

LIST II

EXPLANATORY NOTES

1. List II of the Schedule of China in this Annex sets out, pursuant to Article 7 (Reservations and Non-Conforming Measures) of Chapter 8 (Cross-Border Trade in Services) and Article 6*ter* (Reservations and Non-Conforming Measures) of Chapter 10 (Investment), the specific sectors, subsectors, or activities for which China may maintain existing, or adopt new or more restrictive, measures that do not conform with obligations imposed by:

- (a) Article 3 (Market Access) of Chapter 8 (Cross-Border Trade in Services);
- (b) Article 4 (National Treatment) of Chapter 8 (Cross-Border Trade in Services) or Article 3 (National Treatment) of Chapter 10 (Investment);
- (c) Article 5 (Most-Favoured-Nation Treatment) of Chapter 8 (Cross-Border Trade in Services) or Article 4 (Most-Favoured-Nation Treatment) of Chapter 10 (Investment);
- (d) Article 6 (Local Presence) of Chapter 8 (Cross-Border Trade in Services);
- (e) Article 6 (Prohibition of Performance Requirements) of Chapter 10 (Investment); or
- (f) Article 6*bis* (Senior Management and Board of Directors) of Chapter 10 (Investment).

2. Each entry in List II sets out the following elements:

- (a) **Sector** refers to the sector for which the entry is made;
- (b) **Subsector** refers to the specific sub-sector with which the entry is

concerned if mentioned.

- (c) **Obligations Concerned** specifies the article(s) referred to in paragraph 1 that, pursuant to paragraph 2 of Article 6*ter* (Reservations and Non-Conforming Measures) of Chapter 10 (Investment) and paragraph 2 of Article 7 (Reservations and Non-Conforming Measures) of Chapter 8 (Cross-Border Trade in Services), do not apply to the sectors, subsectors, or activities scheduled in the entry;
- (d) **Description** sets out the scope of the sectors, subsectors, or activities covered by the entry; and
- (e) **Existing Measures** identifies, for transparency purposes, existing measures that apply to the sectors, subsectors, or activities covered by the entry.

3. In accordance with paragraph 2 of Article 7 (Reservations and Non-Conforming Measures) of Chapter 8 (Cross-Border Trade in Services) and paragraph 2 of Article 6*ter* (Reservations and Non-Conforming Measures) of Chapter 10 (Investment), the articles of this Agreement specified in the Obligations Concerned element of an entry do not apply to the sectors, subsectors, or activities identified in the Description element of that entry.

4. For the purposes of List II of the Schedule of China in this Annex, “**foreign investor**” means any investor of the other Party or a non-Party.

5. The Schedule of Singapore shall not be used to interpret China’s commitments or obligations under Chapter 8 (Cross-Border Trade in Services) or Chapter 10 (Investment).

Entry 1 – Social Services

Sector:	Social Services
Obligations Concerned:	<p>National Treatment (Cross-Border Trade in Services and Investment)</p> <p>Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)</p> <p>Prohibition of Performance Requirements</p> <p>Senior Management and Board of Directors</p> <p>Market Access</p> <p>Local Presence</p>
Description:	<p><u>Cross-Border Trade in Services and Investment</u></p> <p>China reserves the right to adopt or maintain any measure in the following areas: provision of law enforcement and correctional services, provision of social services established or maintained for public purposes, including: social security or social insurance, social welfare,¹ public education, public training, health and child care.²</p>

¹ For greater certainty, social welfare includes protection of interests of the group of preferential treatment, households enjoying the minimum living guarantee, aged people, the disabled and children.

² This entry does not apply to Services for the aged (part of CPC 93311 and 93323) which is listed in List II Appendix B.

Entry 2 – Atomic Energy

Sector: Atomic Energy

Obligations National Treatment (Investment)

Concerned: Most-Favoured-Nation Treatment (Investment)

Prohibition of Performance Requirements

Senior Management and Board of Directors

Description: Investment

China reserves the right to adopt or maintain any measure with respect to the storage, transportation and reprocessing of spent fuels, decommissioning of nuclear facilities and disposal of radioactive wastes, as well as nuclear import business.

Entry 3 – Ethnic Minorities

Sector:	Ethnic Minorities ¹
Obligations Concerned:	National Treatment (Cross-Border Trade in Services and Investment) Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment) Prohibition of Performance Requirements Senior Management and Board of Directors Market Access Local Presence
Description:	<u>Cross-Border Trade in Services and Investment</u> China reserves the right to adopt or maintain any measure that grants rights or preferences to places which are ethnic minorities area ² with the view to balance economic development and maintain social justice.

¹ For the purpose of this entry, “ethnic minorities” refer to 55 non-Han minorities that have less population than Han nationality in 56 ethnic nationalities identified and recognised by the Chinese central government.

² For the purpose of this entry, “ethnic minority areas” refer to:

(a) autonomous regions, prefectures and counties as set forth in the Constitution Law of the People’s Republic of China and the Law on Regional Ethnic Autonomy;

(b) ethnic townships and towns inhabited by ethnic minorities according to Regulations on the Administrative Work of Ethnic Townships approved by the State Council; and

(c) the three provinces of Yunnan, Guizhou, and Qinghai.

Entry 4 – Traditional Crafts

Sector: Traditional Crafts

Obligations National Treatment (Investment)

Concerned: Most-Favoured-Nation Treatment (Investment)

Prohibition of Performance Requirements

Senior Management and Boards of Directors

Description: Investment

China reserves the right to adopt or maintain any measure with respect to the traditional crafts¹ including production of rice paper and ink stick.

¹ For the purpose of this entry, “traditional crafts” refers to the crafts and related products which have historical inheritance and ethnic or regional characteristics, closely related to daily life, mainly using manual labor for production. As a customized production using creative manual labor and distinctive skills based on materials, it has the characteristics that industrial production cannot replace.

Entry 5 – Protection of Biological Resources

Sector:	Protection of Biological Resources ¹
Obligations Concerned:	National Treatment (Cross-Border Trade in Services and Investment) Most-Favoured-Nation Treatment (Cross-Border Trade in Services) Prohibition of Performance Requirements Market Access Local Presence
Description:	<u>Cross-Border Trade in Services and Investment</u> China reserves the right to adopt or maintain any measure with respect to the collection, acquisition and development of biological resources ² (including human, animal, plant and microbe resources) under national protection.

¹ For greater certainty, this entry does not affect the commitments of China in the biological resources sector as set out in List I Entry 1 - Seed Industry of China's schedule.

² For greater certainty, biological resources includes genetic resources, organisms or parts thereof, populations, or any other biotic component of ecosystems with actual or potential use or value for humanity.

Entry 6 – All Sectors

Sector:	All Sectors
Obligations Concerned:	National Treatment (Investment) Most-Favoured-Nation Treatment (Investment) Prohibition of Performance Requirements Senior Management and Board of Directors
Existing Measures:	<i>Law of the People's Republic of China on the Administration on Activities of Overseas Non-Governmental Organisations within the Territory of China (2017 Amended);</i> <i>Regulations on the Administration of Foundations (2004), Article 23 and 24.</i>
Description:	<u>Investment</u> China reserves the right to adopt or maintain the following measures with respect to non-government organisations (including but not limited to private non-enterprise units, social groups, foundations, foreign non-government organisations and other civil social organisations and their representative institutions).

Entry 7 – Land

Sector:	Land
Obligations Concerned:	National Treatment (Investment) Most-Favoured-Nation Treatment (Investment) Prohibition of Performance Requirements Senior Management and Board of Directors
Existing Measures:	<i>Land Administration Law</i> (2019 Amended), Article 2, Article 4 of Chapter 1, Chapter 2, Chapter 4 and Chapter 5; <i>Forestry Law</i> (2019 Amended), Chapter 2 and Chapter 6; <i>Grassland Law</i> (2021 Amended), Article 10, Article 11 and Article 13; <i>Fisheries Law</i> (2013 Amended), Article 8; <i>Law on the Contracting of Rural Land</i> (2018 Amended).
Description:	<u>Investment</u> China reserves the right to adopt or maintain any measure with respect to restricting foreign investors and their investments in the use or contracted management of agricultural land. ¹

¹ For the purpose of this entry, agricultural land refers to the land directly used for agricultural production, including arable land, forest land, grass land, land for farm and water conservancy, waters for aquaculture, etc.

Entry 8 – All Sectors

Sector:	All Sectors (state-owned assets) ¹
Obligations Concerned:	National Treatment (Cross-Border Trade in Services and Investment) Prohibition of Performance Requirements Senior Management and Board of Directors Market Access Local Presence
Description:	<u>Cross-Border Trade in Services and Investment</u> China reserves the right to adopt or maintain any measure with respect to the evaluation, transfer and disposition of state-owned assets ² .

¹ For greater certainty, this entry does not apply to the evaluation, transfer or disposition of assets which are no longer state-owned assets after being transacted.

² For the purpose of this entry, “state-owned assets” refer to the rights and interests by virtue of all forms of investments directly or indirectly made by the State in an enterprise.

Entry 9 – All Sectors¹

Sector:	All Sectors
Obligations Concerned:	Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)

Description: Cross-Border Trade in Services and Investment

1. With respect to Cross-Border Trade in Services and the establishment, acquisition, and expansion of investments:

(a) China reserves the right to adopt or maintain any measure that accords differential treatment to countries under any bilateral or multilateral international agreement in force or signed prior to the date of entry into force of the 2023 Protocol.*

(b) China reserves the right to adopt or maintain any measures that accords differential treatment to the parties under any future bilateral or multilateral international agreement which liberalises service in accordance with Article V of GATS or liberalises investment provided the agreement has substantial sector coverage in terms of number of sectors, and provides for the absence or elimination of substantially all

¹ For greater certainty, this reservation is without prejudice to China's rights and obligations with respect to Singapore under the WTO Agreement.

discrimination in the covered sectors either at the entry into force of that agreement or on the basis of a reasonable time-frame.*

(c) China reserves the right to adopt or maintain any measure that accords differential treatment to countries under any international agreement in force or signed after the date of entry into force of the 2023 Protocol involving:

(i) Aviation matters, including air services;

(ii) Fisheries;

(iii) Maritime and services auxiliary to maritime matters including rescue and salvage;

(iv) Telecommunication and information technology matters;

(v) Education matters;and

(vi) Electronic commerce matters.

2. With respect to the management, conduct, operation, and sale or other disposition of investments:

(a) China reserves the right to adopt or maintain any measure that accords differential treatment to countries under any bilateral or multilateral international agreement in force or signed prior to 16 October 2019.*

(b) China reserves the right to adopt or maintain any measure that accords differential treatment to countries

under any bilateral or multilateral international agreements involving:

(i) aviation matters;

(ii) fisheries; and

(iii) maritime and services auxiliary to maritime matters including salvage.

* For greater certainty, the wording in these paragraphs extend to any differential treatment accorded to a country pursuant to a subsequent review or amendment of the relevant bilateral or multilateral agreement mentioned in these paragraphs.

Entry 10 – All Sectors

Sector:	All Sectors
Obligations Concerned:	<p>National Treatment (Cross-Border Trade in Services and Investment)</p> <p>Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)</p> <p>Prohibition of Performance Requirements</p> <p>Senior Management and Board of Directors</p> <p>Market Access</p> <p>Local Presence</p>
Description:	<p><u>Cross-Border Trade in Services and Investment</u></p> <p>China reserves the right to adopt or maintain any measure with respect to any special arrangement or favourable treatment for any services and service suppliers of, or investors, as well as any investments thereof, from (1) Hong Kong, China; (2) Macao, China; and (3) Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei).</p>

Entry 11 – Lottery

Sector:	Lottery Services
Obligations Concerned:	National Treatment (Cross-Border Trade in Services and Investment) Market Access Prohibition of Performance Requirements Senior Management and Board of Directors
Existing Measures:	<i>Regulations on Lottery management (2009).</i>
Description:	<u>Cross-Border Trade in Services and Investment</u> China reserves the right to adopt or maintain any measure with respect to the lottery sector.

Entry 12 – Gambling Services

Sector: Gambling Services

Obligations National Treatment (Cross-Border Trade in Services)

Concerned: Market Access

Local Presence

Description: Cross-Border Trade in Services

China reserves the right to adopt or maintain any measure with respect to the gambling sector.

Entry 13 – Services related to Religion

Sector: Services related to religion

Obligations National Treatment (Cross-Border Trade in Services)

Concerned:

Market Access

Most-Favoured-Nation Treatment (Cross-Border Trade in Services)

Local Presence

Description: Cross-Border Trade in Services

China reserves the rights to adopt or maintain any measure with respect to services and activities related to religion.

Entry 14 – Culture¹

Sector: Culture

Obligations Concerned: National Treatment (Cross-Border Trade in Services and Investment)

Market Access

Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)

Local Presence

Prohibition of Performance Requirements

Senior Management and Board of Directors

Description: Cross-Border Trade in Services and Investment

1. China reserves the right to adopt or maintain any measure in the following areas:

(a) The editing, publication, and production of books, newspapers, periodicals, audio and video products and electronic publication;

(b) Radio and television broadcasting and transmitting services, production and operation business of radio and

¹ Notwithstanding this entry, China shall not adopt or maintain any measure that is inconsistent with its obligation under the GATS, including those under Article XVI and Article XVII.

television programs² , video on demand services, radio and television station, television station, radio and television channel (rate), radio and television transmission coverage network;

(c) The production, distribution, cinema line and introduction of films;

(d) The protection of cultural relics and intangible cultural heritage;

(e) Literary and artistic creation and performance, grade test of social art skills;

(f) Network publication, network audio and visual and Internet culture operation;³

(g) Public culture.⁴

2. Chinese control is required for investments by foreign investors in investigations of television or broadcast audience ratings.

² For greater certainty, production and operation business of radio and television programs includes production, introduction and purchase radio and television programs.

³ In accordance with Administrative Provisions on Online Publishing Services, Administrative Provisions on Network Audio and Visual Program Services, Interim Administrative Provisions on Internet Culture.

⁴ For greater certainty, public culture includes the establishment and operation of culture pavilion, library, fine art museum, culture center, museums, and foreign culture exchanges.

Entry 15 – Research and Experimental Development Services on Social Sciences and Humanities

Sector: Research and experimental development services on social sciences and humanities¹

Obligations Concerned: National Treatment (Cross-Border Trade in Services and Investment)

Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)

Market Access

Local Presence

Prohibition of Performance Requirements

Senior Management and Board of Directors

Description: Cross-Border Trade in Services and Investment

China reserves the right to adopt or maintain any measure with respect to Research and Experimental Development Services on Social Sciences and Humanities.

¹ For the purpose of this entry, “research and experimental development services on social sciences and humanities” refers to the services under CPC 852 in accordance with the 1991 provisional Central Product Classification (CPC) of the United Nations Statistical Office, including research and experimental development services on cultural sciences, sociology and psychology (CPC 85201), research and experimental development services on economics (CPC 85202), research and experimental development services on law (CPC 85203), research and experimental development services on linguistics and languages (CPC 85204) and research and experimental development services on other social sciences and humanities (CPC 85209).

Entry 16 – Internet Security

Sector: Internet Services

Obligations National Treatment (Cross-Border Trade in Services)

Concerned:

Market Access

Most-Favoured-Nation Treatment (Cross-Border Trade in Services)

Local Presence

Description: Cross-Border Trade in Services

China reserves the right to adopt or maintain any measure according to *the Cybersecurity Law of the People's Republic of China* and related laws and regulations.

Entry 17 – All Sectors

Sector:	All Sectors
Obligations Concerned:	<p>National Treatment (Cross-Border Trade in Services and Investment)</p> <p>Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)</p> <p>Prohibition of Performance Requirements</p> <p>Senior Management and Board of Directors</p> <p>Market Access</p> <p>Local Presence</p>
Description:	<p><u>Cross-Border Trade in Services and Investment</u></p> <p>1. China reserves the right to adopt or maintain any measure with respect to new industries and new services.</p> <p>2. China shall notify Singapore prior to adopting a measure with respect to a new industry or new service inconsistent with the above-mentioned obligations. At the request of either Party, the Parties shall enter into negotiations with regard to the liberalisation commitments for the new industry or new service.</p> <p>3. For the purposes of this entry:</p> <p>(a) The term “new industry” means an economic activity that at the date of entry into force of the 2023 Protocol is:</p> <p>(i) not currently in existence in the territory of either</p>

Party; and

(ii) an existing economic activity not covered or defined in the International Standard Industrial Classification of All Economic Activities (ISIC), Rev.4 (“ISIC Rev.4”).

(b) The term “new services” means a service that at the date of entry into force of the 2023 Protocol is:

(i) not currently in existence in the territory of either Party;
and

(ii) an existing service not covered or defined in the 1991 provisional Central Product Classification (CPC) of the United Nations Statistical Office.

4. For greater certainty, this entry does not apply to a service or economic activity that could be classified in the ISIC Rev.4 or the CPC, but that could not previously be supplied on a cross-border basis due to lack of technical feasibility.

Entry 18 – Technical Consulting Services, Exploration and Exploitation of Natural Resource

Sector: Technical Consulting Services, Exploration and Exploitation of Natural Resource

Obligations National Treatment (Cross-Border Trade in Services)

Concerned: Market Access

Local Presence

Existing Measures: *Provisions on Administration of Foreign-related Marine Scientific Research* (1996);

Provisions Governing the Laying of Submarine Cables and Pipelines (1989);

Law on Exclusive Economic Zone and the Continental Shelf (1998);

Mineral Resources Law (2009 Amended), Article 3 and Article 16;

Regulation of the People's Republic of China on the Hydrology (2017).

Description: Cross-Border Trade in Services

1. China reserves the right to adopt or maintain any measure with respect to surveying and mapping, meteorology, hydrology, seismic monitoring, marine scientific research, establishment of artificial islands, installations and structures, laying of submarine cables and pipelines, etc., within China's territory, territory airspace, and waters under China's jurisdiction. China

reserves the right to adopt or maintain any measure with respect to natural resource exploration and development within waters under China's jurisdiction.

2. This reservation does not apply to obligation under Article 3 (Market Access) of Chapter 8 (Cross-Border Trade in Services), Article 4 (National Treatment) of Chapter 8 (Cross-Border Trade in Services) or Article 3 (National Treatment) of Chapter 10 (Investment) in respect of a service provided by mode (1) and mode (2) in the following sectors:

(a) Related scientific technical consulting services (CPC 8675):

(i) Offshore oil-field services geological, geophysical and other scientific prospecting services (CPC 86751); and

(ii) Sub-surface surveying services (CPC 86752); and

(b) Onshore oil-field services.

3. For the purposes of this entry:

Mode (1) refers to the supply of a service from the territory of a Party into the territory of the other Party; and

Mode (2) refers to the supply of a service in the territory of a Party by a person of that Party to a service consumer of the other Party.

Entry 19 – Education¹

Sector: Education

Obligations National Treatment (Cross-Border Trade in Services)

Concerned: Market Access

Local Presence

Description: Cross-Border Trade in Services

China reserves the right to adopt or maintain any measure with respect to any cross-border educational services.

¹ Notwithstanding this entry, China shall not adopt or maintain any measure that is inconsistent with its obligation under the GATS, including those under Article XVI and Article XVII.

Entry 20 – Tourism

Sector:	Tourism and Travel Related Services
Obligations Concerned:	<p>National Treatment (Cross-Border Trade in Services and Investment)</p> <p>Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)</p> <p>Prohibition of Performance Requirements</p> <p>Market Access</p>
Description:	<p><u>Cross-Border Trade in Services and Investment</u></p> <p>China reserves the right to adopt or maintain any measure with respect to foreign-invested enterprises' engaging in the activities of Chinese travelling abroad and to Hong Kong China, Macao China and Chinese Taipei.¹</p>

¹ Notwithstanding this entry, China shall not adopt or maintain any measure that is inconsistent with its obligation under the GATS, including those under Article XVI and Article XVII, and its modifications which are listed in the Appendix B to List II of this Agreement.

Entry 21 – Air Transportation

Sector:	Transport Services
Obligations Concerned:	National Treatment (Cross-Border Trade in Services) Most-Favoured-Nation Treatment (Cross-Border Trade in Services) Market Access Local Presence
Existing Measures:	<i>Civil Aviation Law of the People's Republic of China (2021);</i> <i>Interim Provisions on the Licensing of the Direct Access to and Use of Foreign Computer Reservation Systems by the Sales Agents within the Chinese Territory Designated by Foreign Air Transportation Enterprises (2016);</i> <i>Provisions on Permission for Using Transport Airports (2022);</i> <i>Rules on Air Traffic Control of Civil Aviation (2022);</i> <i>Rules for Managing the Air Traffic Control Training in Civil Aviation (2016);</i> <i>Rules for the Administration of Civil Aviation Intelligence Training (2016).</i>
Description:	<u>Cross-Border Trade in Services</u> 1. China reserves the right to adopt or maintain any measure affecting cross-border supply of:

- (a) aircraft repair and maintenance services (CPC 8868);
- (b) the selling and marketing of air transport services;
- (c) computer reservation system services (CRS).

2. This reservation does not apply to obligations under Article 3 (Market Access) or Article 4 (National Treatment) of Chapter 8 (Cross-Border Trade in Services) in respect of the supply of a service:

- (a) by mode (1) and mode (2) in respect of rental/leasing services relating to aircraft without operators;
- (b) by mode (2) in respect of the following services:
 - (i) computer reservation system (CRS) services;
 - (ii) Aircraft repair and maintenance services (CPC 8868); or
- (c) by mode (1) in respect of computer reservation system (CRS) services, based on the following limitations:
 - (i) Foreign Computer Reservation System, may provide services to Chinese aviation enterprises and Chinese aviation agents by connecting with Chinese Computer Reservation System;
 - (ii) Foreign Computer Reservation System may provide services to representative offices and sales offices established in the destination cities in China by foreign aviation enterprises which have the right to engage in business according to the bilateral aviation agreements; and
 - (iii) Direct access to and use of foreign Computer Reservation System by Chinese aviation

enterprises and agents of foreign aviation enterprises are subject to approval of the Civil Aviation Administration of China (CAAC).

3. For the purposes of this reservation:

Mode (1) refers to the supply of a service from the territory of a Party into the territory of the other Party;
and

Mode (2) refers to the supply of a service in the territory of a Party by a person of that Party to a service consumer of the other Party.

Entry 22 – Air Transportation

Sector: Transport Services

Obligations National Treatment (Investment)

Concerned: Most-Favoured-Nation Treatment (Investment)

Prohibition of Performance Requirements

Senior Management and Board of Directors

Market Access

Existing *Civil Aviation Law of the People's Republic of China (2021);*

Measures: *Interim Provisions on the Licensing of the Direct Access to and Use of Foreign Computer Reservation Systems by the Sales Agents within the Chinese Territory Designated by Foreign Air Transportation Enterprises (2016);*

Provisions on Permission for Using Transport Airports (2022);

Rules on Air Traffic Control of Civil Aviation (2022);

Rules for Managing the Air Traffic Control Training in Civil Aviation (2016);

Rules for the Administration of Civil Aviation Intelligence Training (2016).

Description: Cross-Border Trade in Services and Investment

1. China reserves the right to adopt or maintain any measure affecting investments in air transport and air transport-related services.

2. This reservation does not apply to obligations under Article 3 (Market Access) of Chapter 8 (Cross-Border Trade in Services) or Article 3 (National Treatment) of Chapter 10 (Investment) in respect of investments:

(a) in Computer Reservation System (CRS) services, based on the following limitations: foreign service suppliers are permitted to establish partly foreign-invested enterprises with Chinese Computer Reservation System in China. The Chinese side shall hold controlling shares or be in a dominant position in the partly foreign-invested enterprises. Licenses for the establishment of partly foreign-invested enterprises are subject to economic needs test;

(b) in Aircraft Repair and Maintenance services (CPC 8868), based on the following limitations:

(i) foreign service suppliers are permitted to establish partly foreign-invested aircraft repair and maintenance enterprises in China. The Chinese side shall hold controlling shares or be in a dominant position in the partly foreign-invested enterprises;

(ii) the partly foreign-invested enterprises have the obligation to undertake business in the international market.

(c) in Rental/Leasing services relating to aircraft without operators, based on the following limitations:

(i) wholly foreign-owned subsidiaries are permitted;

(ii) service suppliers shall have global assets of US\$ 5 million.

Entry 23 – Air Transportation

Sector: Transport Services

Sub-Sector: Air Transport Services - Passengers Transportation by Air
Freight Transportation by Air

Obligations Concerned: National Treatment (Cross-Border Trade in Services and Investment)

Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)

Prohibition of Performance Requirements

Senior Management and Board of Directors

Market Access

Local Presence

Description: Cross-Border Trade in Services and Investment

China reserves the right to adopt or maintain any measure relating to requirements of China's bilateral and multilateral air services agreements.

Entry 24 – Foreign Debts

Sector: Financial Services

Sub-Sector:

**Obligations
Concerned:** National Treatment (Cross-Border Trade in Services and Investment)

Market Access

Description: Cross-Border Trade in Services and Investment

China reserves the right to adopt or maintain any measures with regard to the borrowing of foreign debts by domestic enterprises and individuals pursuant to the foreign debt administration regime.

Entry 25 – Import and Export

Sector: Wholesale - Import and Export

**Obligations
Concerned:** National Treatment (Investment)

**Existing
Measures:** *Foreign Trade Law of the People's Republic of China* (2022),
Article 10;

*Regulation of the People's Republic of China on the
Administration of the Import and Export of Goods* (2001),
Article 45.

Description: Investment:

The import or export of the following goods into or outside China are subject to state trading administration, and Chinese government reserves the right to determine and announce to public the list of the enterprises that may engage in the import state trading or export state trading:

(a) Goods of which the import is subject to state trading administration refer to the goods listed in Annex 2A1 to the Protocol on the Accession of the People's Republic of China (WT/L/432), excluding vegetable oil;

(b) Goods of which the export is subject to the state trading administration refer to the goods as listed in Annex 2A2 to the Protocol on the Accession of the People's Republic of China (WT/L/432) and tobacco monopoly products, excluding yarn and non-bleached yarn.

Entry 26 – All sectors

Sector:	All sectors
Obligations Concerned:	Most-Favoured-Nation Treatment (Cross-Border Trade in Services) National Treatment (Cross-Border Trade in Services) Market Access
Description:	<u>Cross-Border Trade in Services</u> China reserves the right to adopt or maintain any measure with respect to the supply of service by the presence of natural persons, or other movement of natural persons, including immigration, entry or temporary stay, subject to the provisions of Chapter 9 (Movement of Natural Persons).

Entry 27 – Financial Services

Sector:	Financial Services
Obligations Concerned:	<p>National Treatment (Cross-Border Trade in Services and Investment)</p> <p>Most-Favoured-Nation Treatment (Cross-Border Trade in Services and Investment)</p> <p>Prohibition of Performance Requirements</p> <p>Senior Management and Board of Directors</p> <p>Market Access</p> <p>Local Presence</p>
Description:	<p><u>Cross-Border Trade in Services and Investment:</u></p> <p>1. China reserves the right to adopt or maintain any measure affecting the supply of financial services with respect to Most-Favoured-Nation Treatment, Local Presence, National Treatment, Performance Requirements and Senior Management and Boards of Directors.</p> <p>2. China reserves the right to adopt or maintain any measure affecting the supply of financial services with respect to Market Access and National Treatment, except as specified in Appendix A to List II (Commitments for Financial Services-China) and subject to the limitations, conditions and qualifications specified therein.</p>

Entry 28 – All Sectors

Sector: All Sectors (not including Financial Services)

**Obligations
Concerned:** Market Access

Description: Cross-Border Trade in Services

China reserves the right to adopt or maintain any measure affecting trade in services through commercial presence of a Singaporean service supplier in its territory that is not consistent with Article 3 (Market Access) of Chapter 8 (Cross-Border Trade in Services), except for China's commitments under Article XVI of *General Agreement on Trade in Services* (GATS) as set out in China's Schedule of Specific Commitments under the GATS and China's modifications in Appendix B.

APPENDIX A TO LIST II
COMMITMENTS FOR FINANCIAL SERVICES
CHINA

EXPLANATORY NOTES

1. This Appendix shall be read together with entry 27 in List II of the China's Schedule in Annex 5 (Schedules of Reservations and Non-Conforming Measures for Services and Investment). This Appendix does not include China's commitments on the supply of a service by the presence of natural persons, or other movement of natural persons, including immigration, entry or temporary stay.
2. The classification of sectors in this Schedule is based on the 1991 provisional Central Product Classification (CPC) of the United Nations Statistical Office, while the ordering reflects the classification system used by the WTO Secretariat in MTN.GNS/W/120 dated 10 July 1991.

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
FINANCIAL SERVICES			
A. All Insurance and Insurance-Related Services ¹ (a) Life, health and pension/annuity insurance (b) Non-life insurance (c) Reinsurance (d) Services auxiliary to insurance	(1) Unbound except for: (a) reinsurance; (b) international marine, aviation, and transport insurance; and (c) brokerage for large scale commercial risks, international marine, aviation, and transport insurance, and reinsurance.	(1) None	
	(2) Unbound for brokerage. Other, none.	(2) None	
	(3) A. <u>Form of establishment</u> Foreign non-life insurers are permitted to establish as a branch, or as a foreign-	(3) None, except for: - Foreign insurance institutions shall not engage in the statutory insurance business,	

¹ Any further authorisation provided to foreign insurers after accession under more favourable conditions than those contained in this Schedule (including the extension of grandfathered investments through branching, sub-branching or any other legal form), will be made available to other foreign service suppliers which so requested.

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>invested enterprise, with no form of establishment restrictions.</p> <p>Foreign life insurers are permitted to establish as a branch, or as a foreign-invested enterprise with no form of establishment restrictions.</p> <p>Foreign Insurance brokerage companies are permitted to establish foreign-invested companies.</p> <p>Internal branching is permitted for foreign insurance firms which have established foreign-invested insurance companies in China.</p>	<p>except that insurance institutions of a Party are permitted to undertake third party auto liability insurance.</p>	

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>Internal branching is permitted for foreign insurance brokerage companies which have established foreign-invested insurance brokerage companies in China.</p> <p>B. <u>Business Scope</u> (See Attachment – Insurance: Definition of “Master Policy”) Foreign non-life insurers are permitted to provide "master policy" insurance/insurance of large scale commercial risks, which has no geographic restrictions. In accordance with national treatment, foreign insurance brokers are</p>		

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>permitted to provide "Master policy" no later than Chinese brokers, under conditions no less favourable.</p> <p>Qualified foreign investors are permitted to engage in insurance agency business and loss adjustment business in China.</p> <p>The business scope of foreign insurance brokerage company will be the same as Chinese insurance brokerage company.</p> <p>Foreign non-life insurers are permitted to provide the full range of non-life insurance services to both foreign and domestic clients.</p>		

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>Foreign insurers are permitted to provide health insurance, individual/group insurance and pension/annuities insurance to foreigners and Chinese.</p> <p>Foreign insurers are permitted to provide reinsurance services for life and non-life insurance as a branch, or as a foreign-invested enterprise, without geographic or quantitative restrictions on the number of licences issued.</p> <p>C. <u>Licences</u> Licences are issued with no economic needs test or quantitative limits on licences. Qualifications for establishing a</p>		

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>foreign insurance institution are as follows:</p> <ul style="list-style-type: none"> - it shall have total assets of more than US \$5 billion at the end of the year prior to application, except for insurance brokers. 		

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>B. Banking and Other Financial Services (excluding insurance and securities)</p> <p>Banking services as listed below:</p> <p>(a) Acceptance of deposits and other repayable funds from the public;</p> <p>(b) Lending of all types, including consumer credit, mortgage credit, factoring and financing of commercial transaction;</p> <p>(c) Financial leasing;</p>	<p>(1) Unbound except for the following:</p> <ul style="list-style-type: none"> - Provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services; - Advisory, intermediation and other auxiliary financial services on all activities listed in subparagraphs (a) through (k), including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy. <p>(2) None</p>	<p>(1) None</p> <p>(2) None</p>	<p>For financial leasing services, foreign financial leasing corporations are permitted to provide financial leasing service at the same time as domestic corporations.</p>

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(d) All payment and money transmission services, including credit, charge and debit cards, travellers cheques and bankers drafts (including import and export settlement); (e) Guarantees and commitments; (f) Trading for own account or for account of customers: foreign exchange.	(3) A. <u>Geographic coverage</u> For foreign currency and local currency business, there is no geographic restriction. B. <u>Clients</u> For foreign currency business, foreign financial institutions are permitted to provide services in China without restriction as to clients. For local currency business, the relevant requirements as to clients are solely prudential. C. <u>Licensing</u> Criteria for authorisation to deal in China's financial services sector are solely prudential (i.e., contain no	(3) Except for prudential measures, foreign financial institution may do business, without restrictions or need for case-by-case approval, with foreign-invested enterprises, non-Chinese natural persons, Chinese natural persons, and Chinese enterprises. Otherwise, none.	

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	economic needs test or quantitative limits on licences).		
- Motor vehicle financing by non-bank financial institutions	(1) Unbound except for the following: <ul style="list-style-type: none"> - Provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services; and - Advisory, intermediation and other auxiliary financial services on all activities listed in subparagraphs (a) through (k), including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on 	(1) Unbound	

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	corporate restructuring and strategy.		
	(2) None	(2) None	
	(3) None	(3) None	

Modes of supply: (1) Cross-border supply				(2) Consumption abroad		(3) Commercial presence	
Sector or Sub-sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments	
- Other financial services as listed below: (k) Provision and transfer of financial information, and financial data processing and related software by supplier of other financial services; (l) Advisory, intermediation and other auxiliary financial services on all activities listed in subparagraphs (a) through (k), including credit reference and analysis, investment and portfolio	(1)	None		(1)	None		
	(2)	None		(2)	None		
	(3)	None. Criteria for authorisation to deal in China's financial services sector are solely prudential (i.e., contain no economic needs test or quantitative limits on licences). Branches of foreign institutions are permitted.		(3)	None		

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
research and advice, advice on acquisitions and on corporate restructuring and strategy.			

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
Securities	<p>(1) Unbound except for the following:</p> <p>(a) Foreign securities institutions may engage directly (without Chinese intermediary) in B share business</p> <p>(b) Foreign service suppliers which meet the requirement of China's relevant laws and regulations are permitted to provide the following services to Chinese Qualified Institutional domestic Investors (QDII):</p> <ul style="list-style-type: none"> - Trading for account of QDII; - Providing securities trading advice or portfolio management; and 	(1) None	

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<ul style="list-style-type: none"> - Providing custody for overseas assets of QDII. 		
	(2) None	(2) None	
	(3) (a) Unbound except for the following: <ul style="list-style-type: none"> - Representative offices in China of foreign securities institutions may become Special Members of all Chinese stock exchanges. - Foreign service suppliers, which meet the regulatory requirements and conditions, upon approval, are permitted to establish wholly foreign owned fund management companies to engage (without Chinese intermediary) in 	(3) None	

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence			
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>domestic securities investment fund management business.</p> <ul style="list-style-type: none"> - Foreign services suppliers, which meet the regulatory requirements and conditions, upon approval, are permitted to establish wholly foreign owned securities companies to engage (without Chinese intermediary) in domestic securities business. - Foreign services suppliers are permitted to hold 100 per cent equity of futures companies. <p>(b) Criteria for authorisation to deal in China's financial industry are solely prudential (i.e., contain no economic needs test or quantitative limits on licences).</p>		

Attachment

Insurance: Definition of "Master Policy"

Master policy is the policy that provides blanket coverage for the same legal person's property and liabilities located in different places. Master policy may only be issued by the business department of an insurer's head office or that of its authorised province-level branch offices. Other branches are not allowed to issue master policy.

Master policy business with the state key construction projects as its subject-matter insured. If investors on the state key construction projects (i.e., projects that are so listed and annually announced by the State Development and Planning Commission) meet either of the following requirements, they may purchase master policy from insurers that are located in the same place as the investors' legal persons do.

The investment on the subject-matter insured is all from China (including the reinvestment from the foreign-invested enterprises in China), and the sum of investment of the investor accounts for over 15 per cent of the total investment.

The investment is partially from abroad, and partially from China (including the reinvestment from the foreign-invested enterprises in China), and the sum of investment of the Chinese investor accounts for over 15 per cent for the total domestic investment.

For those projects that draw investment all from abroad, every insurer may provide coverage in the form of master policies.

Master policy covering different subjects-matter insured of the same legal person. For those subjects-matter insured located in different places and owned by the same legal person (excluding financial, railway, and post and telecommunications industries and enterprises), master policy may be issued on the basis of either of the following conditions.

For the sake of payment of premium tax, insurance companies incorporated where the legal person or accounting unit of the insurance applicant is located are allowed to issue master policy.

If over 50 per cent of insurance amount of the subject-matter insured is from a larger or medium sized city, then insurers in that city are allowed to issue

master policy, no matter whether the insurance applicant's legal person or accounting unit is located in the city.

Motor insurance, credit insurance, employer liabilities insurance, statutory insurance, and other insurance business excluded by the CIRC cannot be underwritten or co-insured by insurers located other than where the subject-insured are located, or covered under a master policy.

APPENDIX B TO LIST II

For the following Sectors, China's Obligations under Article XVI of the General Agreement on Trade in Services as set out in China's Schedule of Specific Commitments under GATS (GATS/SC/135, GATS/SC/135/Corr.1, GATS/SC/135/Corr.2) are improved as described.

Sector/Subsector	Market Access Improvements
1. BUSINESS SERVICES A. Professional Services	
a. Legal Services (CPC 861, excluding Chinese law practice)	<p>For mode 3 limitations: The geographic and quantitative limitations for representative offices are eliminated for mode 3.</p> <p>Foreign law firms which have established their representative offices in the China (Shanghai) Pilot Free Trade Zone ("FTZ") in accordance with the Chinese laws, regulations and rules:</p> <p>(1) may enter into contracts with Chinese law firms in the FTZ, and based on such contracts, these foreign and Chinese law firms may dispatch their lawyers to each other to act as legal counsels. For aforementioned dispatchment, it means the Chinese law firms may dispatch their lawyers to the representative offices in the China (Shanghai) FTZ of foreign law firms to act as legal counsels on Chinese law and international law practice, and the foreign law firms may dispatch their lawyers to the Chinese law firms in the China (Shanghai) FTZ to act as legal counsels on foreign law and international law practice. The two sides shall cooperate within their respective</p>

Sector/Subsector	Market Access Improvements
	<p>business scope;</p> <p>(2) are permitted to form commercial association with Chinese law firms in Shanghai FTZ. Within the validity of commercial association, the two law firms from both sides respectively have independent legal status, name, and financial operation, and bear civil liabilities independently. Clients of the commercial association are not limited within Shanghai FTZ. Foreign lawyers in this type of commercial association are not permitted to conduct the practice of Chinese law.</p>
c. Taxation services (CPC 8630)	Modify mode 3 limitations as “None”
<p>d. Architectural services (CPC 8671)</p> <p>e. Engineering services (CPC 8672)</p> <p>f. Integrated engineering services (CPC 8673)</p>	Modify mode 3 limitations as: “None.”
<p>g. Urban planning services (except general urban planning) (CPC 8674)</p>	Modify mode 3 limitations as “None”.
<p>Hospital Services (CPC 9311)</p>	<p>Insert new commitments with “Foreign service suppliers are permitted to establish partly foreign-invested hospital with Chinese partners, the total number of which will be in line with China’s needs, with foreign equity share no more than 70%” for mode 3.</p>
<p>B. Computer and Related Services</p> <p>(Computer and related services do not cover the economic activity consisting of the provision of content services which require computer and related services as a</p>	

Sector/Subsector	Market Access Improvements
means of supply)	
b. Software implementation services (CPC 842) c. Data processing services (CPC 843) - Input preparation services (CPC 8431)	Modify mode 3 from “Only in the form of joint ventures, with foreign majority ownership permitted” to “Wholly Foreign-owned enterprises are allowed”.
- Maintenance and repair services of office machinery and equipment including computers (CPC 845 and 886)	Modify mode 3 limitations as follows: “Wholly foreign-owned subsidiaries are permitted”.
D. Real Estate Services	
a. Real estate services involving own or leased property (CPC 821)	Modify mode 3 from “None except for the following: Wholly foreign-owned enterprises are not permitted for high standard real estate projects, such as apartments and office buildings, but excluding luxury hotels” to “None”.
b. Real estate services on a fee or contract basis (CPC 822)	Modify mode 3 from “Only in the form of joint ventures, with foreign majority ownership permitted” to “None”.
E. Rental and leasing services (CPC 831, 832, excluding CPC 83202)	Insert new commitments with “Wholly foreign-owned enterprises are allowed. Foreign service suppliers are required to have global assets of US\$ 5 million” for mode 3.
F. Other Business Services	
a. Advertising Services (CPC 871)	Modify mode 3 limitations as “None”.
b. Market research services (CPC 86401, only limited to investigation services designed to secure	Insert new commitments with “Only in the form of partly foreign-invested enterprises, with foreign majority ownership permitted. Economic needs tests are required” for mode 3.

Sector/Subsector	Market Access Improvements
information on the prospects and performance of an organization's products in the market)	
<p>d. Services related to management consulting (only limited to the following sub-sector)</p> <ul style="list-style-type: none"> - Project management services other than for construction (CPC 86601) 	<p>Insert new commitments with "Only partly foreign-invested enterprises with foreign majority ownership are permitted. Economic needs tests are required" for mode 3.</p>
<p>e. Technical testing and analysis services (CPC 8676) and freight inspection covered by CPC 749, excluding statutory inspection services for freight inspection services</p>	<p>Modify mode 3 limitations as "None".</p>
<p>g. Services incidental to manufacturing</p> <p>(CPC 884, 885, except for 88442, and excluding prohibited or restricted industries for foreign service suppliers by Chinese laws and regulations, and excluding services China considers relating to its national security interests.)</p>	<p>Insert new commitments with "Wholly foreign-owned subsidiaries are allowed" for mode 3.</p>
<p>h. Placement and supply services of Personnel (CPC 872)</p>	<p>Insert new commitments with "None" for mode 3.</p>
<p>m. Related scientific and technical consulting services (CPC 8675)</p> <ul style="list-style-type: none"> - Geological, geophysical (excluding regional gravity and magnetism prospecting services) 	<p>Modify mode 3 limitations as "None" for mode 3.</p>

Sector/Subsector	Market Access Improvements
<p>and other scientific prospecting services (CPC 86751)</p> <ul style="list-style-type: none"> - Sub-surface surveying services (CPC 86752) 	
<ul style="list-style-type: none"> - Onshore oil-field services 	<p>Modify mode 3 limitations as follows: “</p> <p>For domestic and foreign invested enterprises established in China with net assets of less than 300 million yuan: Only in the form of petroleum exploitation in cooperation with China National Petroleum Corp. (CNPC) or China Petroleum & Chemical Corporation (SINOPEC) in the designated areas approved by the Chinese government.</p> <p>In order to carry out the petroleum contract, the foreign service supplier shall establish a branch, subsidiary or representative office within the territory of the People's Republic of China and go through registration formalities in accordance with the laws. The domiciles of the said offices shall be determined through consultation with CNPC or SINOPEC.</p> <p>The foreign service supplier shall open its bank account with a bank approved by the Chinese authorities to engage in foreign exchange business within the Chinese territory.</p> <p>For domestic and foreign invested enterprises established in China with net assets of no less than 300 million yuan: engage in oil and gas exploration and exploitation shall in compliance with safety, environmental protection and other qualification requirements and regulations, and with corresponding technical capabilities for oil and gas exploration and exploitation, could gain oil and gas exploration and exploitation rights independently.”</p>

Sector/Subsector	Market Access Improvements
- Maintenance and repair services (CPC 63, 6112 and 6122)	Modify mode 3 limitations as follows: “Wholly foreign-owned subsidiaries are permitted”.
o. Building-cleaning services (CPC 874)	Insert new commitments with “Wholly foreign-owned enterprises are permitted” for mode 3.
q. Packaging services (CPC 876)	Modify mode 3 limitations as follows: “None”.
r. Printing of packaging materials, on a fee or contract basis (Only limited to the printing of packaging materials)	Insert new commitments with “Wholly foreign-owned enterprises are permitted. Economic needs tests are required” for mode 3.
t. Translation and interpretation services (CPC 87905)	Modify mode 3 limitations as follows: “Wholly foreign-owned enterprises are permitted”.
2. COMMUNICATION SERVICES	
B. Courier Services (CPC 75121, except for those specifically reserved to Chinese postal authorities by the related law at the time of China’s accession to WTO on December 11 th 2001)	Modify mode 3 limitations as follows: “Wholly foreign-owned subsidiaries are permitted”.
C. Telecommunication Services ¹ Value-added Services Including the following: (h) Electronic mail	Modify mode 3 limitations as follows: “Foreign service suppliers are permitted to establish partly foreign-invested value-added telecommunication enterprises, and foreign

¹ China’s commitments are scheduled in accordance with Notes for Scheduling Basic Telecom Services Commitments (S/GBT/W/2/REV/1) and Market Access Limitations on Spectrum Availability (S/GBT/W/3) as set out in China’s Schedule of Specific Commitments under the GATS.

All international telecommunications services shall go through gateways established with the approval of China’s telecommunications authorities, which will act as an independent regulatory authority in accordance with the principles of paragraph 5 of the Reference Paper.

Sector/Subsector	Market Access Improvements
<ul style="list-style-type: none"> (i) Voice mail (j) On-line information and database retrieval (k) Electronic data interchange (l) Enhanced/Value-added facsimile services (including store and forward, store and retrieve) (m) Code and protocol conversion (n) On-line information and/or data processing (including transaction processing) 	<p>investment in the enterprises shall be no more than 50 per cent.”</p>
<p>Basic Telecommunication Services</p> <ul style="list-style-type: none"> - Paging Services 	<p>Modify mode 3 limitations as follows: “Foreign service suppliers are permitted to establish partly foreign-invested enterprises with foreign equity participation of no more than 50 per cent”.</p>
<p>Mobile Voice and Data Services:</p> <ul style="list-style-type: none"> - Analogue / Digital / Cellular Services - Personal Communication Services 	<p>Modify mode 3 limitations as follows: “Foreign service suppliers are permitted to establish partly foreign-invested enterprises only, and foreign investment in the enterprises shall be no more than 49 per cent”.</p>
<ul style="list-style-type: none"> - Domestic Services <ul style="list-style-type: none"> a. Voice services b. Packet-switched data transmission services c. Circuit-switched data transmission services f. Facsimile services g. Domestic private leased circuit services 	<p>Modify mode 3 limitations as follows: “Foreign service suppliers are permitted to establish partly foreign-invested enterprises only, and foreign investment in the enterprises shall be no more than 49 per cent”.</p>

Sector/Subsector	Market Access Improvements
<ul style="list-style-type: none"> - International Services <ul style="list-style-type: none"> a. Voice services b. Packet-switched data transmission services c. Circuit-switched data transmission services f. Facsimile services g. International closed user group voice and data services (use of private leased circuit service is permitted) 	
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES	
(CPC 511, 512, 513 ² , 514, 515, 516, 517, 518 ³)	Modify mode 3 limitations as “None”.
4. DISTRIBUTION SERVICES⁴	
A. Commission Agents’ Services (excluding salt, tobacco) B. Wholesale Trade Services (excluding salt, tobacco)	Modify mode 3 limitations as follows: “None”.
C. Retailing Services (excluding tobacco)	Modify mode 3 limitations as follows: “None”.
D. Franchising	Modify mode 3 limitations as follows: “None”.

² Including dredging services relating to infrastructure construction.

³ Coverage of CPC 518 is limited only to the rental and leasing services of construction and/or demolition machines with operator which are owned and used by foreign construction enterprises in their supply of services.

⁴ For greater certainty, the exclusion of “tobacco” in the distribution services sector includes the exclusion of the distribution of electronic cigarettes and other new-type tobacco products.

Sector/Subsector	Market Access Improvements
E. Wholesale or retail trade services away from a fixed location.	Modify mode 3 limitations as follows: "None." ⁴
6. ENVIRONMENTAL SERVICES (excluding environmental quality monitoring and pollution source inspection)	
A. Sewage Services (CPC 9401) B. Solid Waste Disposal Services (CPC 9402) C. Cleaning Services of Exhaust Gases (CPC 9404) D. Noise Abatement Services (CPC 9405) E. Nature and Landscape Protection Services (CPC 9406) F. Other Environmental Protection Services (CPC 9409) G. Sanitation Services (CPC 9403)	Modify mode 3 from "Foreign services suppliers engaged in environmental services are permitted to provide services only in the form of joint ventures, with foreign majority ownership permitted" to "None".
8. HEALTH RELATED AND SOCIAL SERVICES	
C. Social Services - Services for the aged (part of CPC 93311 and 93323)	Insert new mode 3 commitments as follows: "Service suppliers of a Party are permitted to establish wholly foreign-owned profit-making institutions for the aged in China".
9. TOURISM AND TRAVEL RELATED SERVICES	
A. Hotels (including apartment buildings) and Restaurants (CPC 641-643)	Modify mode 3 limitations as follows: "Foreign services suppliers may construct, renovate and operate hotel and restaurant establishments in China. Wholly foreign-owned subsidiaries are

⁴ See paragraph 310 of the Working Party Report on the Accession of China to the WTO.

Sector/Subsector	Market Access Improvements
	permitted.”
B. Travel Agency and Tour Operator (CPC 7471)	Modify mode 3 limitations as follows: “None”.
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services)	
D. Sporting and other recreational services (Only limited to CPC 96411, 96412, 96413, including yoga, excluding golf)	Insert new commitments with “None” for mode 3.
11. TRANSPORT SERVICES	
A. Maritime Transport Services - International transport (freight and passengers) (CPC 7211 and 7212 less cabotage transport services)	Modify mode 3 limitations as follows: “None”.
- Maintenance and repair services of motor vehicles (CPC 61120)	Insert new commitments with “wholly foreign-owned subsidiaries will be permitted” for mode 3.
H. Auxiliary Services a. Maritime cargo-handling services (CPC 741) c. Customs clearance services for maritime transport d. Container station and depot services e. Maritime agency services	Modify mode 3 limitations as follows: “None”.
C. Air Transport Services d. Aircraft repair and maintenance services (CPC 8868)	Delete the limitation of “Licenses for the establishments of joint ventures are subject to economic needs test” for mode 3.

Sector/Subsector	Market Access Improvements
<ul style="list-style-type: none"> - Computer Reservation System (CRS) services 	<p>Modify mode 3 from “unbound” to “Foreign service suppliers are permitted to establish partly foreign-invested enterprises with Chinese Computer Reservation System in China. The Chinese side shall hold controlling shares or be in a dominant position in the enterprises. Licences for the establishment of enterprises are subject to economic needs test”.</p>
<p>E. Rail Transport Services</p> <ul style="list-style-type: none"> - Freight transportation by rail (CPC 7112) - Supporting services for rail transport services (CPC 743) 	<p>Modify mode 3 limitations as follows: “None”.</p>
<p>F. Road Transport Services</p> <ul style="list-style-type: none"> - Freight transportation by road in trucks or cars (CPC 7123) 	<p>Modify mode 3 limitations as follows: “None”.</p>
<p>Passenger Transportation</p> <ul style="list-style-type: none"> - Urban and suburban regular transportation (CPC 71211) - Urban and suburban special transportation (CPC 71212) - Interurban regular transportation (CPC 71213) - Interurban special transportation (CPC 71214) 	<p>Insert new commitments with “None” for mode 3.</p>
<p>H. Services Auxiliary to all modes of Transport</p> <ul style="list-style-type: none"> - Storage and warehousing services (CPC 742) 	<p>Modify mode 3 limitations as follows: “None”.</p>
<ul style="list-style-type: none"> - Freight forwarding agency 	<p>Modify mode 3 limitations as follows: “Foreign</p>

Sector/Subsector	Market Access Improvements
services (CPC 748)	<p>freight forwarding agencies which have at least three consecutive years' experience are permitted to set up partly foreign-invested freight forwarding agency in China.</p> <p>Wholly foreign-owned subsidiaries permitted.</p> <p>Operation term of the partly foreign-invested enterprises shall not exceed 20 years.</p> <p>After one year operating in China, a partly foreign-invested enterprise can set up branches.</p> <p>A foreign freight forwarding agency may set up a second partly foreign-invested enterprise after its first enterprise has been in operation for two years".</p>
<ul style="list-style-type: none"> - Freight inspection covered by CPC 749, excluding statutory inspection services for freight inspection services 	<p>Modify mode 3 limitations as follows:</p> <p>"Foreign services suppliers which have been engaged in inspection services in their home countries for more than three years are permitted to establish partly foreign-invested enterprises conducting technical testing, analysis and freight inspection with no less than US\$ 350,000 in registered capital.</p> <p>Wholly foreign-owned subsidiaries are permitted."</p>
12. OTHER SERVICES NOT INCLUDED ELSEWHERE	
<ul style="list-style-type: none"> - Specialty design services (CPC 87907) 	Insert new commitments with "None" for mode 3.
<ul style="list-style-type: none"> - Hairdressing and other beauty services (CPC 9702) 	Insert new commitments with "None" for mode 3.