

BUSINESS SERVICES#1

Professional Services

Legal services covering advisory and consultancy services relating only to home country laws, international law and offshore corporation laws of Malaysia (CPC 8619)	1),2)	None	1),2)
	3)	Only through a corporation incorporated in the Federal Territory of Labuan. Legal services shall only be supplied to offshore corporations established in the Federal Territory of Labuan.	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
Accounting, auditing and bookkeeping services (CPC 862)	1),2)	None	1),2)
	3)	Only through a locally registered partnership with Malaysian accountants or Malaysian accounting firms and aggregate foreign interests shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in the horizontal section In respect of 2 b), residency is required for registration	4)
Taxation services (CPC 863)	1),2)	None	1),2)
	3)	Only through a locally registered partnership with Malaysian accountants or Malaysian accounting firms and aggregate foreign interests in the partnership shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in the horizontal section In respect of 2 b), residency is required for registration	4)

Architectural services (CPC 8671)	1),2)	None	1),2)
	3)	Architectural services may be supplied only by a natural person	3)
	4)	Unbound except as indicated in the horizontal section and, in respect of 2 b), only an architect who is a consultant to a project wholly financed by a foreign government or implemented under a bilateral arrangement between governments subject to temporary registration for a period of one year per temporary registration	4)
Engineering services (CPC 8672)	1),2)	None	1),2)
	3)	Engineering services may be supplied only by a natural person	3)
	4)	Unbound except as indicated in the horizontal section and in respect of 2 b), subject to temporary registration for a period of one year per temporary registration	4)
Integrated engineering services (CPC 8673)	1),2)	None	1),2)
	3)	Only through a representative office, regional office or locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both for the purpose of services contract awarded in Malaysia.	3)
		The aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	
		Establishment of such joint-venture corporation is only for a duration necessary to complete the services contract	

	4)	Unbound except as indicated in the horizontal section and in respect of 2 b), for a period of up to one year or the duration necessary to complete the services contract	4)
--	----	--	----

Medical speciality services covering forensic medicine, nuclear medicine, geriatrics, microvascular surgery, neurosurgery, cardiothoracic surgery, plastic surgery, clinical immunology and oncology, traumatology, anaesthesiology, intensive care specialist, child psychiatry and physical medicine (CPC 93122)	1),2)	None	1),2)
	3)	Medical speciality services may be supplied only by a natural person	3)
	4)	Unbound except as indicated in 2 a) in the horizontal section	4)

Computer and Related Services

Consultancy services related to the installation of computer hardware (CPC 841)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Consultancy services related to software implementation covering advisory and implementation services for customised software (CPC 842)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Database services (CPC 8440)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Computer software development services covering development of new software for general application, including, ready-made software packaged for general application (CPC 842*)	1),2), 3)	None	1),2), 3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Research and Development Services

Research and experimental development services on social sciences and humanities (CPC 8520 except 85203 and 85204)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Rental/Leasing Services without Operators

Relating to ships exclude cabotage and offshore trades (CPC 83103)	1),2)	None	1),2)
	3)	Only through a representative office, regional office or Malaysian-controlled corporation acting as an agent	3)
	4)	Unbound except as indicated in the horizontal section	4)
Relating to aircraft	1),2)	None	1),2)

(CPC 83104)	3)	Only through a representative office, regional office or Malaysian-controlled corporation acting as an agent	3)
	4)	Unbound except as indicated in the horizontal section	4)
Relating to construction and mining equipment and industrial plant and equipment (CPC 83107*)	1),2)	None	1),2)
	3)	Only through a representative office, regional office or Malaysian-controlled corporation acting as an agent	3)
	4)	Unbound except as indicated in the horizontal section	4)

Other Business Services

Advertising services (CPC 8711, 8712, 8719)	1)	Commercial presence is required	1)
	2)	None	2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
<p style="margin-left: 40px;">Advertisement through electronic media</p> <p style="margin-left: 40px;">Advertisement must have at least 80 per cent local content and be made in Malaysia</p>			
Management consulting services covering advisory, guidance and operational assistance services concerning management of the transmission of non-conventional energy (CPC 8650*)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Management consulting services	1),2)	None	1),2)
covering advisory, guidance and operational assistance on environmental management services including risk assessment services (CPC 8650*)	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
Management consulting services	1),2)	None	1),2)
covering advisory and guidance in the field of pharmacy as follows:	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
- Basic material manufacturing consultancy in the manufacture of drugs in raw material form;	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
- New systems of drug delivery;			
- Biotechnology - new techniques for influencing the process and products of living cells;			
- New techniques in drug development and methods of producing drugs and vaccine; and			
- Vaccine production. (CPC 8650*)			
Management consulting services	1),2)	None	1),2)
covering advisory and guidance on International Value-Added Network Services, rural telecom development and human resource development in telecommunications (CPC 8650*)	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)

Services incidental to agriculture and fishing covering only specialised consultancy, advisory and operational assistance on crop and fisheries management, including, value-added services such as preservation techniques, etc. (CPC 881*, 882*)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
Services incidental to manufacturing (CPC 884, 885 except 88442)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
Technical testing and analysis services (CPC 8676 except 86764)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation is at least 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
Student placement services covering promoting, recruiting and facilitating students for studies outside Malaysia (CPC 87909)	1),2), 3)	None	1),2), 3)
	4)	Unbound except as indicated in the horizontal section	4)
Market research and public opinion polling services (CPC 864)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporals	3)

at least exceed 30 per cent

4) Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section 4)

Translation and interpretation services (CPC 87905)

1),2) None 1),2)

3) Translation and interpretation services may be supplied only by a natural person 3)

4) Unbound except as indicated in 2 a) in the horizontal section 4)

Convention and exhibition management services covering the provision of planning, organizational, management and marketing services for conventions and other similar events (CPC 87909)

1),2) None 1),2)

3) Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent 3)

4) Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section 4)

A. Professional Services

Landscaping services covering the provision of advisory, planning and designing services for the aesthetic landscaping of golf courses and theme parks (CPC 86742*)

1),2) None 1),2)

3) Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent 3)

4) Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section 4)

Operational Headquarters (OHQ) Services covering general management and administration, business planning, procurement of

1),2) Unbound due to lack of technical feasibility 1),2)

3) Only through a locally incorporated wholly foreign-owned company. 3)

A foreign-owned company, a regional

raw materials, technical support, marketing control and sales promotion planning, training and personnel management, provision of treasury and fund management services and research and development carried out by a company in Malaysia for its offices and related companies outside Malaysia. Services rendered by OHQ companies are limited to establishments engaged in business related to the following sectors or subsectors:

Sea and air services,
Communication services,
Tourism services,
Professional and Consulting services
(CPC 87909)

office of a foreign-owned company which transfers its OHQ services to Malaysia, a regional office of a foreign-owned company established in Malaysia and a foreign-owned company which is already incorporated in Malaysia may seek to qualify as an OHQ.

OHQ must operate in Malaysia and fulfil the following criteria:

- a) carry out at least 3 of the OHQ service activities;
- b) have a sizeable network of companies outside Malaysia which includes the parent company or its head office and related companies;
- c) have a well established foreign-owned company which is sizeable in terms of assets and employees;
- d) have a network of companies with substantial number of qualified executives, professionals, technical and other supporting personnel;
- e) be able to make decisions independently without consultations with its head office or parent company located outside Malaysia;
- f) be able to contribute to the Malaysian economy by:
 - i) using services such as legal, accounting etc. provided by Malaysians;
 - ii) creating job opportunities for Malaysians;
 - iii) enabling greater inflow of foreign funds.

4) Unbound except as indicated in the horizontal section

4)

COMMUNICATION SERVICES

Basic Telecommunications#2

Basic local, inter-exchange

and international services;
supplied over public
telecommunications
transport networks using
any network technology;
facilities-based; in each of
the market segment

1. Voice service (wired or wireless)	1)	None	1)
2. Packet-switched data transmission services, including frame-relay services	2)	None	2)
3. Circuit-switched data transmission services	3)	Only through acquisition of shares of existing licensed public telecommunications operators:	3)
4. Facsimile service		- Foreign shareholding of up to 30 per cent in these service providers is allowed	
5. Private leased circuit service			
6. Domestic/International satellite services and satellite links/capacities (inclusive of mobile satellite)	4)	Unbound except as indicated in horizontal commitments.	4)
7. Satellite earth stations			
8. International switching and other international gateway facilities			
9. Mobile services - analogue/digital cellular			
10. Paging services			
11. Trunked radio services			
12. Video transport services			

Telecommunication
Services
of which enhanced
value-added services
must be provided from
channels or lines
obtained only from
licensed network
operators

Data and transmission services covering electronic mail, voice mail, on-line information and database retrieval, enhanced facsimile, code and protocol conversion (CPC 7523)	1),2)	None	1),2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations; or	3)
		Only through acquisition of shares of an existing licensed VAS operator/	

corporation;

Aggregate foreign shareholding shall not exceed 30 per cent;

The licence shall specify the type of services to be provided; and

Simple resale is not permitted.

4) Unbound except as indicated in the horizontal section 4)

Mobile data services
(CPC 7523*)

1),2) None 1),2)

3) Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations; or 3)

Only through acquisition of shares of an existing licensed VAS operator/corporation; and

Aggregate foreign shareholding shall not exceed 30 per cent

4) Unbound except as indicated in the horizontal section 4)

Telex and telegraph
services
(CPC 7523*)

1),2) None 1),2)

3) Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations; or 3)

Only through acquisition of shares of an existing licensed telex and telegraph operator/corporation; and

Aggregate foreign shareholding shall not exceed 30 per cent

4) Unbound except as indicated in the horizontal section 4)

Audiovisual Services

Motion picture, video tape 1) Commercial presence is required 1)

and audio recording distribution services (CPC 96113)	2)	None	2)
	3)	Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and the aggregate foreign shareholding shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section	4)
Broadcasting services covering transmission from foreign broadcast station of foreign broadcast matter from foreign territory through television or radio (CPC 7524*)	1)	20 per cent of total screening time; and Dubbing into the national language may be required	1)
	2)	None	2)
	3)	Unbound due to lack of technical feasibility	3)
	4)	Unbound due to lack of technical feasibility	4)

CONSTRUCTION AND
RELATED ENGINEERING
SERVICES

Construction work (CPC 511, 512, 513, 514, 515, 516, 517)	1)	Unbound due to lack of technical feasibility	1)
	2)	None	2)
	3)	Only through a representative office, regional office, or locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)
	4)	Unbound except as indicated in the horizontal section	4)

FINANCIAL SERVICES, INCLUDING INSURANCE

Horizontal Commitments Applicable to the Financial Services Sector

1. The offers in the financial services sector are in accordance with the Gene
2. The limitations listed under the all-sector horizontal section shall not apply

3. In respect of offshore banks, offshore investment banks, commercial bank insurance managers, insurance companies, and representative offices of foreign natural persons shall apply in addition to specific limitations to activity of each

ALL FINANCIAL SERVICES	3)	Limitations on investments as contained in the all-sector horizontal section.	3)
	4)	Limitations in the all-sector horizontal section will apply when indicated in each activity.	4)
1. Offshore banks, offshore investment banks, offshore direct insurance companies, offshore reinsurance companies, offshore insurance brokers, offshore insurance underwriting managers and offshore insurance managers.	1),2)	Unbound except as otherwise specified in this schedule.	1),2)
	3)	Entry is confined to Labuan. Entry is limited to establishment of a branch registered or a subsidiary incorporated in Malaysia.	3)
	4)	Unbound, except for temporary presence of natural persons in respect of supply through the mode of commercial presence.	4)
2. Commercial banks and merchant banks.	1),2)	Unbound except as otherwise specified in this schedule.	1),2)
	3)	The 13 wholly-foreign owned commercial banks are permitted to remain wholly-owned by their existing shareholders. Unbound for new licences. Entry is limited to equity participation by foreign banks in Malaysian-owned or controlled commercial banks and merchant banks and aggregate foreign shareholding in a commercial bank or a merchant bank shall not exceed 30 per cent. Shareholding by a single person individually or jointly with related persons is limited to a maximum of 20 per cent. Acquisition by a foreign bank of an	3)

aggregate of 5 per cent or more of shareholding in a Malaysian-owned or controlled commercial bank or merchant bank must meet the following criteria:

(a) The foreign bank has the ability to facilitate trade and contribute to financial and economic development of Malaysia;

(b) The country of the foreign bank has significant trade and investment interests in Malaysia; and

(c) The country of the foreign bank does not have a significant representation in the Malaysian banking industry.

A commercial bank is not allowed to acquire any share in another commercial bank but may acquire shares in one merchant bank.

A merchant bank is not allowed to acquire any share in a commercial bank or another merchant bank.

Other persons are not permitted to acquire 5 per cent or more of shareholding in a commercial bank or merchant bank if the person already holds 5 per cent or more of shareholding in another licensed financial institution.

Introduction of new service products will be permitted subject to approval which will be based on prudential criteria.

Entry is also permitted through the setting up of representative offices.

Representative offices can only undertake research, exchange of information and liaison services.

4) Unbound except the following:

4)

(a) Unless otherwise specified, temporary presence of natural persons is offered only in respect of supply through the mode of commercial presence.

(b) For banks, two senior managers for each institution with an aggregate foreign shareholding exceeding 50 per cent. A

senior manager is an individual possessing proprietary knowledge and authority essential to the establishment, control and operation of the services of the financial service supplier.

(c) Five specialists or experts for each institution for areas relating to:
(i) trade financing;
(ii) corporate finance;
(iii) treasury management; and
(iv) information technology.

(d) For a representative office, two foreign nationals. Only one foreign national for the two top posts.

(e) Entry shall be limited to a maximum period of five years.

3. Direct insurance companies.

1),2) Unbound#3 except as otherwise specified in this schedule. 1),2)

3) Branches of foreign insurance companies are required to be locally incorporated by 30 June 1998 and foreign shareholding not exceeding 51% is permitted. 3)

Foreign shareholding not exceeding 51% is also permitted for the existing foreign shareholders of locally incorporated insurance companies which were the original owners of these companies. Provided aggregate foreign shareholding in such companies does not exceed 51%.

New entry is limited to equity participation by foreign insurance companies in locally incorporated insurance companies and aggregate foreign shareholding in such company shall not exceed 30%.

Unbound for new licences.

Acquisition by a foreign insurance company of an aggregate of more than 5 per cent shareholding in a locally incorporated insurance company must meet at least one of the following criteria:

(a) The foreign insurance company has the ability to facilitate trade and contribute

to financial and economic development of Malaysia;

(b) The country of the foreign insurance company has significant trade and investment interests in Malaysia;

(c) The country of the foreign insurance company does not have a significant representation in the Malaysian insurance industry; or

(d) The foreign insurance company has the ability to provide technical expertise and know-how to contribute to the financial and economic development of Malaysia.

An insurance company is not allowed to acquire more than 5% share:

(a) In another insurance company in Malaysia that carries on the same class of insurance business as that carried on by it; or

(b) In an insurance broking company.

Other persons holding more than 5 per cent shareholding in an insurance company are not permitted to acquire more than 5 per cent shareholding in:

(a) Another insurance company carrying on the same class of insurance business as that carried on by the insurance company in which the person is a shareholder; or

(b) An insurance broking company.

4) Unbound except the following: 4)

(a) Unless otherwise specified, temporary presence of natural persons is offered only in respect of supply through the mode of commercial presence.

(b) One senior manager for branches of foreign insurance companies and locally incorporated insurance companies with an aggregate foreign shareholding of 50% or more.

A senior manager is an individual possessing proprietary knowledge and authority essential to the establishment, control and operation of the services of the financial service supplier.

(c) Three specialists or experts for each institution for areas relating to:

- (i) underwriting of specialized classes of general business;
- (ii) information technology; and
- (iii) actuarial functions.

(d) Entry shall be limited to a maximum period of five years.

Acceptance of deposits, and other repayable funds from the public, wholesale and retail.	1)	Soliciting, advertising and acceptance of deposits in Malaysia are not allowed.	1)
	2)	Soliciting and advertising in Malaysia for acceptance of deposits are not allowed.	2)
	3)	Only permitted through a commercial bank, a merchant bank or an offshore bank.	3)

Offshore banks in Labuan are permitted to accept foreign currency deposits only. Offshore investment banks in Labuan are not permitted to accept deposits.

Merchant banks are only permitted to accept term deposits from non-individuals. The minimum amount of each term deposit shall be as specified by the Central Bank from time to time.

Foreign-owned commercial banks are permitted to accept foreign currency deposits from residents subject to conditions imposed on designated banks.

	4)	Unbound except as indicated in the finance sector horizontal section.	4)
--	----	---	----

Lending of all types, including consumer credit, mortgage credit, factoring and financing of commercial transactions.	1),2)	Financial services associated with lending to residents in any currency in excess of an equivalent of RM25 million must be undertaken jointly with commercial banks or merchant banks in Malaysia.	1),2)
	3)	Entry as a non-bank for scheduled businesses is limited to:	3)

(a) Foreign financial institutions through the establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent; or

(b) A representative office.

Provision of factoring services by a commercial bank requires the setting up of a separate entity and shareholding by a foreign-controlled commercial bank shall not exceed 30 per cent.

Merchant banks are not permitted to provide consumer credit and home mortgages.

Only commercial banks are permitted to provide overdraft facilities.

Offshore banks and offshore investment banks are permitted to lend in foreign currencies only.

Representative offices can only undertake research and liaison services.

4) For banks, unbound except as indicated in the finance sector horizontal section. 4)

For non-banks, unbound except one foreign national for a management post which is not the CEO post, for each establishment.

For representative offices of scheduled businesses, two foreign nationals subject to only one foreign national for the two top posts.

Entry shall be limited to a maximum period of five years.

Financial leasing. 1),2) Leasing services to residents in any currency must be undertaken jointly with leasing companies or merchant banks in Malaysia. 1),2)

3) Entry as a non-bank is limited to: 3)

(a) Foreign financial institutions through

the establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent; or

(b) A representative office.

Provision of leasing services by a commercial bank requires the setting up of a separate entity and shareholding by a foreign-controlled commercial bank shall not exceed 30 per cent.

Aggregate foreign shareholding will be permitted to be increased to 49 per cent with effect from 1 July 2000.

Representative offices can only undertake research and liaison services.

Entry is permitted through the establishment of a branch or subsidiary in Labuan by reputable foreign leasing companies. Such offshore entity can only transact in foreign currencies.

Offshore banks and offshore investment banks are permitted to carry on financial leasing business in foreign currencies only.

- | | | |
|----|---|----|
| 4) | Unbound except two foreign nationals, one for management post which is not the CEO post and one technical post, for each establishment. | 4) |
|----|---|----|

For representative offices, two foreign nationals subject to one foreign national for the two top posts.

Entry shall be limited to a maximum period of five years.

For offshore leasing companies, unbound except for temporary presence of natural persons in respect of supply through the mode of commercial presence.

- | | | | |
|--|-------|---|-------|
| All payment and money transmission services, namely credit and debit cards, travellers cheques and bankers drafts. | 1),2) | Electronic fund transfer system requires approval. | 1),2) |
| | 3) | Offshore banks are permitted to extend payment and money transmission services to non-residents only. | 3) |

Only commercial banks are permitted to issue credit cards, debit cards or provide checking account services.

Only Malaysian-controlled banks are permitted to issue, sell or purchase ringgit travellers cheques.

Sale or purchase of foreign currency travellers cheques other than by commercial banks requires a money changer's licence. Entry is limited to establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent.

- | | | | |
|--|----|--|----|
| | 4) | For banks, unbound except as indicated in the finance sector horizontal section. | 4) |
|--|----|--|----|

For non-banks, unbound except one foreign national for a management post which is not the CEO post, for each establishment.

Entry shall be limited to a maximum period of five years.

- | | | | |
|---------------|-------|------|-------|
| Charge cards. | 1),2) | None | 1),2) |
|---------------|-------|------|-------|

- | | | | |
|--|----|---|----|
| | 3) | Entry is limited to establishment of a company incorporated in Malaysia. Approval of the Central Bank is required. Approval will be granted based on prudential criteria. | 3) |
|--|----|---|----|

- | | | | |
|--|----|--|----|
| | 4) | Unbound except two senior managers for each establishment. | 4) |
|--|----|--|----|

Entry shall be limited to a maximum period of five years.

- | | | | |
|-----------------------------|-------|--|-------|
| Guarantees and commitments. | 1),2) | None except banks established in Malaysia may be given the right of first refusal. | 1),2) |
|-----------------------------|-------|--|-------|

Guarantees and commitments undertaken by non-residents are governed by rules relating to exchange control.

- | | | | |
|--|----|------|----|
| | 3) | None | 3) |
|--|----|------|----|

- | | | | |
|--|----|--|----|
| | 4) | Unbound except as indicated in the finance | 4) |
|--|----|--|----|

sector and all-sector horizontal section.

Money and foreign exchange broking services.	1),2)	Broking services, involving Ringgit Malaysia and financial instruments issued in Malaysia must be effected through authorized dealers and money and foreign exchange brokers incorporated in Malaysia.	1),2)
	3)	Entry is limited to: (a) equity participation in existing institutions and aggregate foreign shareholding in such institutions shall not exceed 30 per cent; or (b) the establishment of a branch or subsidiary, by a money and foreign exchange broker, registered or incorporated in Labuan. Money and foreign exchange broking services by offshore entities are confined to foreign currencies only.	3)
	4)	Unbound For offshore money and foreign exchange brokers, unbound except for temporary presence of natural persons in respect of supply through the mode of commercial presence.	4)
Trading for own account or account of customers in the following:	1)	Dealing is limited to contracts traded on specified exchanges abroad.	1)
- money market instruments - foreign exchange - transferable securities - exchange rate and interest rate instruments - derivative products, including futures and options - other negotiable instruments, including bullion	2)	None	2)
	3)	Transactions by offshore banks and offshore investment banks in Labuan must be conducted in foreign currencies, except for the sale or purchase of currencies with authorized banks in Malaysia. Transactions by offshore banks and offshore investment banks in Labuan for own account are limited to instruments created and issued by offshore companies in Labuan and foreign companies abroad. Trading for accounts of customers by offshore banks, offshore investment banks and offshore companies in Labuan is confined to non-resident customers and in	3)

instruments created and issued by offshore companies in Labuan and foreign companies abroad.

Trading in shares of Malaysian companies by offshore banks, offshore investment banks and offshore companies in Labuan is confined to non-resident customers who are not offshore companies registered or incorporated in Labuan.

Only commercial banks, offshore banks and offshore investment banks are permitted to trade in foreign currency.

Trading and dealing in securities and financial futures and derivative products other than by designated financial institutions require establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent.

Trades for own account and account of customers who are outside Malaysia may be routed to member companies of the stock exchange for execution by a foreign stock broking company that is incorporated in Malaysia subject to all terms and conditions which are being finalized.

- | | | |
|----|--|----|
| 4) | For banks, unbound except as indicated in the finance sector horizontal section. | 4) |
|----|--|----|

For non-banks, unbound except as indicated in the all-sector horizontal section.

- | | | | |
|--|-------|---|-------|
| Services related to the issues of all kinds of securities and placement as agents (whether publicly or privately) (excluding issuing and rating houses). | 1),2) | Participation in issues and services related to such issues requires authorization. | 1),2) |
| | 3) | Participation by offshore banks and offshore investment banks in Labuan is limited to non-resident customers and for issues of securities outside Malaysia. | 3) |

Only merchant banks are permitted to make submissions to the Securities Commission for new issues.

Participation by non-banks requires establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall

not exceed 30 per cent.

Unbound for appointment as principal dealers.

- 4) For banks, unbound except as indicated in the finance sector horizontal section. 4)

For non-banks, unbound except as indicated in the all-sector horizontal section.

Underwriting.

- 1) Commercial presence is required. 1)
- 2) Authorization is required. 2)
- 3) For non-banks, only licensed dealers are permitted to underwrite. Entry is limited to establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent. 3)

Commercial banks are permitted to underwrite private debt securities only.

Offshore banks and offshore investment banks are permitted to underwrite foreign currency denominated securities created and issued by offshore companies in Labuan and foreign companies abroad.

- 4) For commercial banks, merchant banks, offshore banks and offshore investment banks, unbound except as indicated in the finance sector horizontal section. 4)

For non-banks, unbound except as indicated in the all-sector horizontal section.

Asset management as follows:

- 1) Commercial presence is required. 1)
- 2) None 2)
- 3) Custodial and depository services are limited to scrip based securities. 3)

- cash or portfolio management
- all forms of collective investment management
- custodial and depository services

Asset management by offshore banks, offshore investment banks and offshore companies is confined to non-resident customers and foreign currency assets.

Asset management by offshore banks, offshore investment banks and offshore

companies in Malaysian equities or equity-linked investments are confined to non-resident customers other than offshore companies incorporated in Labuan in which residents have shareholding.

Entry as a non-bank, other than as a Foreign Fund Management Company (FFMC), is limited to establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent.

Provision of asset management services by a commercial bank requires establishment of a separate entity and shareholding by a foreign-controlled commercial bank shall not exceed 30%.

Entry as an FFMC is limited to the establishment of a company incorporated locally with more than 50% foreign shareholding in the company and requires the approval of the Securities Commission. Sourcing of local funds worth at least RM10 million is limited to FFMCs where the aggregate foreign shareholding is not more than 70% and the company is managing or has undertaken to manage funds sourced from outside Malaysia to the amount of at least USD100 million. Sourcing of local funds is limited to institutional funds and collective investment schemes other than unit trusts. Only ten FFMCs which have a maximum of 70% foreign shareholding may manage the funds of a local unit trust subject to the approval of the Securities Commission.

- | | | |
|----|--|----|
| 4) | For commercial banks and merchant banks, unbound except as indicated in the finance sector horizontal section. | 4) |
|----|--|----|

For non-banks, unbound except as indicated in the all-sector horizontal section.

- | | | | |
|--|----|--|----|
| Advisory, intermediation and other auxiliary financial services, including credit reference and analysis, investment advice on acquisitions, corporate restructuring and strategy. | 1) | Provision of investment and portfolio advice requires commercial presence. | 1) |
| | | Services other than investment and portfolio advice to residents must be undertaken jointly with commercial banks or merchant banks in Malaysia. | |

2) Services other than investment and portfolio advice to residents must be undertaken jointly with commercial banks or merchant banks in Malaysia. 2)

3) Entry as a non-bank is limited to: 3)
 (a) Establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company shall not exceed 30 per cent; or

(b) A representative office.

Representative offices (including those of commercial banks, merchant banks and securities companies) are permitted to undertake research, information and liaison services only.

Representative offices of securities companies are not permitted to publish and circulate research work in Malaysia.

Offshore banks, offshore investment banks and offshore companies in Labuan can only provide services to non-resident customers.

4) For banks, unbound except as indicated in the finance sector horizontal section. 4)

For non-banks, unbound except as indicated in the all-sector horizontal section.

For representative offices, two foreign nationals subject to only one foreign national for the two top posts. Entry shall be limited to a maximum period of five years.

Operational headquarters (OHQ) for financial sector (Provides services to commercial and investment banking institutions in activities relating to work carried out in Malaysia for its offices and related companies outside Malaysia, pertaining to general 1),2) Unbound#3 1),2)

3) Only through a locally incorporated wholly foreign-owned company. 3)

A foreign-owned company, a regional office of a foreign-owned company which transfers its OHQ services to Malaysia, a regional office of a foreign-owned company established in Malaysia, and a foreign-owned company which is already

management and administration, business planning, technical support, marketing control and sales promotion planning, training and personnel management, provision of treasury and fund management services and research and development).

incorporated in Malaysia, may seek to qualify as an OHQ.

An OHQ must operate in Malaysia and fulfill the following criteria:

- (a) Carry out at least three of the OHQ service activities;
- (b) Have a sizeable network of companies outside Malaysia which includes the parent company or its head office and related companies;
- (c) Have a well established foreign-owned company which is sizeable in terms of assets and employees;
- (d) Have a network of companies with a substantial number of qualified executives, professionals, technical and other supporting personnel;
- (e) Be able to make decisions independently without consultation with its head office or parent company located outside Malaysia;
- (f) Be able to contribute to the Malaysian economy by:
 - (i) Using services such as legal, accounting etc. provided by Malaysians;
 - (ii) Creating job opportunities for Malaysians;
 - (iii) Enabling greater inflow of foreign funds.

4) Unbound except as indicated in the all-sector horizontal section. 4)

Securities broking services comprising:

- broking services;
- credit reference and analysis;
- investment portfolio management and advice;

1) Trades on Malaysian stock exchanges must be transacted through companies incorporated in Malaysia which are member companies of the exchange. 1)

Promotion in Malaysia of Malaysian stocks requires approval.

Provision of investment advisory services and credit reference services to residents

and

requires commercial presence.

- market research.

2) Trades on Malaysian stock exchanges must be transacted through companies incorporated in Malaysia which are member companies of the exchange. 2)

3) Entry is limited to recognized foreign stock broking companies through: 3)

(a) Equity participation in an existing stockbroking company; or

(b) Establishment of a locally incorporated joint-venture company with a Malaysian stockbroking company.

And aggregate foreign shareholding in such company shall not exceed 30 per cent. The aggregate foreign shareholding will be permitted to be increased to 49 per cent with effect from 1 July 2000, subject to conditions.

A foreign stockbroking company is permitted to have shareholding in one stockbroking company only.

Entry by recognized foreign stockbroking companies is also permitted through a representative office.

Representative offices are permitted to undertake research, information and liaison services only. Representative offices are not permitted to publish and circulate research work in Malaysia.

New licences subject to conditions, including geographical location, numerical quota and other conditions to be determined.

4) Unbound for a stockbroking company, except as indicated in the all-sector horizontal section. 4)

For representative offices, two foreign nationals subject to only one foreign national for the two top posts. Entry shall be limited to a maximum period of five years.

Commodity futures broking services.	1),2)	Trades on any Malaysian commodity futures exchange must be conducted through companies incorporated in Malaysia which are member companies of the exchange.	1),2)
-------------------------------------	-------	---	-------

3)	Entry is limited to:	3)
	(a) Establishment of a locally incorporated joint-venture company and aggregate foreign shareholding in such company is limited to 30 per cent or any higher percentage as determined by the relevant authorities; or	
	(b) A representative office.	
	Representative offices are permitted to undertake research, information and liaison services only.	
	Total membership of the exchange will be based on economic needs.	

4)	Unbound except one foreign national for a management post per establishment, subject to market test.	4)
----	--	----

A. All Insurance and Insurance-related Services

Direct insurance (non-life).	1)	Soliciting and advertising in Malaysia are not allowed.	1)
------------------------------	----	---	----

Direct placement abroad of insurance of:

(a) movable or immovable property located in Malaysia, including any ship or aircraft registered in Malaysia; and

(b) liability of residents to third party requires approval. Approval will be granted if such insurance is not available from direct insurance companies in Malaysia.

2)	Direct placement abroad of insurance of:	2)
	(a) movable or immovable property located in Malaysia, including any ship or aircraft registered in Malaysia; and	
	(b) liability of residents to third party requires approval. Approval will be granted	

		if such insurance is not available from direct insurance companies in Malaysia.	
	3)	Only permitted through direct insurance companies.	3)
		Offshore direct insurance companies in Labuan are not permitted to accept direct insurance of Malaysian risks.	
	4)	Unbound except as indicated in the finance sector horizontal section.	4)
Direct insurance (life).	1),2)	Unbound	1),2)
	3)	Only permitted through direct insurance companies.	3)
		Investment-linked insurance business and new life insurance products provided by direct insurance companies require approval, which will be based on prudential criteria.	
		Offshore direct insurance companies in Labuan are not permitted to underwrite life insurance of residents. This limitation does not apply to ordinary life insurance of high net worth residents.	
	4)	Unbound except as indicated in the finance sector horizontal section.	4)
Reinsurance and retrocession (non-life).	1),2)	Outward reinsurance is permitted only if local capacity is not available.	1),2)
	3)	Obligation on all insurers other than offshore direct insurance and offshore reinsurance companies to optimise national retention capacity before any outward reinsurance.	3)
		Seven new licences for non-life reinsurance business within 10 years	

ending 30 June 2005.

Entry is through the establishment of a balanced distribution of branches and locally incorporated joint-venture companies, subject to the following conditions:

- (a) Priority will be given to foreign reinsurers from the top 100 world reinsurers which:
 - (i) Have long presence in Asia and ability to procure sufficient business for their branch/joint-venture company; or
 - (ii) Are from countries or regions having no representation in Malaysia, provided they bring in special expertise.
- (b) For entry through branches, priority will be given to foreign reinsurers which intend to base their regional headquarters in Malaysia.
- (c) For entry through joint-ventures, priority will be given to those joint-ventures which have business plans to operate regionally.
- (d) The branch or joint-venture company must undertake to comply with the national objectives of achieving optimum retention of local risks, local participation in the management of the branch or joint-venture company and transfer of technical expertise to the local market.
- (e) Aggregate foreign shareholding in the joint-venture company shall not exceed 49 per cent.
- (f) Priority will be given to joint-venture with a local partner which:
 - (i) has a minimum shareholders' funds of at least RM3 billion;
 - (ii) is a leading institution with diversified business activities within its group; or
 - (iii) has a good track record of managing a substantial insurance portfolio.

Aggregate foreign shareholding in the Malaysian National Reinsurance Berhad shall not exceed 30 per cent.

Entry as an offshore reinsurance company is confined to Labuan.

4) Unbound except for: 4)

(a) Two senior managers for each institution are permitted.

A senior manager is an individual possessing proprietary knowledge and authority essential to the establishment, control and operation of the services of the financial service supplier.

(b) Three specialists or experts for each institution are permitted.

Specialists or experts are individuals who possess knowledge and expertise relating to new products and services, technique or management of the financial service supplier.

(c) Entry shall be limited to a maximum period of five years.

For offshore reinsurance companies, unbound except as indicated in the finance sector horizontal section.

Reinsurance and retrocession (life).

1),2) Outward reinsurance is permitted only if local capacity is not available. 1),2)

3) National retention capacity is required to be optimised before any outward reinsurance by: 3)

(a) direct life insurance and life reinsurance companies in Malaysia; and

(b) offshore direct life insurance and offshore life reinsurance companies which are permitted to insure or reinsure life insurance of high net worth residents.

Six new licences for life reinsurance business will be issued up to 30 June 2005.

Entry is through the establishment of a balanced distribution of branches and locally incorporated joint-venture companies, subject to the following conditions:

(a) Priority will be given to foreign reinsurers from the top 100 world reinsurers which:

(i) have branch offices in Malaysia;

(ii) have long presence in Asia and ability to procure sufficient business for their branch or joint-venture company; or

(iii) are from countries or regions having no representation in Malaysia, provided they bring in special expertise.

(b) For entry through branches, priority will be given to foreign reinsurers which intend to base their regional headquarters in Malaysia.

(c) For entry through joint-ventures, priority will be given to those joint-ventures which have business plans to operate regionally.

(d) The branch or joint-venture company must undertake to comply with the national objectives of achieving optimum retention of local risks, local participation in the management of the branch or joint-venture company and transfer of technical expertise to the local market.

(e) Aggregate foreign shareholding in the joint-venture company shall not exceed 49 per cent.

(f) Priority will be given to joint-venture with a local partner which:

(i) has a minimum shareholders' funds of at least RM3 billion; or

(ii) is a leading institution with diversified business activities within its group.

Aggregate foreign shareholding in the Malaysian Life Reinsurance Group Berhad

shall not exceed 30 per cent.

Entry as an offshore reinsurance company is confined to Labuan.

4) Unbound except for: 4)

(a) Two senior managers for each institution are permitted.

A senior manager is an individual possessing proprietary knowledge and authority essential to the establishment, control and operation of the services of the financial service supplier.

(b) Three specialists or experts for each institution are permitted.

Specialists or experts are individuals who possess knowledge and expertise relating to new products and services, technique or management of the financial service supplier.

(c) Movement of a senior manager, specialist or expert can be through intra-corporate transfers or otherwise.

(d) Entry shall be limited to a maximum period of five years.

For offshore reinsurance companies, unbound except as indicated in the finance sector horizontal section.

Insurance intermediation - insurance broking (excluding agency). 1),2) Direct insurance broking services can only be provided to offshore companies in Labuan. 1),2)

Reinsurance broking is permitted.

3) Unbound for onshore insurance broking. 3)

Broking of direct insurance of Malaysian risks by offshore insurance brokers is not permitted. This limitation does not apply to broking of reinsurance of Malaysian risks.

4) Unbound except as indicated in the finance sector 4)

Insurance intermediation - 1),2) Insurance underwriting and insurance 1),2)

insurance underwriting and insurance management.		management are not permitted.	
	3)	Unbound for onshore insurance underwriting and insurance management.	3)
		An offshore insurance underwriting manager is not permitted to provide services to any person other than offshore insurance companies in Labuan.	
		An offshore insurance manager is permitted to provide insurance management services to persons other than residents.	
	4)	Unbound except as indicated in the finance sector horizontal section.	4)
Services auxiliary to insurance, as follows:	1)	Actuarial services can only be provided to offshore insurance companies and offshore reinsurance companies in Labuan.	1)
a) Consultancy (excludes insurance agency services to insurance industry)	2)	None	2)
b) Actuarial risk assessment	3)	Limited to the establishment of:	3)
		(a) Locally incorporated companies;	
c) Risk management		(b) Branches; or	
d) Maritime loss adjusting.		(c) Partnerships.	
		Offshore companies are not permitted to provide services to Malaysian residents.	
	4)	Unbound except for temporary presence of natural persons in respect of supply through the mode of commercial presence.	4)

HEALTH RELATED AND SOCIAL SERVICES

Private hospital services (CPC 93110*)	1),2)	None	1),2)
	3)	Economic needs test;	3)
		Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent; and	

The joint-venture corporation shall operate a hospital with a minimum of 100 beds

- | | | |
|----|---|----|
| 4) | Unbound except as indicated in the horizontal section | 4) |
|----|---|----|

1. BUSINESS SERVICES

F. Other Business Services

TOURISM AND TRAVEL
RELATED SERVICES

- | | | | |
|--|----|--|----|
| Hotel, tourist resort and restaurant services covering the management and operation of hotels or resorts, including outlets which may not necessarily include ownership of such properties | 1) | Unbound due to lack of technical feasibility | 1) |
| | 2) | None | 2) |
| | 3) | Entry for service activities under CPC 641, 642, 643 is permitted only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent; or | 3) |
| 1. (CPC 641, 642, 643)
2. (CPC 87909) | | Entry for service activity under CPC 87909 is permitted only for the purposes of services contract awarded in Malaysia and implemented through a branch | |
| | 4) | Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section | 4) |
| Travel agency and tour operator services (CPC 7471) | 1) | Unbound due to lack of technical feasibility | 1) |
| | 2) | None | 2) |
| | 3) | Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent; and | 3) |
| | | Establishment of another office requires additional licence | |
| | 4) | Unbound except as indicated in 1 a) in the horizontal section | 4) |

RECREATIONAL,
CULTURAL AND SPORTING
SERVICES

Other entertainment services (CPC 96191, 96192, 96194)	1)	Unbound due to lack of technical feasibility	1)
	2)	None	2)
	3)	Entertainment services may be supplied only by a natural person	3)
	4)	Unbound except as indicated in 2 a) in the horizontal section	4)

Sports events management services (CPC 96411, 96412)	1)	Unbound due to lack of technical feasibility	1)
	2)	None	2)
	3)	Only through a Malaysian-controlled corporation acting as the local sponsor	3)
	4)	Unbound except as indicated in 2 a) in the horizontal section	4)

TRANSPORTATION
SERVICES

International maritime transportation services excludes cabotage and government cargo. (CPC 7211, 7212)	1),2)	None	1),2)
	3)	Only through a representative office, regional office or locally-incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent	3)

Malaysian registered vessels

To register a vessel in Malaysia, the following conditions must be met:

- 1) Owner of that vessel must be a Malaysian citizen or corporation

incorporated in Malaysia;
 2) Majority shareholding to be held by Malaysians;
 3) Majority of the board of directors to be Malaysians; and
 4) Principal place of business to be in Malaysia.

4) Unbound except as indicated in 1 a) and b) and 2 c) in the horizontal section. For manning vessels, ratings is permitted up to 25 per cent. Ship crew is permitted to disembark only for duration of berth. 4)

Maritime agency services covering marketing and sales of maritime transport and related services and acting on behalf of the companies organizing the call of the ship or taking over cargoes when required (CPC 7454*) 1),2) None 1),2)

3) Only through a representative office, regional office or locally-incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation of at least 30 per cent 3)

4) Unbound except as indicated in 1 a) and b) and 2 a) and c) in the horizontal section 4)

Vessel salvage and refloating services except on inland waters (CPC 74540) 1),2) None 1),2)

3) Only through a representative office, regional office or locally-incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and Bumiputera shareholding in the joint-venture corporation of at least 30 per cent 3)

4) Unbound except as indicated in 1 a) and b) and 2 a) in the horizontal section 4)

OTHER SERVICES

Skills training services covering the provision of training for technical, supervisory and production related functional levels in new and emerging technologies as follows: 1),2) None 1),2)

3) Only through a locally incorporated joint-venture corporation with Malaysian individuals or Malaysian-controlled corporations or both and aggregate foreign shareholding in the joint-venture corporation shall not exceed 30 per cent; and 3)

1) automated manufacturing

technology;

2) advanced materials
technology;

3) biotechnology;

4) electronics;

5) information technology;
and

6) avionics/aviation
technology
(CPC 97090)

Establishment of local branches requires
additional licenses

4) Unbound except as indicated in the
horizontal section

4)

None

None

Unbound except for the categories of natural persons referred to under market access

Auditing services must be authenticated by a licensed auditor in Malaysia

None

Unbound except for the categories of natural persons referred to under market access

4) The qualifying examination to determine the competence and ability to supply the service for the purposes of registration with the professional bodies will be conducted in the English language

Taxation services must be authenticated by a licensed auditor in Malaysia

None

Unbound except for the categories of natural persons referred to under market access

4) The qualifying examination to determine the competence and ability to supply the service for the purposes of registration with the professional bodies will be conducted in the English language

Architectural services must be authenticated by a registered architect in Malaysia

None

Unbound except for the categories of natural persons referred to under market access

4) The qualifying examination to determine the competence and ability to supply the service for the purposes of registration with the professional bodies will be conducted in the English language

Engineering services must be authenticated by a registered professional engineer in Malaysia

None

Unbound except for the categories of natural persons referred to under market access

4) The qualifying examination to determine the competence and ability to supply the service for the purposes of registration with the professional bodies will be conducted in the English language

Integrated engineering services must be authenticated by the relevant registered professionals in Malaysia

None

4) The qualifying examination

Unbound except for the categories of natural persons referred to under market access

to determine the competence and ability to supply the service for the purposes of registration with the professional bodies will be conducted in the English language

None

None

None other than:
practice only in private hospitals of at least 100 beds;

practice to be only at a specified location and a change of location requires approval; and

the setting up of individual or joint group practices is not permitted.

4) The qualifying examination to determine the competence and ability to supply the service will be conducted in the English language

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except as indicated in the horizontal section

None

None

Unbound except for the categories of natural persons referred to under market access

Unbound

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access.

Translation and/or interpretation from the English language to the Malay language or vice-versa is not permitted

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

Unbound due to lack of technical feasibility

None

Unbound except for the categories of natural persons referred to under market access

None

None

None

Pro-competition regulatory principle in respect of interconnection arrangement and competition (Refer to Annex I).

Unbound except as indicated in horizontal commitments.

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

Unbound

None

None

Unbound except for the categories of natural persons referred to under market access

Unbound for government channel

None

Unbound due to lack of technical feasibility

Unbound due to lack of technical feasibility

Unbound due to lack of technical feasibility

None

None

Unbound except for the categories of natural persons referred to under market access

eral Agreement on Trade in Services and the Annex on Financial Services.

to financial services, unless otherwise indicated.

s, merchant banks, offshore insurance and offshore reinsurance companies, offshore commercial banks and merchant banks, the following conditions and limitations on main financial service as specified for each activity in this Schedule.

Limitations on land and other immovable property as contained in the all-sector horizontal section.

Unbound for measures affecting financial services accorded, to any Bumiputera or to assist development of any Bumiputera financial institution to achieve objectives of the National Development Policy (NDP).

Limitations in the all-sector horizontal section will apply when indicated in each activity.

Unbound#3, except as otherwise specified in this schedule.

None

Unbound, except for temporary presence of natural persons in respect of supply through the mode of commercial presence.

Unbound#3 except as otherwise specified in this schedule.

None except as indicated in the finance sector horizontal section and in the respective activity listed below.

Unbound except for the categories of natural persons referred to under market access.

Unbound#3 except as otherwise specified
in this schedule.

None except as indicated in the finance
sector horizontal section and in the
respective activity listed below.

Unbound except for the categories of natural persons referred to under market access.

None

None

For commercial banks, unbound for branching (including off-premises ATMs) and networking with ATMs in Malaysia.

Branching is permitted for merchant banks with an aggregate foreign shareholding not exceeding 30 per cent.

Unbound except as indicated in the finance sector horizontal section.

None

Foreign-controlled banking institutions in Malaysia are allowed to extend credit

facilities (including factoring and leasing) up to a maximum of 40 per cent of the total credit facilities obtained by non-resident controlled companies from banking institutions. The above limitation will be relaxed to 50 per cent in the year 2000.

For commercial banks, unbound for branching (including off-premises ATMs) and networking with ATMs in Malaysia.

Branching is permitted for merchant banks with an aggregate foreign shareholding not exceeding 30 per cent.

For banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except for the categories of natural persons referred to under market access.

Residency requirements are required for lending of money.

None

None

Unbound except for the categories of natural persons referred to under market access.

For offshore leasing companies, unbound except for temporary presence of natural persons in respect of supply through the mode of commercial presence.

None

For commercial banks, unbound for branching (including off-premises ATMs) and networking with ATMs in Malaysia.

Branching is permitted for merchant banks with an aggregate foreign shareholding not exceeding 30 per cent.

Sale or purchase of travellers cheques by individuals require citizenship status.

Branching (including dispensers) is permitted for travellers cheques companies with foreign shareholding not exceeding 30 per cent.

For banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except for the categories of natural persons referred to under market access.

None

None

Unbound except for the categories of natural persons referred to under market access.

None

None

Unbound except as indicated in the finance

sector and all-sector horizontal section.

None

None

Unbound

For offshore money and foreign exchange brokers, unbound except for temporary presence of natural persons in respect of supply through the mode of commercial presence.

None

None

None

For banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except as indicated in the all-sector horizontal section.

None

None

For banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except as indicated in the all-sector horizontal section.

Unbound

None

None

For commercial banks, merchant banks, offshore banks and offshore investment banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except as indicated in the all-sector horizontal section.

None

None

None

For banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except as indicated in the all-sector horizontal section.

None

None

None

For banks, unbound except as indicated in the finance sector horizontal section.

For non-banks, unbound except as indicated in the all-sector horizontal section.

Unbound#3

None

None

None

None

None

Unbound except for the categories of natural persons referred to under market access.

None

None

Unbound except for the categories of natural persons referred to under market access.

None

None

Branching is permitted for direct insurance companies with aggregate foreign shareholding of less than 50 per cent. Direct insurance companies are permitted to maintain their existing network of branches.

Unbound for special assistance to Malaysian-owned direct insurance companies to promote their development.

Unbound except as indicated in the finance sector horizontal section.

Unbound

Branching is only permitted for direct insurance companies with aggregate foreign shareholding of less than 50 per cent. Direct insurance companies are permitted to maintain their existing network of branches.

Unbound for special assistance to Malaysian-owned direct insurance companies to promote their development.

Unbound except as indicated in the finance sector horizontal section.

Voluntary cession up to 30 per cent of each class of non-life reinsurance business to the Malaysian National Reinsurance Berhad.

Unbound for fiscal incentives to promote reinsurance in Malaysia.

Unbound for measures granting special position to Malaysian National Reinsurance Berhad.

Unbound except as indicated in the finance sector horizontal section.

For offshore reinsurance companies, unbound except as indicated in the finance sector horizontal section.

Unbound for fiscal incentives to promote reinsurance in Malaysia.

None

Unbound except as indicated in the finance sector horizontal section.

For offshore reinsurance companies, unbound except as indicated in the finance sector horizontal section.

None

None

Unbound except as indicated in the finance sector horizontal section.

None

None

Unbound except as indicated in the finance sector horizontal section.

None

None

None

Unbound except for temporary presence of natural persons in respect of supply through the mode of commercial presence.

None

Establishment of feeder outpatient clinics is not permitted

Unbound except for the categories of natural persons referred to under market access

Unbound due to lack of technical feasibility

None

None

Unbound except for the categories of natural persons referred to under market access

Unbound due to lack of technical feasibility

None

None

Unbound except for the categories of natural persons referred to under market

access

Unbound due to lack of technical feasibility

None

None

Unbound except for the categories of natural persons referred to under market access

Participation of Malaysian entertainers/ artistes may be required based on the guidelines of the Ministry of Culture, Arts and Tourism

Unbound due to lack of technical feasibility

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

The following services at the port are made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions:

- 1) Pilotage
- 2) Towing and tug assistance
- 3) Provisioning, fuelling and watering
- 4) Garbage collection and ballast waste disposal
- 5) Port Captain's services
- 6) Navigation aids
- 7) Shore-based operational

services essential to ship operations, including communications, water and electrical supplies
8) Emergency repair facilities
9) Anchorage, berth and berthing services

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

None

None

Unbound except for the categories of natural persons referred to under market access

#1 An asterisk against a CPC code number indicates that the corresponding service subsector in this schedule covers only a part or parts of the service subsector classified under the CPC concordance.

#2 Excluding broadcasting services as defined under Broadcasting Act 1988.

ore insurance underwriting managers, offshore
rket access, national treatment and movement of

#3 Due to lack of technical
feasibility.

