectural services and Urban planning and landscape architectural services (CPC 8671 and CPC 8674)	EE, EL, FR, IE, LU, MT, NL, PL, PT, SI, SE and UK: None. BE, ES, HR, IT: Economic needs test for IP. LV: Economic needs test for CSS. FI: The natural person must demonstrate that (s)he possesses special knowledge relevant to the service being supplied. BG, CY, CZ, DE, FI, HU, LT, RO and SK: Economic needs test. AT: Planning services only, where: Economic needs test. HR, HU and SK: Residence requirement.
Engineering services and Integrated engineering services (CPC 8672 and CPC 8673)	EE, EL, FR, IE, LU, MT, NL, PL, PT, SI, SE and UK: None. BE, ES, HR and IT: Economic needs test for IP. LV: Economic needs test for CSS. FI: The natural person must demonstrate that (s)he possesses special knowledge relevant to the service being supplied. BG, CY, CZ, DE, FI, HU, LT, RO and SK: Economic needs test. AT: Planning services only, where: Economic needs test. HR and HU: Residence requirement.
Computer and Related Services (CPC 84)	EE, EL, FR, IE, LU, MT, NL, PL, PT, SI and SE: None. ES and IT: Economic needs test for IP. LV: Economic needs test for CSS. BE: Economic needs test for IP. AT, DE, BG, CY, CZ, FI, HU, LT, RO, SK and UK: Economic needs test. HR: Residency requirement for CSS. Unbound for IP.



Sector or sub-sector	Description of reservations
Research and Development Services (CPC 851, 852 excluding psychologists services <sup>69</sup> , 853)	EU, except BE: A hosting agreement with an approved research organisation is required <sup>70</sup> . CZ, DK and SK: Economic needs test. BE and UK: Unbound. HR: Residency requirement.
Advertising (CPC 871)	BE, CY, DE, EE, ES, FR, HR, IE, IT, LU, NL, PL, PT, SI, SE and UK: None. AT, BG, CZ, DK, FI, HU, LT, LV, MT, RO and SK: Economic needs test.
Management Consulting Services (CPC 865)	DE, EE, EL, FR, IE, LV, LU, MT, NL, PL, PT, SI, SE, UK: None. ES and IT: Economic needs test for IP. BE and HR: Economic needs test for IP. AT, BG, CY, CZ, FI, HU, LT, RO and SK: Economic needs test.
Services Related to Management Consulting (CPC 866)	DE, EE, EL, FR, IE, LV, LU, MT, NL, PL, PT, SI, SE and UK: None. BE, ES, HR and IT: Economic needs test for IP. AT, BG, CY, CZ, DK, FI, LT, RO and SK: Economic needs test. HU: Economic needs test, except for arbitration and conciliation services (CPC 86602), where: Unbound.
Technical Testing and Analysis Services (CPC 8676)	BE, DE, EE, EL, ES, FR, HR, IE, IT, LU, NL, PL, SI, SE, UK: None. AT, BG, CY, CZ, FI, HU, LT, LV, MT, PT, RO, SK: Economic needs test.

<sup>69</sup> Part of CPC 85201, which is to be found under Medical and dental services.

<sup>70</sup> For all Member States except DK, the approval of the research organisation and the hosting agreement have to meet the conditions set pursuant to Directive No 2005/71/EC of 12 October 2005 on a specific procedure for admitting third-country nationals for the purposes of scientific research.

Sector or sub-sector	Description of reservations
Related Scientific and Technical Consulting Services (CPC 8675)	BE, EE, EL, ES, HR, IE, IT, LU, NL, PL, SI, SE and UK: None. AT, CY, CZ, DE, DK, FI, HU, LT, LV, MT, PT, RO and SK: Economic needs test. DE: Unbound for publicly appointed surveyors. FR: Unbound for "surveying" operations relating to the establishment of property rights and to land law where unbound. BG: Unbound.
Maintenance and repair of vessels (part of CPC 8868)	BE, CY, EE, EL, ES, FR, HR, IT, LV, LU, NL, PL, PT, SI and SE: None. AT, BG, CZ, DE, DK, FI, HU, IE, LT, MT, RO and SK: Economic needs test. UK: Unbound
Maintenance and repair of rail transport equipment (part of CPC 8868)	BE, CY, EE, EL, ES, FR, HR, IT, LV, LU, MT, NL, PL, PT, SI and SE: None. AT, BG, CZ, DE, DK, FI, HU, IE, LT, RO and SK: Economic needs test. UK: Unbound
Maintenance and repair of motor vehicles, motorcycles, snowmobiles and road transport equipment (CPC 6112, CPC 6122, part of CPC 8867 and part of CPC 8868)	BE, EE, EL, ES, FR, HR, IT, LV, LU, NL, PL, PT, SI and SE: None. AT, BG, CY, CZ, DE, DK, FI, HU, IE, LT, MT, RO and SK: Economic needs test. UK: Unbound

Sector or sub-sector	Description of reservations
Maintenance and repair of aircraft and parts thereof (part of CPC 8868)	BE, CY, EE, EL, ES, FR, HR, IT, LV, LU, MT, NL, PL, PT, SI and SE: None. AT, BG, CZ, DE, DK, FI, HU, IE, LT, RO and SK: Economic needs test. UK: Unbound
Maintenance and repair of metal products, of (non office) machinery, of (non transport and non office) equipment and of personal and household goods <sup>71</sup> (CPC 633, CPC 7545, CPC 8861, CPC 8862, CPC 8864, CPC 8865 and CPC 8866)	BE, EE, EL, ES, FR, HR, IT, LV, LU, MT, NL, PL, PT, SI, SE and UK: None. AT, BG, CY, CZ, DE, DK, FI, HU, IE, LT, RO and SK: Economic needs test.
Translation (CPC 87905, excluding official or certified activities)	DE, EE, FR, LU, MT, NL, PL, PT, SI, SE and UK: None. BE, ES, IT and EL: Economic needs test for IP. CY and LV: Economic needs test for CSS. AT, BG, CZ, DK, FI, HU, IE, LT, RO and SK: Economic needs test. HR: Unbound for IP.
Site investigation work (CPC 5111)	BE, DE, EE, EL, ES, FR, HR, IE, IT, LU, MT, NL, PL, PT, SI, SE and UK: None. AT, BG, CY, CZ, FI, HU, LT, LV, RO and SK: Economic needs test.

<sup>71</sup> Maintenance and repair services of office machinery and equipment including computers (CPC 845) are to be found under Computer services.

Sector or sub-sector	Description of reservations
Environmental services (CPC 9401 <sup>72</sup> , CPC 9402, CPC 9403, CPC 9404 <sup>73</sup> , part of CPC 9406 <sup>74</sup> , CPC 9405, part of CPC 9406 and CPC 9409)	BE, EE, ES, FR, HR, IE, IT, LU, MT, NL, PL, PT, SI, SE and UK: None. AT, BG, CY, CZ, DE, DK, EL, FI, HU, LT, LV, RO and SK: Economic needs test.
Travel Agencies and Tour Operators Services (including tour managers <sup>75</sup> ) (CPC 7471)	AT, CZ, DE, EE, ES, FR, IT, LU, NL, PL, SI and SE: None. BG, EL, HU, LT, LV, MT, PT, RO and SK: Economic needs test. BE, CY, DK, FI and IE: Unbound, except for tour managers (persons whose function is to accompany a tour group of a minimum of 10 persons, without acting as guides in specific locations) HR: Residency requirement. UK: Unbound

<sup>72</sup> Corresponds to sewage services.

<sup>73</sup> Corresponds to Cleaning Services of Exhaust Gases.

<sup>74</sup> Corresponds to parts of Nature and Landscape Protection Services.

<sup>75</sup> Services suppliers whose function is to accompany a tour group of a minimum of 10 persons, without acting as guides in specific locations.

Sector or sub-sector	Description of reservations
Entertainment Services other than audiovisual services (including Theatre, Live Bands, Circus and Discotheque Services) (CPC 9619)	<p>BG, CZ, DE, DK, EE, EL, ES, FI, HU, IE, IT, LT, LU, LV, MT, NL, PL, PT, RO, SK and SE: Advanced qualification<sup>76</sup> may be required. Economic needs test.</p> <p>AT: Advance qualifications and economic needs test except for persons whose main professional activity is in the field of fine arts, deriving the major part of their income from that activity and subject to the condition that such persons shall not exercise any other commercial activity in Austria, where: None.</p> <p>CY: Economic needs test for Live Bands and Discotheque Services.</p> <p>FR: Unbound for CSS, except if:</p> <ul style="list-style-type: none"> <li>- The work permit is delivered for a period not exceeding nine months renewable for the duration of three months.</li> </ul> <p>Economic Need Test</p> <ul style="list-style-type: none"> <li>- The entertainment enterprise must pay a tax to the Office Français de l'Immigration et de l'Intégration.</li> </ul> <p>SI: Duration of stay limited to 7 days per event. For circus and amusement park services duration of stay is limited to a maximum of 30 days per calendar year.</p> <p>BE and UK: Unbound.</p>

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<sup>76</sup> Where the qualification has not been obtained in the EU and its Member States, the Member State concerned may evaluate whether this is equivalent to the qualification required in its territory.

## ANNEX XIV-E

### LIST OF RESERVATIONS ON ESTABLISHMENT (GEORGIA)<sup>77</sup>

1. The list below indicates the economic activities where reservations to national treatment or most favoured nation treatment by Georgia pursuant to Article 79(1) of this Agreement apply to establishments and entrepreneurs of the Union.

The list is composed of the following elements:

- (a) a list of horizontal reservations applying to all sectors or sub-sectors and
- (b) a list of sector or sub-sector specific reservations indicating the sector or sub-sector concerned along with the reservation(s) applying.

A reservation corresponding to an activity which is not liberalised (Unbound) is expressed as follows: "No national treatment and most favoured nation treatment obligations".

In the sectors, where reservation is not made by Georgia, country undertakes obligations of Article 79(1) of this Agreement without reservations (the absence of reservation in a given sector is without prejudice to horizontal reservations).

2. In accordance with Article 76(3) of this Agreement, the list below does not include measures concerning subsidies granted by the Parties.

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<sup>77</sup> This document is prepared based on WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

3. The rights and obligations arising from the list below shall have no self-executing effect and thus confer no rights directly on natural or legal persons.
4. In accordance with Article 79 of this Agreement, non-discriminatory requirements, such as those concerning the legal form or the obligation to obtain licenses or permits applicable to all providers operating on the territory without distinction based on nationality, residency or equivalent criteria, are not listed in this Annex as they are not prejudiced by the Agreement.
5. Where Georgia maintains a reservation that requires that a service supplier be a national, permanent resident or resident of its territory as a condition to the supply of a service in its territory, a reservation listed in Annex XIV-G to this Agreement shall operate as a reservation with respect to establishment under this Annex, to the extent applicable.

#### Horizontal Reservations

#### Subsidies

Eligibility for subsidies may be limited to persons established in a particular geographical sub-division of Georgia.

#### Privatization

An organization, in which the Government's share exceeds 25 %, has no right to participate as a buyer in privatization process (market access limitation).

At least one manager of a "corporation with limited liability" must have his domicile in Georgia. The establishment of a branch requires a representative (natural person) with domicile in Georgia who is duly authorised by the company to fully represent it.

## Real estate purchase

Unbound except for the following:

- (i) to buy non-agricultural land;
- (ii) to buy buildings needed to conduct services activities;
- (iii) leasing of agricultural land no more than 49 years, and non-agricultural land no more than 99 years;
- (iv) to buy agricultural land by joint ventures.

## Sector Reservations

### Fishing

No market access, national treatment and most favoured nation treatment obligations with respect to fishing. Access to Georgian waters for fish catches is granted on the basis of reciprocity.

### Business Services

- No national treatment and most favoured nation treatment obligations with respect to transplants and autopsy (9312)
- No national treatment and most favoured nation treatment obligations with respect to other professional services (1,A(k))\*<sup>78</sup>

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<sup>78</sup>\* Classification of the service according to WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.



- No national treatment and most favoured nation treatment obligations with respect to services incidental to agriculture, hunting and forestry (CPC 881, excl. 88110)
- No national treatment and most favoured nation treatment obligations with respect to services incidental to manufacture of coke, refined petroleum products and nuclear fuel, on a fee or contract basis (CPC 8845)
- No national treatment and most favoured nation treatment obligations with respect to aerial photography (part of CPC 87504)

#### Communication Services

- No national treatment and most favoured nation treatment obligations with respect to postal services (CPC 7511)
- No national treatment and most favoured nation treatment obligations with respect to services related to combined program making and broadcasting services (CPC 96133)
- No national treatment and most favoured nation treatment obligations with respect to program transmission services (CPC 7524)
- No national treatment and most favoured nation treatment obligations with respect to other communication services (2,E)\*.

#### Construction and Related Engineering Services

Not less than 50 % of the entire staff must be Georgian citizens.

## Distribution Services

No national treatment and most favoured nation treatment obligations with respect to other distribution services (4,E)\*.

## Educational Services

- No national treatment and most favoured nation treatment obligations with respect to publicly funded secondary education services (CPC 922).
- No national treatment and most favoured nation treatment obligations with respect to publicly funded higher education services (CPC 923).
- No national treatment and most favoured nation treatment obligations with respect to other education services (CPC 929)

## Financial Services

- No national treatment and most favoured nation treatment obligations with respect to other financial services, including workers compensation (7,C)\*.

### Health related and Social Services

- The knowledge of Georgian language (the State language) is obligatory for doctors working in Georgia.
- No national treatment and most favoured nation treatment obligations with respect to other health related and social services (8,D)\*.

### Tourism and Travel related Services

No national treatment and most favoured nation treatment obligations with respect to other tourism and travel related services (9,D)\*.

### Recreational, Cultural and Sporting Services

No national treatment and most favoured nation treatment obligations with respect to other recreational, cultural and sporting services (10,E)\*.

### Transport Services

- No national treatment and most favoured nation treatment obligations with respect to passenger transportation by maritime transport (CPC 7211) and supporting services for maritime transport (part of CPC 745)
- No national treatment and most favoured nation treatment obligations with respect to air transport services, including passenger transportation (CPC 731), freight transportation (CPC 732), rental of aircraft with crew (CPC 734) and supporting services for air transport (CPC 746)

- Rail Transport Services (CPC 7111, CPC 7112 and CPC 7113) - Railroad infrastructure is the state property and its exploitation is a monopoly. None for rail transport.
  - No national treatment and most favoured nation treatment obligations with respect to supporting services for rail transport services (CPC 743)
  - No national treatment and most favoured nation treatment obligations with respect to road transport services, including passenger transportation (CPC 7121 and CPC 7122), rental of commercial vehicles with operator (CPC 7124) and supporting services for road transport (CPC 744). Bilateral road transport agreements on the basis of reciprocity, which allow the respective countries to carry out international transportation of passengers and cargo.
  - No national treatment and most favoured nation treatment obligations with respect to pipeline transport, including transportation of fuels (CPC 7131) and transportation of other goods (CPC 7139)
  - No national treatment and most favoured nation treatment obligations with respect to other transport services (11,I)\*.
  - No national treatment and most favoured nation treatment obligations with respect to other services not included elsewhere (CPC 95, CPC 97, CPC 98 and CPC99)
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## ANNEX XIV-F

### LIST OF COMMITMENTS ON CROSS-BORDER SERVICES (GEORGIA)<sup>79</sup>

1. The list of commitments below indicates the economic activities liberalised by Georgia pursuant to Article 86 of this Agreement and, by means of reservations, the market access and national treatment limitations that apply to services and service suppliers of the Union in those activities. The lists are composed of the following elements:
  - (a) a first column indicating the sector or sub-sector in which the commitment is assumed by the Party, and the scope of liberalisation to which the reservations apply, and
  - (b) a second column describing the applicable reservations.Sectors or sub-sectors not mentioned in the list below are not committed.
2. In identifying individual sectors and sub-sectors, "CPC" means the Central Products Classification as set out in WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

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<sup>79</sup> This document is prepared based on WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

3. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures when they do not constitute a market access or a national treatment limitation within the meaning of Articles 84 and 85 of this Agreement. Those measures (e.g. need to obtain a license, universal service obligations, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, non-discriminatory requirement that certain activities may not be carried out in environmental protected zones or areas of particular historic and artistic interest), even if not listed, apply in any case to entrepreneurs of the other Party.
4. The list below is without prejudice to the feasibility of Mode 1 in certain services sectors and sub-sectors and without prejudice to the existence of public monopolies and exclusive rights as described in the list of commitments on establishment.
5. In accordance with Article 76(3) of this Agreement, the list below does not include measures concerning subsidies granted by the Parties.
6. The rights and obligations arising from this list of commitments shall have no self-executing effect and thus confer no rights directly to individual natural persons or juridical persons.
7. Mode 1 and Mode 2 refer to the means of the supply of services as described in points (a) and (b) of Article 77(14) of this Agreement respectively.

Horizontal reservations

Unbound for subsidies

Sector reservations

Sector or sub-sector	Description of reservations
1. BUSINESS SERVICES	
A. Professional Services	
Legal services (Including consultancy on home country law and international law) (CPC 861)	For Modes 1 and 2 None
b) Accounting, auditing and bookkeeping services (CPC 862)	For Modes 1 and 2 None
c) Taxation services (CPC 863)	For Modes 1 and 2 None
d) Architectural services (CPC 8671)	For Modes 1 and 2 None
e) Engineering services (CPC 8672)	For Modes 1 and 2 None
f) Integrated engineering services (CPC 8673)	For Modes 1 and 2 None
g) Urban planning and Landscape architectural services (CPC 8674*)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
h) Medical and dental services (excluding transplants and autopsy) (CPC 9312)	For Modes 1 and 2 None
i) Veterinary services (CPC 932)	For Modes 1 and 2 None
<b>B. Computer and Related Services</b>	
a) Consulting services related to the installation of computer hardware (CPC 841)	For Modes 1 and 2 None
b) Software implementation services (CPC 842)	For Modes 1 and 2 None
c) Data processing services (CPC 843)	For Modes 1 and 2 None
d) Data base services (CPC 844)	For Modes 1 and 2 None
e) Maintenance and repair services of office machinery and equipment including computers (CPC 845)	For Modes 1 and 2 None
e) Data preparation services (CPC 849)	For Modes 1 and 2 None



Sector or sub-sector	Description of reservations
C. Research and Development Services	
a) R&D services on natural sciences (CPC 851)	For Modes 1 and 2 None
b) R&D services on social sciences and humanities (CPC 852)	For Modes 1 and 2 None
c) Interdisciplinary R&D services (CPC 853)	For Modes 1 and 2 None
D. Real Estate Services	
a) Involving own or leased property (CPC 821)	For Modes 1 and 2 None
b) On a fee or contract basis (CPC 822)	For Modes 1 and 2 None
E. Rental/Leasing services without Operators	
a) Relating to ships (CPC 83103)	For Modes 1 and 2 None
b) Relating to aircraft (CPC 83104)	For Modes 1 and 2 None
c) Relating to other transport equipment (CPC 83101, CPC 83102 and CPC 83105)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
d) Relating to other machinery and equipment (CPC 83106 to CPC 83109)	For Modes 1 and 2 None
e) Leasing or rental services for videotapes or optical disks (CPC 83202)	For Modes 1 and 2 None
<b>F) Other Business Services</b>	
a) Advertising services (CPC 871)	For Modes 1 and 2 None
b) Market research services (CPC 864)	For Modes 1 and 2 None
c) Management consulting services (CPC 865)	For Modes 1 and 2 None
d) Services related to Management consulting (CPC 866)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
e) Technical testing and analysis services (CPC 8676)	For Modes 1 and 2 None
f) Services incidental to agriculture, hunting and forestry (CPC 88110)	For Modes 1 and 2 None
g) Services incidental to fishing (CPC 882**)	For Modes 1 and 2 None
h) Services incidental to mining (CPC 883**)	For Modes 1 and 2 None
i) Services incidental to manufacturing (CPC 885, CPC 886, CPC 8841 to CPC 8844 and CPC 8846 to CPC 8849)	For Modes 1 and 2 None
j) Services incidental to energy distribution (CPC 887**)	For Modes 1 and 2 None
k) Placement and supply services of personnel (CPC 87205 and CPC 87206)	For Modes 1 and 2 None
m) Scientific and technical consulting services (CPC 8675)	For Modes 1 and 2 None
p) Photographic services(CPC 875) except for aerial photography)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
q) Packaging services (CPC 876)	For Modes 1 and 2 None
r) Printing and publishing services (CPC 88442)	For Modes 1 and 2 None
s) Convention services (part of CPC 8790)	For Modes 1 and 2 None
t) Other Repair services of personal and household goods (CPC 633)	For Modes 1 and 2 None
Repair services incidental to metal products, machinery and equipment (CPC 886)	For Modes 1 and 2 None
Others business services (CPC 879 exc. 87909)	For Mode 1 Unbound For Mode 2 None
<b>2 COMMUNICATION SERVICES</b>	
B. Courier Services (CPC 7512)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
C. Telecommunication Services	
a) Voice telephone services (CPC7521)	For Modes 1 and 2 None
Packet-switched data transmission services (CPC 7523*)	For Modes 1 and 2 None
c) Circuit-switched data transmission services (CPC 7523*)	For Modes 1 and 2 None
d) Telex services (CPC 7523*)	For Modes 1 and 2 None
e) Telegraph services (CPC 7522)	For Modes 1 and 2 None
f) Facsimile services (CPC 7521* and CPC 7529*)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
g) Private leased circuit services (CPC 7522* and CPC 7523*)	For Modes 1 and 2 None
h) Electronic mail (CPC 7523*)	For Modes 1 and 2 None
i) Voice mail (CPC 7523*)	For Modes 1 and 2 None
j) On-line information and database retrieval (CPC 7523*)	For Modes 1 and 2 None
k) Electronic data interchange (EDI) (CPC 7523*)	For Modes 1 and 2 None
l) Enhanced/value-added facsimile services, including store and forward, store and retrieve (CPC 7523*)	For Modes 1 and 2 None
m) Code and protocol conversion	For Modes 1 and 2 None
n) On-line information and/or data processing (incl. Transaction processing) (CPC 843*)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
o) Other mobile services analogue/Digital cellular services (CPC 75213*) PCS (personal communication services, CPC 75213*) Paging services (CPC 75291*) Mobile data services (CPC 7523*)	For Modes 1 and 2 None
D. Audio-visual services	
a) Motion picture and video tape production and distribution services (CPC 9611)	For Modes 1 and 2 None
b) Motion picture projection services (CPC 9612)	For Modes 1 and 2 None
c) Radio and television services excluding transmission services (CPC 9613 exc.96133)	For Modes 1 and 2 None
e) Sound recording	For Modes 1 and 2 None
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES	
A. General construction work for buildings (CPC 512)	For Modes 1 and 2 None
B. General construction work for civil engineering (CPC 513)	For Modes 1 and 2 None
C. Installation and assembling work (CPC 514+516)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
D. Building completion and finishing work (CPC 517)	For Modes 1 and 2 None
E. Other (CPC 511, CPC 515 and CPC 518)	For Modes 1 and 2 None
4. DISTRIBUTION SERVICES	
A. Commission agents services (CPC 621)	For Modes 1 and 2 None
B. Wholesale trade services (CPC 622)	For Modes 1 and 2 None
C. Retailing services (CPC 631, CPC 632, CPC 611 and CPC 612)	For Modes 1 and 2 None
D. Franchising (CPC 8929)	For Modes 1 and 2 None
5. EDUCATIONAL SERVICES	
A. Primary education services (CPC 921)	For Modes 1 and 2 None
B. Privately funded secondary education services (CPC 922*)	For Modes 1 and 2 None
C. Privately funded higher education services (CPC 923*)	For Modes 1 and 2 None



Sector or sub-sector	Description of reservations
D. Adult education (CPC 924)	For Modes 1 and 2 None
6. ENVIRONMENTAL SERVICES	
A. Sewage services (CPC 9401)	For Mode 1 Unbound other than consulting and advisory services For Mode 2 None
B. Refuse disposal services (CPC 9402)	For Mode 1 Unbound other than consulting and advisory services For Mode 2 None

Sector or sub-sector	Description of reservations
C. Sanitation and similar services (CPC 9403)	For Mode 1 Unbound other than consulting and advisory services For Mode 2 None
D. Cleaning services of exhaust gases (CPC 9404)	For Mode 1 Unbound other than consulting and advisory services For Mode 2 None
E. Noise abatement services (CPC 9405)	For Mode 1 Unbound other than consulting and advisory services For Mode 2 None
F. Other nature and landscape protection services (CPC 9406)	For Mode 1 Unbound other than consulting and advisory services For Mode 2 None

Sector or sub-sector	Description of reservations
G. Other environmental protection services (CPC 9409)	For Modes 1 and 2 None
7. FINANCIAL SERVICES	
A. Insurance and insurance-related services	
a) Life, accident and health insurance services (except workers compensation insurance) (CPC 81211, CPC 81291 and CPC 81212)	For Mode 1 Unbound For Mode 2 None
b) Non-life insurance services (CPC 8129 excl. CPC 81291 and excl. CPC 81293)	For Mode 1 Unbound For Mode 2 None
- Marine, aviation and other transport insurance services (CPC 81293)	For Modes 1 and 2 None
c) Reinsurance and retrocession (CPC 81299)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
d) Services auxiliary to insurance such as consultancy, actuarial, risk assessment and claims settlement services (CPC 8140)	For Modes 1 and 2 None
Insurance intermediation, such as brokerage and agency (CPC 8140)	For Modes 1 and 2 None
<b>B. Banking and other Financial Services</b>	
a) Acceptance of deposits and other repayable funds from the republic (CPC 81115 to CPC81119)	For Modes 1 and 2 None
b) Lending of all types, include, inter alia, consumer credit, mortgage credit, factoring and financing of commercial transaction (CPC 8113)	For Modes 1 and 2 None
c) Financial leasing (CPC 8112)	For Modes 1 and 2 None
d) All payment and money transmission services (CPC 81339)	For Modes 1 and 2 None
e) Guarantees and commitments (CPC 81199)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
f) Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:	For Modes 1 and 2 None
- money market instruments (cheques, bills, certificate of deposits, etc.) (CPC 81339);	For Modes 1 and 2 None
- foreign exchange (CPC 81333);	For Modes 1 and 2 None
- derivative products including but not limited to, futures and options; (CPC 81339);	For Modes 1 and 2 None
- exchange rate and interest rate instruments, including products such as swaps, forward rate agreements, etc.(CPC 81339);	For Modes 1 and 2 None
- transferable securities;	For Modes 1 and 2 None
- (CPC 81321)	For Modes 1 and 2 None
- other negotiable instruments and financial assets, including bullion (CPC 81339)	For Modes 1 and 2 None
g) Participation in issues of all kinds of securities, including underwriting and placement as agent (whether publicly or privately) and provision of service related to such issues; (CPC 8132)	For Modes 1 and 2 None
h) Money broking; (CPC 81339)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
i) Asset management such as cash or portfolio management, all forms of collective investment management, pension funding, custodial, depository and trust services (CPC 8119 and CPC 81323)	For Modes 1 and 2 None
j) Settlement and clearing services for financial assets, incl. securities, derivative products, and other negotiable instruments (CPC 81339 and CPC 81319)	For Modes 1 and 2 None
k) Advisory, inter-mediation and other auxiliary financial services on all the activities listed in 5(a)(v) through (xv) of the GATS Annex on Financial Services, incl. credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy (CPC 8131 and CPC 8133)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
l) Provision and transfer of financial information and financial data processing and related software by providers of other financial services (CPC 8131, CPC 842 and CPC 844)	For Modes 1 and 2 None
<b>HEALTH RELATED AND SOCIAL SERVICES</b>	
A. Human health services (CPC 931, other than CPC 93191)	For Modes 1 and 2 None
C. Social Services (CPC 933)	For Modes 1 and 2 None
<b>9. TOURISM AND TRAVEL RELATED SERVICES</b>	
A. Hotels and restaurants (including catering) (CPC 641 to CPC 643)	For Mode 1 Unbound For Mode 2 None
B. Travel Agencies and Tour Operators Services (CPC 7471)	For Modes 1 and 2 None
C. Tourist Guides Services (CPC 7472)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
<b>10. RECREATIONAL, CULTURAL AND SPORTING SERVICES</b>	
A. Entertainment Services (including theatre, live bands and circus services) (CPC 9619)	For Modes 1 and 2 None
B. News Agency Services (CPC 962)	For Modes 1 and 2 None
C. Libraries, Archives, Museums and other Cultural Services (CPC 963)	For Modes 1 and 2 None
D. Sporting and other Recreational Services (CPC 964)	For Modes 1 and 2 None
<b>11. TRANSPORT SERVICES</b>	
<b>A. Maritime Transport Services</b>	
b) Freight transportation (CPC 7212)	For Modes 1 and 2 None
c) Rental of vessels with crew (CPC 7213)	For Modes 1 and 2 None
d) Maintenance and repair of vessels (CPC 8868**)	For Modes 1 and 2 None
e) Pushing and towing services (CPC 7214)	For Modes 1 and 2 None



Sector or sub-sector	Description of reservations
Internal Waterways Transport	
Passenger transportation (CPC 7221)	For Modes 1 and 2 None
Freight transportation (CPC 7222)	For Modes 1 and 2 None
Rental of vessels with crew (CPC 7223)	For Modes 1 and 2 None
Maintenance and repair of vessels (CPC 8868**)	For Modes 1 and 2 None
Pushing and towing services (CPC 7224)	For Modes 1 and 2 None
Supporting services for internal waterways transport (CPC 745**)	For Modes 1 and 2 None
C. Air Transport Services	
b) Sales and marketing	For Modes 1 and 2 None
Computer reservation systems	For Modes 1 and 2 None
d) Maintenance and repair of aircraft (CPC 8868**)	For Modes I and II None

Sector or sub-sector	Description of reservations
E. Rail Transport Services (CPC 7111, CPC 7112 and CPC 7113)	For Mode 1 Unbound For Mode 2 None
d) Maintenance and repair of rail transport equipment (CPC 8868**)	For Mode 1 Unbound For Mode 2 None
F. Road Transport Services	
d) Maintenance and repair of road transport equipment (CPC 6112 and CPC 8867)	For Modes 1 and 2 None
e) Freight transportation Services (CPC 7123)	For Modes 1 and 2 None

Sector or sub-sector	Description of reservations
H. Services auxiliary to all modes of transport	
a) Cargo handling services (CPC 741)	For Mode 1 Unbound For Mode 2 None
b) Storage and warehousing services (CPC 742)	For Mode 1 Unbound For Mode 2 None
c) Freight transport agency services (CPC 748)	For Mode 1 Unbound For Mode 2 None
d) Other supporting and auxiliary transport services (CPC 749*) - Freight brokerage services; - Bill auditing and freight rate information services	For Modes 1 and 2 None
- Freight inspection services	For Modes 1 and 2 None

## ANNEX XIV-G

### LIST OF RESERVATIONS ON KEY PERSONNEL, GRADUATE TRAINEES AND BUSINESS SELLERS<sup>80</sup> (GEORGIA)

1. The reservations below indicate the economic activities liberalised pursuant to Sections 2 and 3 of Chapter 6 (Establishment, Trade in Services and Electronic Commerce) of Title IV (Trade and Trade-related Matters) of this Agreement for which limitations on key personnel and graduate trainees in accordance with Article 89 of this Agreement and on business sellers in accordance with Article 90 of this Agreement apply and specifies such limitations. The list below is composed of the following elements:

- (a) the first column indicating the sector or sub-sector in which limitations apply and
- (b) the second column describing the applicable limitations.

Georgia does not undertake any commitment for key personnel, graduate trainees and business sellers in economic activities which are not liberalised (remain unbound) pursuant to Sections 2 and 3 Chapter 6 (Establishment, Trade in Services and Electronic Commerce) of Title IV (Trade and Trade-related Matters) of this Agreement.

2. In identifying individual sectors and sub-sectors, "CPC" means the Central Products Classification as set out in WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

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<sup>80</sup> This document is prepared based on WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

3. Commitments on key personnel, graduate trainees, business service sellers and sellers of goods do not apply in cases where the intent or effect of their temporary presence is to interfere with, or otherwise affect the outcome of, any labour/management dispute or negotiation.
4. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures when they do not constitute a limitation within the meaning of Article 89 and Article 90 of this Agreement. Those measures (e.g. need to obtain a license, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, and need to have a legal domicile in the territory where the economic activity is performed), even if not listed below, apply in any case to key personnel, graduate trainees and business sellers of the EU.
5. All other requirements of the laws and regulations of Georgia regarding entry, stay, work and social security measures shall continue to apply, including regulations concerning period of stay, minimum wages as well as collective wage agreements.
6. In accordance with Article 76(3) of this Agreement, the list below does not include measures concerning subsidies granted by a Party.
7. The list below is without prejudice to the existence of public monopolies and exclusive rights as described in the list of commitments on establishment.

8. In the sectors where economic needs tests are applied, their main criteria will be the assessment of the relevant market situation in Georgia or the region where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.
9. The rights and obligations arising from the list below shall have no self-executing effect and thus confer no rights directly on natural or juridical persons.

## Sector reservations

Sector or sub-sector	Description of reservations
1. BUSINESS SERVICES	
A. Professional Services	
Transplants and autopsy (part of CPC 9312)	Unbound
Other professional services (1, A(k))* <sup>81</sup>	Unbound
F) Other Business Services	
Services incidental to agriculture, hunting and forestry (CPC 881, exc. CPC 88110)	Unbound
Services incidental to manufacture of coke, refined petroleum products and nuclear fuel, on a fee or contract basis (CPC 8845)	Unbound
Placement and supply services of personnel (CPC 872, exc. CPC 87205 and CPC 87206)	Unbound
Investigation and security (CPC 873)	Unbound
Aerial photography (CPC 87504)	Unbound
2 COMMUNICATION SERVICES	
Postal services (CPC 7511)	Unbound
4. DISTRIBUTION SERVICES	
E. Other distribution services (4,E)*	Unbound
5. EDUCATIONAL SERVICES	
E. Other education services (CPC 929)	Unbound

<sup>81</sup>\* Classification of the service according to WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

7. FINANCIAL SERVICES	
A. Insurance and insurance-related services	
Workers compensation insurance	Unbound
C. Other financial services (7,C)*	Unbound
HEALTH RELATED AND SOCIAL SERVICES	
Other health related and social services (8,D)*	Unbound
9. TOURISM AND TRAVEL RELATED SERVICES	
Other tourism and travel related services (9,D)*	Unbound
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES	
Other recreational, cultural and sporting services (10,E)*	Unbound
11. TRANSPORT SERVICES	
A. Maritime Transport Services	
Passenger transportation (CPC 7211)	Unbound
d) f) Supporting services for maritime transport (CPC 745**)	Unbound
Internal Waterways Transport	
Maintenance and repair of vessels (CPC 8868**)	Unbound
f) Supporting services for internal waterway transport (CPC 745**)	Unbound



C. Air Transport Services	
Passenger transportation (CPC 731)	Unbound
Freight transportation (CPC 732)	Unbound
Rental of aircraft with crew (CPC 734)	Unbound
c) e) Supporting services for air transport (CPC 746)	Unbound
E. Rail Transport Services	
Supporting services for rail transport services (CPC 743)	Unbound
F. Road Transport Services	
Passenger transportation (CPC 7121 and CPC 7122)	Unbound
c) Rental of commercial vehicles with operator (CPC 7124)	Unbound
e) Supporting services for road transport services (CPC 744)	Unbound
Pipeline Transport	
Transportation of fuels (CPC 7131)	Unbound
Transportation of other goods (CPC 7139)	Unbound
Other Transport services (11,I)*	Unbound
12. Other services not included elsewhere (CPC 95, CPC 97, CPC 98 and CPC 99)	Unbound

## ANNEX XIV-H

### LIST OF RESERVATIONS ON CONTRACTUAL SERVICES SUPPLIERS AND INDEPENDENT PROFESSIONALS<sup>82</sup> (GEORGIA)

1. The Parties shall allow the supply of services into their territories by contractual service suppliers and independent professionals of the other Party through the presence of natural persons, in accordance with Article 91 and Article 92 of this Agreement, for the economic activities which are listed below, and subject to the relevant limitations.
2. The list is composed of the following elements:
  - (a) the first column indicating the sector or sub-sector in which limitations apply and
  - (b) the second column describing the applicable limitations.

Georgia does not undertake any commitment for contractual service suppliers and independent professionals for any sector of economic activity other than those which are explicitly listed in this Annex.

3. In identifying individual sectors and sub-sectors, "CPC" means the Central Products Classification as set out in WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.
4. Commitments for contractual service suppliers and independent professionals do not apply in cases where the intent or effect of their temporary presence is to interfere with, or otherwise affect the outcome of, any labour/management dispute or negotiation.

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<sup>82</sup> This document is prepared based on WTO Services Sectoral Classification List (MTN.GNS/W/120) of 10 July 1991.

5. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures when they do not constitute a limitation within the meaning of Article 91 and Article 92 of this Agreement. Those measures (e.g. need to obtain a license, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, and need to have a legal domicile in the territory where the economic activity is performed), even if not listed below, apply in any case to contractual service suppliers and independent professionals of the Union.
6. All other requirements of the laws and regulations of Georgia regarding entry, stay, work and social security measures shall continue to apply, including regulations concerning period of stay, minimum wages as well as collective wage agreements.
7. The list below does not include measures concerning subsidies granted by a Party.
8. The list below is without prejudice to the existence of public monopolies or exclusive rights in the relevant sectors, as set out by Georgia in Annex XIV-E to this Agreement.
9. In the sectors where economic needs tests are applied, their main criteria will be the assessment of the relevant market situation in Georgia or the region where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.
10. The rights and obligations arising from the list below shall have no self-executing effect and thus confer no rights directly on natural or juridical persons.

11. The Parties shall allow the supply of services into their territory by independent professionals of the other Party through presence of natural persons, subject to the conditions specified in Article 92 of this Agreement, in the following sectors:
- (a) Legal services (Including consultancy on home country law and international law) (CPC 861)
  - (b) Architectural services (CPC 8671)
  - (c) Engineering services (CPC 8672)
  - (d) Integrated engineering services (CPC 8673)
  - (e) Urban planning and Landscape architectural services (CPC 8674\*)
  - (f) Computer and Related Services
  - (g) Management consulting services (CPC 865)
  - (h) Services related to Management consulting (CPC 866)
  - (i) Others business services (CPC 879)

## Sector reservations

Sector or sub-sector	Description of reservations
<b>1. BUSINESS SERVICES</b>	
<b>A. Professional Services</b>	
a) Legal services (Including consultancy on home country law and international law) (CPC 861)	CSS – None IP – Residency requirement. Full admission to the Bar may be subject to nationality condition.
b) Accounting, auditing and bookkeeping services (CPC 862)	CSS – None
c) Taxation services (CPC 863)	CSS - None
d) Architectural services (CPC 8671)	CSS – None IP – Residency requirement. Economic needs test.
e) Engineering services (CPC 8672)	CSS – None IP – Residency requirement. Economic needs test.
f) Integrated engineering services (CPC 8673)	CSS – None IP – Residency requirement. Economic needs test.

Sector or sub-sector	Description of reservations
g) Urban planning and Landscape architectural services (CPC 8674*)	CSS – None IP – Residency requirement. Economic needs test.
h) Medical and dental services (CPC 9312, exc. Transplants and autopsy)	CSS –None
i) Veterinary services (CPC 932)	CSS –None
<b>B. Computer and Related Services</b>	
a) Consulting services related to the installation of computer hardware (CPC 841)	CSS –None IP – Economic needs test
b) Software implementation services (CPC 842)	CSS –None IP – Economic needs test
c) Data processing services (CPC 843)	CSS –None IP – Economic needs test
d) Data base services (CPC 844)	CSS –None IP – Economic needs test
Maintenance and repair services of office machinery and equipment including computers (CPC 845)	CSS –None IP – Economic needs test
e) Data preparation services (CPC 849, exc. CPC 8499)	CSS –None IP – Economic needs test

Sector or sub-sector	Description of reservations
C. Research and Development Services	
a) R&D services on natural sciences (CPC 851)	CSS –None
b) R&D services on social sciences and humanities (CPC 852)	CSS –None
c) Interdisciplinary R&D services (CPC 853)	CSS –None
D. Real Estate Services	
a) Involving own or leased property (CPC 821)	CSS –None
b) On a fee or contract basis (CPC 822)	CSS –None
E. Rental/Leasing services without Operators	
a) Relating to ships (CPC 83103)	CSS –None
b) Relating to aircraft (CPC 83104)	CSS –None
c) Relating to other transport equipment (CPC 83101, CPC 83102 and CPC 83105)	CSS –None
d) Relating to other machinery and equipment (CPC 83106 to CPC 83109)	CSS –None
e) Leasing or rental services for videotapes or optical disks (CPC 83202)	CSS –None

Sector or sub-sector	Description of reservations
F. Other Business Services	
a) Advertising services (CPC 871)	CSS –None
b) Market research services (CPC 864)	CSS –None
c) Management consulting services (CPC 865)	CSS –None IP – Economic needs test
d) Services related to Management consulting (CPC 866)	CSS –None IP – Economic needs test
e) Technical testing and analysis services (CPC 8676)	CSS –None
f) Services incidental to agriculture, hunting and forestry (CPC 88110)	CSS –None
g) Services incidental to fishing (CPC 882**)	CSS –None
h) Services incidental to mining (CPC 883**)	CSS –None
i) Services incidental to manufacturing (CPC 885, CPC 886, CPC 8841 to CPC 8844 and CPC 8846 to CPC8849)	CSS –None
j) Services incidental to energy distribution (CPC 887**)	CSS –None



Sector or sub-sector	Description of reservations
k) Placement and supply services of personnel (CPC 87205 and CPC 87206)	CSS –None
m) Scientific and technical consulting services (CPC 8675)	CSS –None
p) Photographic services(CPC 875, excl. CPC 87504)	CSS –None
q) Packaging services (CPC 876)	CSS –None
r) Printing and publishing services (CPC 88442)	CSS –None
s) Convention services (part of CPC 8790)	CSS –None
t) Other Repair services of personal and household goods (CPC 633)	CSS –None
Repair services incidental to metal products, machinery and equipment (CPC 886)	CSS –None
Others business services (CPC 879)	CSS –None IP – Economic needs test
<b>2 COMMUNICATION SERVICES</b>	
B. Courier Services (CPC 7512)	CSS –None

Sector or sub-sector	Description of reservations
C. Telecommunication Services	
a) Voice telephone services (CPC 7521)	CSS –None
Packet-switched data transmission services (CPC 7523*)	CSS –None
c) Circuit-switched data transmission services (CPC 7523*)	CSS –None
d) Telex services (CPC 7523*)	CSS –None
e) Telegraph services (CPC 7522)	CSS –None
f) Facsimile services (CPC 7521*+7529*)	CSS –None
g) Private leased circuit services (CPC 7522* and CPC 7523*)	CSS –None
h) Electronic mail (CPC 7523*)	CSS –None
i) Voice mail (CPC 7523*)	CSS –None
j) On-line information and database retrieval (CPC 7523*)	CSS –None
k) Electronic data interchange (EDI) (CPC 7523*)	CSS –None
l) Enhanced/value-added facsimile services, including store and forward, store and retrieve (CPC 7523*)	CSS –None
m) Code and protocol conversion	CSS –None
n) On-line information and/or data processing (incl. Transaction processing) (CPC 843*)	CSS –None

Sector or sub-sector	Description of reservations
o) Other mobile services analogue/Digital cellular services (CPC 75213*) PCS (personal communication services, CPC 75213*) Paging services (CPC 75291*) Mobile data services (CPC 7523*)	CSS –None
<b>3. CONSTRUCTION AND RELATED ENGINEERING SERVICES</b>	
A. General construction work for buildings (CPC 512)	CSS –None
B. General construction work for civil engineering (CPC 513)	CSS –None
C. Installation and assembling work (CPC 514+516)	CSS –None
D. Building completion and finishing work (CPC 517)	CSS –None
E. Other (CPC 511, CPC 515 and CPC 518)	CSS –None
<b>4. DISTRIBUTION SERVICES</b>	
A. Commission agents services (CPC 621)	CSS –None
B. Wholesale trade services (CPC 622)	CSS –None
C. Retailing services (CPC 631, CPC 632, CPC 611 and CPC 612)	CSS –None
D. Franchising (CPC 8929)	CSS –None
<b>5. EDUCATIONAL SERVICES</b>	
A. Primary education services (CPC 921)	CSS –None
B. Secondary education services, Privately Funded Only (CPC 922*)	CSS –None

Sector or sub-sector	Description of reservations
C. Higher education services, Privately Funded Only (CPC 923*)	CSS –None
D. Adult education (CPC 924)	CSS –None
6. ENVIRONMENTAL SERVICES	
A. Sewage services (CPC 9401)	CSS –None
B. Refuse disposal services (CPC 9402)	CSS –None
C. Sanitation and similar services (CPC 9403)	CSS –None
D. Cleaning services of exhaust gases (CPC 9404)	CSS –None
E. Noise abatement services (CPC 9405)	CSS –None
F. Other nature and landscape protection services (CPC 9406)	CSS –None
G. Other environmental protection services (CPC 9409)	CSS –None
7. FINANCIAL SERVICES	
A. Insurance and insurance-related services	
a) Life, accident and health insurance services (except workers compensation insurance) (CPC 81211, CPC 81291 and CPC 81212)	CSS –None
b) Non-life insurance services (CPC 8129)	CSS –None
- Marine, aviation and other transport insurance services (CPC 81293)	CSS –None
c) Reinsurance and retrocession (CPC 81299)	CSS –None

Sector or sub-sector	Description of reservations
d) Services auxiliary to insurance such as consultancy, actuarial, risk assessment and claims settlement services (CPC 8140)	CSS –None
Insurance intermediation, such as brokerage and agency (CPC 8140)	CSS –None
<b>B. Banking and other Financial Services</b>	
a) Acceptance of deposits and other repayable funds from the republic (CPC 81115 to CPC 81119)	CSS –None
b) Lending of all types, include, inter alia, consumer credit, mortgage credit, factoring and financing of commercial transaction (CPC 8113)	CSS –None
c) Financial leasing (CPC 8112)	CSS –None
d) All payment and money transmission services (CPC 81339)	CSS –None
e) Guarantees and commitments (CPC 81199)	CSS –None
f) Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:	CSS –None
- money market instruments (cheques, bills, certificate of deposits etc.) (CPC 81339);	CSS –None
- foreign exchange (CPC 81333);	
- derivative products including but not limited to, futures and options; (CPC 81339);	CSS –None

Sector or sub-sector	Description of reservations
- exchange rate and interest rate instruments, including products such as swaps, forward rate agreements etc. (CPC 81339);	CSS –None
- transferable securities (CPC 81321);	CSS –None
- other negotiable instruments and financial assets, including bullion (CPC 81339).	CSS –None
g) Participation in issues of all kinds of securities, including underwriting and placement as agent (whether publicly or privately) and provision of service related to such issues; (CPC 8132)	CSS –None
h) Money broking; (CPC 81339);	CSS –None
i) Asset management such as cash or portfolio management, all forms of collective investment management, pension funding, custodial, depository and trust services (CPC 8119 and CPC 81323)	CSS –None
j) Settlement and clearing services for financial assets, incl. securities, derivative products, and other negotiable instruments (CPC 81339 and CPC 81319)	CSS –None
k) Advisory, inter-mediation and other auxiliary financial services on all the activities listed in 5(a)(v) through (xv) of the Annex on Financial Services, incl. credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy (CPC 8131 and CPC 8133)	CSS –None

Sector or sub-sector	Description of reservations
l) Provision and transfer of financial information and financial data processing and related software by providers of other financial services (CPC 842, CPC 844 and CPC 8131)	CSS –None
<b>9. 8. HEALTH RELATED AND SOCIAL SERVICES</b>	
A. Human health services (CPC 931, other than CPC 93191)	CSS –None
C. Social Services (CPC 933)	CSS –None
<b>9. TOURISM AND TRAVEL RELATED SERVICES</b>	
A. Hotels and restaurants (including catering) (CPC 641, CPC 642 and CPC 643)	CSS –None
B. Travel Agencies and Tour Operators Services (CPC 7471)	CSS –None
C. Tourist Guides Services (CPC 7472)	CSS –None
<b>10. RECREATIONAL, CULTURAL AND SPORTING SERVICES</b>	
A. Entertainment Services (including theatre, live bands and circus services) (CPC 9619)	CSS –None
B. News Agency Services (CPC 962)	CSS –None
C. Libraries, Archives, Museums and other Cultural Services (CPC 963)	CSS –None

Sector or sub-sector	Description of reservations
D. Sporting and other Recreational Services (CPC 964)	CSS –None
11. TRANSPORT SERVICES	
A. Maritime Transport Services	
b) Freight transportation (CPC 7212**)	CSS –None
c) Rental of vessels with crew (CPC 7213)	CSS –None
d) Maintenance and repair of vessels (CPC 8868**)	CSS –None
e) Pushing and towing services (CPC 7214)	CSS –None
C. Air Transport Services	
Sales and marketing, including computer reservation systems	CSS –None
d) Maintenance and repair of aircraft (CPC 8868**)	CSS –None
E. Rail Transport Services (CPC 7111, CPC 7112 and CPC 7113)	CSS –None
d) Maintenance and repair of rail transport equipment (CPC 8868**)	CSS –None



Sector or sub-sector	Description of reservations
F. Road Transport Services	
c) Maintenance and repair of road transport equipment (CPC 6112 and CPC 8867)	CSS –None
d) Freight transportation (CPC 7123)	CSS –None
H. Services auxiliary to all modes of transport	
a) Cargo handling services (CPC 741)	CSS –None
b) Storage and warehousing services (CPC 742)	CSS –None
c) Freight transport agency services (CPC 748)	CSS –None
d) Other supporting and auxiliary transport services (CPC 749*)	CSS –None
- Freight brokerage services;	
- Bill auditing and freight rate information services	
- Freight inspection services	CSS –None

ANNEX XV  
APPROXIMATION

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## ANNEX XV-A

### RULES APPLICABLE TO FINANCIAL SERVICES

Georgia undertakes to gradually approximate its legislation to the following EU legislation within the stipulated timeframes:

#### A. BANKING

Directive 2007/44/EC of the European Parliament and of the Council of 5 September 2007 amending Council Directive 92/49/EEC and Directives 2002/83/EC, 2004/39/EC, 2005/68/EC and 2006/48/EC as regards procedural rules and evaluation criteria for the prudential assessment of acquisitions and increase of holdings in the financial sector

Timetable: the provisions of Directive 2007/44/EC shall be implemented within six years of the entry into force of this Agreement.
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Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 on the supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.
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Directive 2006/48/EC of the European Parliament and of the Council of 14 June 2006 relating to the taking up and pursuit of the business of credit institutions<sup>83</sup>

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Directive 2006/49/EC of the European Parliament and of the Council of 14 June 2006 on the capital adequacy of investment firms and credit institutions<sup>84</sup>

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

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<sup>83</sup> Georgia may however postpone the implementation of the more advanced approaches for the respective risks and the implementation of the rules for the trading book. Georgia will encourage the development of capabilities within its banking sector and regulatory authorities towards the use of more advanced approaches over the coming years, with a view to implementing those within eight years. Georgia will ensure that as long as the rules for the trading book are not implemented, the trading books of Georgian banks and investment firms fall below the *de minimis* thresholds set out in Article 18(2) of Directive 2006/49/EC.

<sup>84</sup> Georgia may however postpone the implementation of the more advanced approaches for the respective risks and the implementation of the rules for the trading book. Georgia will encourage the development of capabilities within its banking sector and regulatory authorities towards the use of more advanced approaches over the coming years, with a view to implementing those within eight years. Georgia will ensure that as long as the rules for the trading book are not implemented, the trading books of Georgian banks and investment firms fall below the *de minimis* thresholds set out in Article 18(2) of Directive 2006/49/EC.

Directive 94/19/EC of the European Parliament and of the Council of 30 May 1994 on deposit-guarantee schemes

Timetable: that Directive's provisions shall be implemented within six years of the entry into force of this Agreement. However, Georgia may consider different levels of thresholds than the ones outlined in that Directive and will submit a proposal to the Association Council taking into account the developments of local market in Georgia, no later than five years after the entry into force of this Agreement.

Council Directive 86/635/EEC of 8 December 1986 on the annual accounts and consolidated accounts of banks and other financial institutions

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.

Directive 2001/65/EC of the European Parliament and of the Council of 27 September 2001 amending Directives 78/660/EEC, 83/349/EEC and 86/635/EEC as regards the valuation rules for the annual and consolidated accounts of certain types of companies as well as of banks and other financial institutions

Timetable: the provisions of Directive 2001/65/EC shall be implemented within four years of the entry into force of this Agreement.

Directive 2003/51/EC of the European Parliament and of the Council of 18 June 2003 amending Directives 78/660/EEC, 83/349/EEC, 86/635/EEC and 91/674/EEC on the annual and consolidated accounts of certain types of companies, banks and other financial institutions and insurance undertakings

Timetable: the provisions of Directive 2003/51/EC shall be implemented within four years of the entry into force of this Agreement.

Directive 2006/46/EC of the European Parliament and of the Council of 14 June 2006 amending Council Directives 78/660/EEC on the annual accounts of certain types of companies, 83/349/EEC on consolidated accounts, 86/635/EEC on the annual accounts and consolidated accounts of banks and other financial institutions and 91/674/EEC on the annual accounts and consolidated accounts of insurance undertakings

Timetable: the provisions of Directive 2006/46/EC shall be implemented within four years of the entry into force of this Agreement.

Directive 2001/24/EC of the European Parliament and of the Council of 4 April 2001 on the reorganisation and winding up of credit institutions

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.

## B. INSURANCE

Directive 2009/138/EC of the European Parliament and of the Council of 25 November 2009 on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II)

Timetable: that Directive's provisions shall be implemented within six years of the entry into force of this Agreement.

Council Directive 91/674/EEC of 19 December 1991 on the annual accounts and consolidated accounts of insurance undertakings

Timetable: that Directive's provisions, excluding Article 33, shall be implemented within six years of the entry into force of this Agreement. The proposal regarding the implementation of Article 33 of that Directive shall be submitted to the Association Council, no later than five years after the entry into force of this Agreement.

Commission Recommendation of 18 December 1991 on insurance intermediaries (92/48/EEC)

Timetable: not applicable

Directive 2002/92/EC of the European Parliament and of the Council of 9 December 2002 on insurance mediation

Timetable: that Directive's provisions shall be implemented within 8 years of the entry into force of this Agreement.

Directive 2009/103/EC of the European Parliament and of the Council of 16 September 2009 relating to insurance against civil liability in respect of the use of motor vehicles, and the enforcement of the obligation to insure against such liability

Timetable: the proposal regarding the implementation of that Directive shall be submitted to the Association Council taking into account the development of local market in Georgia, no later than five years after the entry into force of this Agreement.

Directive 2003/41/EC of the European Parliament and of the Council of 3 June 2003 on the activities and supervision of institutions for occupational retirement provision

Timetable: that Directive's provisions shall be implemented within seven years of the entry into force of this Agreement.

### C. SECURITIES

Directive 2004/39/EC of the European Parliament and of the Council of 21 April 2004 on markets in financial instruments

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.



Commission Directive 2006/73/EC of 10 August 2006 implementing Directive 2004/39/EC of the European Parliament and of the Council as regards organisational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive

Timetable: that Directive's provisions shall be implemented within seven years of the entry into force of this Agreement.

Commission Regulation (EC) No 1287/2006 of 10 August 2006 implementing Directive 2004/39/EC of the European Parliament and of the Council as regards record-keeping obligations for investment firms, transaction reporting, market transparency, admission of financial instruments to trading, and defined terms for the purposes of that Directive

Timetable: that Regulation's provisions shall be implemented within seven years of the entry into force of this Agreement.

Directive 2003/71/EC of the European Parliament and of the Council of 4 November 2003 on the prospectus to be published when securities are offered to the public or admitted to trading and amending Directive 2001/34/EC

Timetable: that Directive's provisions shall be implemented within seven years of the entry into force of this Agreement.

Commission Regulation (EC) No 809/2004 of 29 April 2004 implementing Directive 2003/71/EC of the European Parliament and of the Council as regards information contained in prospectuses as well as the format, incorporation by reference and publication of such prospectuses and dissemination of advertisements

Timetable: that Regulation's provisions shall be implemented within seven years of the entry into force of this Agreement.

Directive 2004/109/EC of the European Parliament and of the Council of 15 December 2004 on the harmonisation of transparency requirements in relation to information about issuers whose securities are admitted to trading on a regulated market and amending Directive 2001/34/EC

Timetable: that Directive's provisions shall be implemented within seven years of the entry into force of this Agreement.

Commission Directive 2007/14/EC of 8 March 2007 laying down detailed rules for the implementation of certain provisions of Directive 2004/109/EC on the harmonisation of transparency requirements in relation to information about issuers whose securities are admitted to trading on a regulated market

Timetable: the provisions of Directive 2007/14/EC shall be implemented within seven years of the entry into force of this Agreement.

Directive 97/9/EC of the European Parliament and of the Council of 3 March 1997 on investor-compensation schemes

Timetable: that Directive's provisions shall be implemented within six years of the entry into force of this Agreement. However, Georgia may consider different levels of thresholds for the investor compensation schemes and will submit a proposal to the Association Council taking into account the development of local market in Georgia, no later than five years after the entry into force of this Agreement.

Directive 2003/6/EC of the European Parliament and of the Council of 28 January 2003 on insider dealing and market manipulation (market abuse)

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Commission Directive 2004/72/EC of 29 April 2004 implementing Directive 2003/6/EC of the European Parliament and of the Council as regards accepted market practices, the definition of inside information in relation to derivatives on commodities, the drawing up of lists of insiders, the notification of managers' transactions and the notification of suspicious transactions

Timetable: the provisions of Directive 2004/72/EC shall be implemented within seven years of the entry into force of this Agreement.

Commission Directive 2003/124/EC of 22 December 2003 implementing Directive 2003/6/EC of the European Parliament and of the Council as regards the definition and public disclosure of inside information and the definition of market manipulation

Timetable: the provisions of Directive 2003/124/EC shall be implemented within seven years of the entry into force of this Agreement.

Commission Directive 2003/125/EC of 22 December 2003 implementing Directive 2003/6/EC of the European Parliament and of the Council as regards the fair presentation of investment recommendations and the disclosure of conflicts of interest

Timetable: the provisions of Directive 2003/125/EC shall be implemented within seven years of the entry into force of this Agreement.

Commission Regulation (EC) No 2273/2003 of 22 December 2003 implementing Directive 2003/6/EC of the European Parliament and of the Council as regards exemptions for buy-back programmes and stabilisation of financial instruments

Timetable: that Regulation's provisions shall be implemented within seven years of the entry into force of this Agreement.

Regulation (EC) No 1060/2009 of the European Parliament and of the Council of 16 September 2009 on credit rating agencies

Timetable: that Regulation's provisions shall be implemented within seven years of the entry into force of this Agreement.

#### D. UCITS

Directive 2009/65/EC of the European Parliament and of the Council of 13 July 2009 on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS)

Timetable: that Directive's provisions shall be implemented within six years of the entry into force of this Agreement.

Commission Directive 2007/16/EC of 19 March 2007 implementing Council Directive 85/611/EEC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) as regards the clarification of certain definitions

Timetable: the provisions of Directive 2007/16/EC shall be implemented within six years of the entry into force of this Agreement.

## E. MARKET INFRASTRUCTURE

Directive 2002/47/EC of the European Parliament and of the Council of 6 June 2002 on financial collateral arrangements

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Directive 98/26/EC of the European Parliament and of the Council of 19 May 1998 on settlement finality in payment and securities settlement systems

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Directive 2009/44/EC of the European Parliament and the Council of 6 May 2009 amending Directive 98/26/EC on settlement finality in payment and securities settlement systems and Directive 2002/47/EC on financial collateral arrangements as regards linked systems and credit claims

Timetable: the provisions of Directive 2009/44/EC be implemented within five years of the entry into force of this Agreement.

## F. PAYMENTS

Directive 2007/64/EC of the European Parliament and of the Council of 13 November 2007 on payment services in the internal market

Timetable: that Directive's provisions shall be implemented within six years of the entry into force of this Agreement.

Regulation (EC) No 924/2009/EC of the European Parliament and of the Council of 16 September 2009 on cross-border payments in the Community and repealing of Regulation (EC) No 2560/2001

Timetable: that Regulation's provisions shall be implemented within five years of the entry into force of this Agreement.

## G. ANTI MONEY LAUNDERING

Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing

Timetable: that Directive's provisions shall be implemented within two years of the entry into force of this Agreement.

Commission Directive 2006/70/EC of 1 August 2006 laying down implementing measures for Directive 2005/60/EC of the European Parliament and of the Council as regards the definition of politically exposed person and the technical criteria for simplified customer due diligence procedures and for exemption on grounds of a financial activity conducted on an occasional or very limited basis

Timetable: the provisions of Directive 2006/70/EC shall be implemented within two years of the entry into force of this Agreement.

Regulation (EC) No 1781/2006 of the European Parliament and of the Council of 15 November 2006 on information on the payer accompanying transfers of funds

Timetable: that Regulation's provisions shall be implemented within three years of the entry into force of this Agreement.



## ANNEX XV-B

### RULES APPLICABLE TO TELECOMMUNICATION SERVICES

Georgia undertakes to gradually approximate its legislation to the following EU legislation within the stipulated timeframes:

Directive 2002/21/EC of the European Parliament and of the Council of 7 March 2002 on a common regulatory framework for electronic communications networks and services (Framework Directive) as amended by Directive 2009/140/EC

The following provisions of Directive 2002/21/EC shall apply:

- strengthening the independence and administrative capacity of the national regulator in the field of electronic communications,
- establishing public consultation procedures for new regulatory measures,
- establishing effective mechanisms for appeal against the decisions of the national regulator in the field of electronic communications,
- defining the relevant product and service markets in the electronic communications sector that are susceptible to *ex ante* regulation and analyse those markets with a view to determining whether significant market power (SMP) exists on them.

Timetable: those provisions of Directive 2002/21/EC shall be implemented within three years of the entry into force of this Agreement.

Directive 2002/20/EC of the European Parliament and of the Council of 7 March 2002 on the authorisation of electronic communications networks and services (Authorisation Directive) as amended by Directive 2009/140/EC

The following provisions of Directive 2002/20/EC shall apply:

- implementing a regulation providing for general authorisations and restricting the need for individual licences to specific, duly justified cases.

Timetable: those provisions of Directive 2002/20/EC shall be implemented within three years of the entry into force of this Agreement.
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Directive 2002/19/EC of the European Parliament and of the Council of 7 March 2002 on access to, and interconnection of, electronic communications networks and associated facilities (Access Directive) as amended by Directive 2009/140/EC

Based on the market analysis carried out in accordance with Directive 2002/21/EC the National regulator in the field of electronic communications shall impose on operators found to have significant market power (SMP) on the relevant markets, appropriate regulatory obligations with regard to:

- access to, and use of, specific network facilities,
- price controls on access and interconnection charges, including obligations for cost-orientation,
- transparency, non-discrimination and accounting separation.

Timetable: those provisions of Directive 2002/19/EC shall be implemented within three years of the entry into force of this Agreement.
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Directive 2002/22/EC of the European Parliament and of the Council of 7 March 2002 on universal service and users' rights relating to electronic communications networks and services (Universal Service Directive) as amended by Directive 2009/136/EC

The following provisions of Directive 2002/22/EC shall apply:

- implementing regulation on Universal Service obligations (USO), including the establishment of mechanisms for costing and financing,
- ensuring the respect of users' interests and rights, in particular by introducing number portability and the single European Emergency Call number 112.

Timetable: those provisions of Directive 2002/22/EC shall be implemented within five years of the entry into force of this Agreement.
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Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) as amended by Directive No 2009/136/EC

The following provisions of Directive 2002/58/EC shall apply:

- implementing regulation to ensure protection of fundamental rights and freedoms, and in particular the right to privacy, with respect to the processing of personal data in the electronic communication sector and ensure the free movement of such data and of electronic communication equipment and services.

Timetable: those provisions of Directive 2002/58/EC shall be implemented within three years of the entry into force of this Agreement.
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Decision 676/2002/EC of the European Parliament and of the Council of 7 March 2002 on a regulatory framework for radio spectrum policy in the European Community

- adopt policy and regulation ensuring the harmonised availability and efficient use of spectrum.

Timetable: the measures resulting from the operation of that Decision shall be implemented within three years of the entry into force of this Agreement.
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## ANNEX XV-C

### RULES APPLICABLE TO POSTAL AND COURIER SERVICES

Georgia undertakes to gradually approximate its legislation to the following EU legislation within the stipulated timeframes:

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

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Directive 2002/39/EC of the European Parliament and of the Council of 10 June 2002 amending Directive 97/67/EC with regard to the further opening to competition of Community postal services

Timetable: the provisions of Directive 2002/39/EC shall be implemented within five years of the entry into force of this Agreement.

Directive 2008/6/EC of the European Parliament and of the Council of 20 February 2008 amending Directive 97/67/EC with regard to the full accomplishment of the internal market of Community postal services

Timetable: the provisions of Directive 2008/6/EC shall be implemented within five years of the entry into force of this Agreement.

## ANNEX XV-D

### RULES APPLICABLE TO INTERNATIONAL MARITIME TRANSPORT

Georgia undertakes to gradually approximate its legislation to the following EU legislation and international instruments within the stipulated timeframes:

Maritime safety- flag state / classification societies

Directive 2009/15/EC of the European Parliament and of the Council of 23 April 2009 on common rules and standards for ship inspection and survey organisations and for the relevant activities of maritime administrations

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.

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

Timetable: that Regulation's provisions shall be implemented within four years of the entry into force of this Agreement.

## Flag State

Directive 2009/21/EC of the European Parliament and of the Council of 23 April 2009 on compliance with flag State requirements

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

## Port State Control

Directive 2009/16/EC of the European Parliament and of the Council of 23 April 2009 on port State control<sup>85</sup>

The provisions of that Directive shall apply with the exception of:

- paragraph 15 of the Preamble of that Directive,
- subparagraph 4 of paragraph 1 of the Annex 12 of that Directive (related to the producing of white, grey and black lists of flag states),
- Article 16 of that Directive, related to the access refusal measures to certain ships,

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<sup>85</sup> Repealing Council Directive 95/21/EC of 19 June 1995 concerning the enforcement, in respect of shipping using Community ports and sailing in the waters under the jurisdiction of the Member States, of international standards for ship safety, pollution prevention and shipboard living and working conditions (port State control).

- provisions of that Directive which make specific reference to the Paris MOU, namely paragraphs 9, 13, 14, 30, and 40 of the Preamble, points (b) and (c) of Article 1, paragraphs 2, 4 and 22 of Article 2, paragraph 2 of Article 3, paragraph 1 (b) and 3 of Article 5, paragraph 3 of article 7, paragraphs 1(a) and 1(b) and 3 (a) of article 8, paragraph 3 of article 10, paragraph 1(b) of article 13, paragraph 4 of Article 19, paragraph 1 of Article 24, Article 26, paragraph a of Article 32 and Article 33, subpoints 1(c)(i) and (ii), 1(d)(i) and (ii), 1(e)(i) and (ii) of Article I of Annex I, paragraphs 1, 2A, and 2 B of Article II of Annex I, point (f) of Annex III, Annex VI, paragraphs 2 and 11 of Annex VIII, subparagraph 3.2 (13) of Annex X, paragraph 1 of Annex XII

Timetable: that Directive's provisions, with the exception of the list above, shall be implemented within five years of the entry into force of this Agreement.
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#### Vessel Traffic Monitoring

Directive 2002/59/EC of the European Parliament and of the Council of 27 June 2002 establishing a Community vessel traffic monitoring and information system

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.
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## Accident Investigation

Council Directive 1999/35/EC of 29 April 1999 on a system of mandatory surveys for the safe operation of regular ro-ro ferry and high-speed passenger craft services

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.

## Liability of carriers of passengers

Regulation (EC) No 392/2009 of the European Parliament and of the Council of 23 April 2009 on the liability of carriers of passengers by sea in the event of accidents

Timetable: that Regulation's provisions shall be implemented within four years of the entry into force of this Agreement.

Regulation (EC) No 336/2006 of the European Parliament and of the Council of 15 February 2006 on the implementation of the International Safety Management Code within the Community

Timetable: that Regulation's provisions shall be implemented within three years of the entry into force of this Agreement.

## Technical and operational rules

### Passenger ships

Directive 2009/45/EC of the European Parliament and of the Council of 6 May 2009 on safety rules and standards for passenger ships

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Council Directive 1999/35/EC of 29 April 1999 on a system of mandatory surveys for the safe operation of regular ro-ro ferry and high-speed passenger craft services

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Directive 2003/25/EC of the European Parliament and of the Council of 14 April 2003 on specific stability requirements for ro-ro passenger ships

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.

## Oil tankers

Regulation (EC) No 417/2002 of the European Parliament and of the Council of 18 February 2002 on the accelerated phasing-in of double hull or equivalent design requirements for single hull oil tankers and repealing Council Regulation (EC) No 2978/94

The timetable of phasing-out single hull tankers will follow the schedule as specified in the MARPOL Convention.
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## Bulk carriers

Directive 2001/96/EC of the European Parliament and of the Council of 4 December 2001 establishing harmonised requirements and procedures for the safe loading and unloading of bulk carriers

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.
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## Crew

Directive 2008/106/EC of the European Parliament and of the Council of 19 November 2008 on the minimum level of training of seafarers

Timetable: that Directive's provisions shall be implemented within three years of the entry into force of this Agreement.
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## Environment

Directive 2000/59/EC of the European Parliament and of the Council of 27 November 2000 on port reception facilities for ship-generated waste and cargo residues

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.
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Regulation (EC) No 782/2003 of the European Parliament and of the Council of 14 April 2003 on the prohibition of organotin compounds on ships

Timetable: that Regulation's provisions shall be implemented within four years of the entry into force of this Agreement.

## Technical conditions

Directive 2010/65/EU of the European Parliament and of the Council of 20 October 2010 on reporting formalities for ships arriving in and/or departing from ports of the Member States

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.
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## Social conditions

Council Directive 92/29/EEC of 31 March 1992 on the minimum safety and health requirements for improved medical treatment on board vessels

Timetable: that Directive's provisions shall be implemented within four years of the entry into force of this Agreement.

Council Directive 1999/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST) – Annex: European Agreement on the organisation of working time of seafarers

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

Directive 1999/95/EC of the European Parliament and of the Council of 13 December 1999 concerning the enforcement of provisions in respect of seafarers' hours of work on board ships calling at Community ports

Timetable: that Directive's provisions shall be implemented within five years of the entry into force of this Agreement.

## Maritime security

Directive 2005/65/EC of the European Parliament and of the Council of 26 October 2005 on enhancing port security

Timetable: that Directive's provisions (except those concerning Commission inspections) shall be implemented within four years of the entry into force of this Agreement.

Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security

Timetable: that Regulation's provisions (except those concerning Commission inspections) shall be implemented within four years of the entry into force of this Agreement.

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