## **BUSINESS SERVICES**

## **Professional Services**

Accounting, auditing and bookkeeping services:	1)	Unbound	1)
these are limited to auditing and advisory services on	2)	None	2)
matters such as financial management consultancy, company formation and restructuring, raising of capital, debt-rescheduling, receivership and liquidation	3)	None other than that the provision of statutory auditing services is limited to natural persons licensed as certified public accountants, either as sole proprietors or in partnership	3)
	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Taxation services (excluding legal services):	1)	Unbound	1)
these are limited to advisory and consulting services to	/2)	None	2)
enterprises or individuals on compilation of tax	3)	None	3)
returns, tax planning, review, assessment and back-duty work	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Computer and Services	d R	elated	
Consultancy services related to the installation of	1)	None	1)
computer hardware: these are limited to consultancy	2)	None	2)
on type and configuration of hardware with or	3)	None	3)
without associated software and do not include sale or manufacture of hardware		Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Software implementation services: these are limited	1)	None	1)
to activities in connection with analysis, design and	2)	None	2)
programming of systems ready to use, maintenance	3)	None	3)
of existing systems, as well		Unbound except for intra-corporate	4)

systems. Duplicating purchased software developed by other enterprises is not included.		Attachment	
Data processing and data	1)	None#1	1)
base services: these are limited to processing or	2)	None	2)
tabulation of data, data base development, data	3)	None	3)
storage, optical character recognition, microfiching and microfilming services	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Real Estate S	Serv	vices	
On a fee or contract basis:	1)	Unbound	1)
these are limited to the provision, on a fee or	2)	None	2)
contract basis, of management services for	3)	None	3)
residential or commercial buildings which in turn consist of cleaning, maintenance and guarding of such buildings	4)	Unbound	4)
Rental/Leasir without Opera	-		
Relating to ships	1)	Unbound	1)
	2)	None	2)
	3)	None	3)
	4)	Unbound	4)
Relating to other transport equipment (excluding	1)	Unbound	1)
services relating to air	2)	None	2)
transport)	3)	None	3)
	4)	Unbound	4)
Relating to other machinery	/ 1)	Unbound	1)

and equipment (excluding			
transport equipment)	2)	None	2)
	3)	None	3)
	4)	Unbound	4)
Other Busine	ss S	Services	
Advertising services: these are limited to creation		None	1)
and placing of advertisements in	2)	None	2)
periodicals, newspapers, radio and television; media	3)	None	3)
representation (i.e. sale of time and space for periodicals, newspapers, radio and television); distribution and delivery of advertising material	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set in the Attachment	4)
Market research and public opinion polling services:	1)	Unbound	1)
these are limited to investigation, analysis and	2)	None	2)
advice on collective		None	3)
opinions of the public about political, social and economic issues as well as the collation and presentation of data derived from such investigation and analysis		Unbound	4)
Management consulting services: these are limited	1)	Unbound	1)
to the provision of advice	2)	None	2)
and guidance to businesses regarding	3)	None	3)
planning, organization, efficiency and control, and management information	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Services incidental to	1)	Unbound	1)
agriculture and forestry: these are limited to the	2)	None	2)
provision of advice and guidance relating to crop, livestock and forestry	3)	None	3)
livestock and forestry management. These do no	t4)	Unbound	4)

include ownership of farms and farming.

Services incidental to	1)	Unbound	1)
fishing: these are limited to the provision of advice and	2)	None	2)
guidance relating to marine or freshwater fisheries and fish hatchery services.	3)	None	3)
These do not include ownership of fish ponds and fishing.	4)	Unbound	4)
Maintenance and repair of equipment (not including	1)	Unbound	1)
maritime vessels, aircraft or	2)	None	2)
other transport equipment)	3)	None	3)
	4)	Unbound	4)
Building cleaning services: these are limited to cleaning		Unbound	1)
of the interiors of buildings of all types, including		None	2)
offices, factories, shops and other business	3)	None	3)
premises and residential buildings	4)	Unbound	4)
Photographic services: these are limited to	1)	Unbound	1)
commercial and consumer photograph production and	2)	None	2)
processing including portrait photography, but	3)	None	3)
exclude motion picture film and television services and processing	4)	Unbound	4)
Public relations services: these are limited to services		Unbound	1)
related to image building and opinion moulding to		None	2)
improve the relations of the clients with the public, the	3)	None	3)
advertisements, entertainment, welfare and charity affairs	4)	Unbound	4)
Translation services:	1)	Unbound	1)

these are limited to the interpretation of written and spoken languages	2)	None	2)
oponomianguageo	3)	None	3)
	4)	Unbound	4)
Exhibition management services: these are limited	1)	Unbound	1)
to activities relating to	2)	None	2)
planning, organizing, managing and marketing services for conventions	3)	None	3)
and similar events	4)	Unbound	4)
COMMUNICA	ATI(	ON SERVICES	
Courier Servio	ces		
Courier services: these are limited to the provision of	1)	Unbound	1)
services on a fee or contract basis for the	2)	None	2)
delivery of documents and	3)	None	3)
	4)	Unbound	4)
II. Internation	nal s	services	
a) Voice services	1)	None	1)
b) Packet-switched data transmission services	2)	None	2)
	3)	None other than the following:	3)
<ul> <li>c) Circuit-switched data transmission services</li> </ul>		- Chubb Electronics (HK) Ltd has the exclusive right for providing a fire alarm	
f) Facsimile services		transmission system for relaying fire alarm signals between Fire Services Department	
g) Private leased circuit services		(government) and public buildings;	
o) Others		- Four licences for local fixed network services were issued in 1995. New	
Mobile services		licences will not be considered before June 1998. Whether more licences will be	
- mobile radio telephone		issued thereafter is subject to review in 1998.	
services including Cellular and Personal Communications Services	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the	4)

mobile data services Attachment to GATS/SC/39. radio paging services a) Voice services (resale 1) None other than: 1) based only) Public external telephone service#2 is b) Packet-switched data not allowed; transmission services (resale based only) For self-provision of external satellite circuits, connection to the public-switched telephone network (PSTN) at the Hong c) Circuit-switched data transmission services Kong end may be restricted; (resale based only) For virtual private network service, f) Facsimile services connection to the PSTN at the Hong Kong (resale based only) end may be restricted; For mobile satellite service, gateway o) Others station for mobile satellite traffic is not Call back services or allowed. alternative calling procedures (resale based 2) None 2) only) 3) None other than: 3) - Self provision of external satellite circuits Public external telephone service#2 is not allowed; for a company if the messages originated from For self-provision of external satellite or received at the Hong circuits, connection to the PSTN at the Hong Kong end are intended for Kong end may be restricted; the company, its holding, subsidiary or affiliated For virtual private network service, companies; or connection to the PSTN at the Hong Kong end may be restricted; for an organization if the messages originated from For mobile satellite service, gateway or received at the Hong station for mobile satellite traffic is not Kong end are intended for allowed. the common business or activities of the organization 4) Unbound except for intra-corporate 4) transfer of general managers, senior managers and specialists as set out in the - Virtual private network service (resale based only) Attachment to GATS/SC/39. Mobile satellite service Value added services: 1) Unbound 1) these are limited to public services accessed by its 2) None 2) subscribers via, and offered over, circuits 3) None other than that commercial presence 3)

provided by public		must take the form of a company#3	
telecommunications transport network services and are limited to electron mail, on-line information a data base access and retrieval (including data processing or transaction processing), store and forward facsimile services videotex and teletex, code protocol and/or format conversion, voice mail and electronic data interchang (only between private companies)	ic nd ,	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Audiovisual	Serv	vices	
Motion picture and video tape production and	1)	None	1)
distribution services: thes are limited to the production		None	2)
sale or rental of films and video tapes (excluding any	3)	None	3)
broadcasting services)		Unbound	4)
Sound recording services: these are limited to service		None	1)
relating to the provision of sound-track		None	2)
	3)	None	3)
	4)	Unbound	4)
Dubbing services: these are limited to the translation		None	1)
of the sound-track of motion pictures and video		None	2)
tapes from one language t another	o 3)	None	3)
	4)	Unbound	4)
CONSTRUC RELATED E SERVICES			
Building Co Finishing W	•	tion and	
Interior design services: these are limited to	1)	Unbound	1)
specialized consulting	2)	None	2)

services related to the post-construction design and fitting out of interior	3) None	3)
living and working spaces	4) Unbound	4)
Project management services: these are limited	1) Unbound	1)
to the supervision and coordination of construction	2) None	2)
projects but do not cover engineering or architectural	3) None	3)
services	4) Unbound	4)
DISTRIBUTIO	DN SERVICES	

#### ISTRIBUTION SERVICES

Retailing services: these are limited to the resale	1)	Unbound
(sale without	2)	None
transformation) of certain		
new and used consumer	3)	None
goods to the general public		
which are normally used	4)	Unbound
for final personal or		
household consumption or		
utilization, by department		
stores, shops, consumer		
co-operative and auction		
houses		

houses

FINANCIAL SERVICES

Mode 1/Mode 2

The commitments made with respect to mode 1 (cross-border supply) service supplier from the territory of another Member to solicit busines

1)

2)

3)

4)

All Insurance and Insurance-related Services

Life, accident and health insurance services	1)	Unbound	1)
Non-life insurance services	2)	None other than that statutory insurances which include third party liability in respect of vehicles and vessels and employer's liability insurance in respect of employees must be purchased from an insurer authorized in HKSAR.	2)
	3)	None other than that only a company or an association of underwriters is permitted to carry on insurance business.	3)

In the case of the former, commercial

	4)	presence must take the form of a subsidiary, branch or representative office, although insurance business may not be carried out through a representative office. Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Reinsurance and	1)	None, provided that the insurance company	1)
retrocession		is a company incorporated outside HKSAR and has no agent nor place of business in HKSAR.	
	2)	None	2)
	3)	None other than that only a company or an association of underwriters is permitted to carry on insurance business. In the case of the former, commercial presence must take the form of a subsidiary, branch or representative office, although insurance business may not be carried out through a representative office.	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Services auxiliary to insurance (including broking and agency services)		None other than claims settlement services, except for settlement of claims under contracts of goods in transit insurance entered into wholly outside HKSAR in respect of goods consigned to HKSAR.	1)
	2)	None	2)
	3)	None	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Banking and Financial Ser (excl. insuran	vice	25	
Acceptance of deposits and other repayable funds	1)	Unbound	1)
from the public	2)	None	2)

3) None other than that commercial presence must take the following forms:

(a) Banks incorporated overseas may apply for a licence to operate a full licensed bank or a restricted licence bank in the form of a branch subject to the following condition:

Such banks may maintain (i) offices to which customers have access (physical or otherwise) for the purpose of banking business (or deposit-taking business in the case of a restricted licence bank) and/or for the arranging or entering into of any other financial transactions in only one building ("Office" includes automated teller machines or similar terminal devices); and (ii) no more than two additional offices (other than an automated teller machine or similar device) to which customers and others have access for the purpose of any other types of business in a separate building or buildings. Such additional offices may consist of not more than one regional office and one back office.

This condition does not apply to banks incorporated outside HKSAR licensed before May 1978 in respect of full licensed banks and before April 1990 in respect of restricted licence banks.

(b) Limited companies incorporated by overseas banks in HKSAR may apply for a licence to operate as a full licensed bank, restricted licence bank or deposit-taking company in the form of a subsidiary with branching rights. In the case of an application for a full banking licence, the institution must have been an authorized institution for at least ten years and be closely associated and identified with HKSAR. Overseas banks may also acquire an existing locally incorporated bank with branching rights subject to consent of the Monetary Authority.

(c) Banks incorporated overseas may also set up representative offices in HKSAR, but such offices are prohibited from taking deposits and undertaking banking business in general. 3)

	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Lending of all types,	1)	Unbound	1)
including consumer credit, mortgage credit, factoring		None	2)
and financing of commercial transaction		None	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Financial leasing	1)	None	1)
	2)	None	2)
	3)	None	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
All payment and money transmission services	1)	Unbound	1)
transmission services	2)	None	2)
	3)	None	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Guarantees and commitments	1)	None	1)
communents	2)	None	2)
	3)	None	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
f) Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:			

- Money market 1) Unbound

<ul> <li>instruments (cheques, bills, certificate of deposits, etc.)</li> <li>foreign exchange</li> <li>derivative products including futures and options</li> <li>exchange rate and interest rate instruments, including products such as swaps, forward rate agreements, etc.</li> <li>transferable securities</li> </ul>	2)	None	2)
	3)	None other than the following :	3)
		Only corporations incorporated in HKSAR, or natural persons born in HKSAR or resident in HKSAR for five of the preceding seven years, or partnerships composed of such persons, may become members of the Stock Exchange of Hong Kong Limited#5.	
		Only corporations incorporated in HKSAR may become members of the Hong Kong Futures Exchange.	
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Participation in issues of all kinds of securities,	1)	Unbound	1)
including underwriting and placement	2)	None	2)
as agent (whether publicly or privately) and provision of services related to such issues	3)	None	3)
	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Asset management, such as cash or portfolio	1)	Unbound	1)
management, all forms of collective investment	2)	None	2)
management, pension fund management, custodial	3)	None	3)
depository and trust services	4)	Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)
Advisory and other auxiliary financial services on all the activities listed in subparagraph 5(a)(v) to (xv) of the Annex on	1)	None other than commodity trading and investment advisory service	1)
	2)	None	2)
Financial Services, including credit reference	3)	None	3)
and analysis, investment and portfolio research and	4)	Unbound except as set out in the Attachment on "Presence of Natural	4)

advice, advice on acquisitions and on corporate restructuring and strategy	Persons" to this Schedule#4.		
Provision and transfer of	1) None	1)	
financial information, and financial data processing	2) None	2)	
and related software by providers of other financial	3) None	3)	
services	4) Unbound except as set out in the Attachment on "Presence of Natural Persons" to this Schedule#4.	4)	
TOURISM AN RELATED SE			
Hotels and R (including cat			
Hotel services: these are	1) Unbound	1)	
limited to the provision on a fee-basis of short-term	2) None	2)	
lodging and sale of prepared foods and drinks within the hotel premises	3) None	3)	
	4) Unbound	4)	
Restaurant and catering services: these are limited to the sale of prepared foods and drinks through catering or in restaurants both for consumption on and off the premises	1) Unbound	1)	
	2) None	2)	
	3) None	3)	
	4) Unbound	4)	
Travel agencies and tour operator services: these	1) Unbound	1)	
are limited to the business of obtaining for clients	2) None	2)	
carriage and/or accommodation outside	3) None other than that only a company may operate tours and open branch offices #6	3)	
Hong Kong and the provision of related services such as the furnishing of travel information, advice and planning	4) Unbound	4)	
RECREATIONAL, CULTURAL AND SPORTING			

SERVICES

Library and archives services: these are limited	1) Unbound	1)
to the maintenance, sequencing and storage of	2) None	2)
publications, documents, etc. for record and future	3) None	3)
reference and related consulting services	4) Unbound	4)
TRANSPORT SERVICES		
Maritime Trar Services	isport	

International transport (excluding passenger	1) None	1)
transport and cabotage transport)	2) None	2)
	3) None#8	3)

4) Unbound except for intra-corporate 4) transfer of general managers, senior managers and specialists as set out in the Attachment

A. Maritime Transport Services		
Rental of vessel with crew: these are limited to services		Unbound
of hiring a vessel with crew under charter party	2)	None
terms for a voyage or period of time	3)	None

1)

2)

3)

	4)	Unbound except for intra-corporate transfer of general managers, senior managers and specialists as set out in the Attachment	4)
Maritime cargo handling	1)	Unbound	1)
services: these are limited to activities exercised by	2)	None	2)
stevedore companies, including terminal operators but not including the direct	,3)	None	3)
activities of dockers, when this workforce is organized independently of the stevedoring or terminal operator companies. The activities covered include the organization and supervision of the loading/discharging of cargo to/from a ship; the lashing/unlashing of cargo, and the reception/delivery and safekeeping of cargoes before shipment or after discharge.		Unbound	4)
Storage and warehousing services: these are limited	1)	Unbound	1)
to the movement or placing of goods from warehouse	2)	None	2)
to vessels or vice versa	3)	None	3)
	4)	Unbound	4)
Customs clearance services: these are limited	1)	Unbound	1)
to activities consisting of carrying out on behalf of	2)	None	2)
another party customs formalities concerning	3)	None	3)
import, export or through transport of cargoes, whether this service is the main activity of the service provider or a usual complement of its main activity	4)	Unbound	4)
Container station and depot	: 1)	Unbound	1)

services: these are limited

to activities consisting of storing containers, whether	2)	None	2)
in port areas or inland, with a view to their	3)	None	3)
stuffing/stripping, repairing and making them available for shipment	4)	Unbound	4)
Maritime agency services: these are limited to activities		Unbound	1)
consisting of representing, within a given geographic	-	None	2)
area, as an agent the business interest of one or	3)	None	3)
more shipping lines or shipping companies for marketing and sales of maritime transport and related services and for acting on behalf of the companies organizing the call of the ship or taking over cargoes when required	4)	Unbound	4)
Maintenance and repair of vessels: these are limited	1)	Unbound	1)
to businesses related to maintenance and repair of	2)	None	2)
ocean going vessels at anchor or alongside and	3)	None	3)
maintenance and repair of local vessels	4)	Unbound	4)

Unbound

Unbound

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None

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None

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None

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None other than that the income derived from international operation of ships registered in the Hong Kong Shipping Register is exempted from Hong Kong's profits tax

Unbound

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None

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None	Additional commitments on
None	regulatory principles (Details at Annex)
None	

None

None

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and mode 2 (consumption abroad) supply of financial services inscribed in this s is or to conduct marketing in the Hong Kong Special Administrative Region (HKS

Unbound

Unbound

None other than that the chief executive appointed by the authorized insurer should normally reside in HKSAR.

Unbound

Unbound

None other than that the chief executive appointed by the authorized insurer should normally reside in HKSAR.

Unbound

Unbound

Unbound

None

Unbound

Unbound

None other than that all authorized institutions (local or overseas) must appoint a chief executive and not less than one alternative chief executive, who must normally reside in HKSAR

Unbound

Unbound

None

Unbound

Unbound

Unbound

None

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None

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Unbound

None

Unbound

None other than that for dealing in securities or commodities futures, there is a residence requirement in HKSAR in respect of a sole proprietor, or, in the case of a partnership or company, in respect of at least one partner or director, who is registered as a dealer.

Unbound

Unbound

Unbound

None other than that if registration as a dealer is required, as it is in the case of public issues, the limitations as for dealers (above) shall apply.

Unbound

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None

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#7

Unbound

None other than that the income derived from international operation of ships registered in the Hong Kong Shipping Register is exempted from Hong Kong's profits tax

Unbound

None other than that the income derived from international operation of ships registered in the Hong Kong Shipping Register is exempted from Hong Kong's profits tax

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None

#1 Commitment excludes cross-border supply of international value-added or basic telecommunications services.

#2 "External telephone services" only includes person to person voice communications with places outside Hong Kong.

#3 "Company" means broadly, a

company incorporated in Hong Kong under the Companies Ordinance, or a company incorporated outside Hong Kong which establishesa place of business and registered as such in Hong Kong under the Companies Ordinance.

section of the Schedule do not signify a commitment to allow a AR) of China.

#4 Commitments on presence of natural persons are confined to businesses regulated under HKSAR banking, securities, insurance and related legislation.

#5 The residence requirement for memberships can be waived for persons of good reputation with substantial experience of dealing in securities.

#6 "Company" means broadly, a company incorporated in Hong Kong under the Companies Ordinance, or a company incorporated outside Hong Kong which establishesa place of business and registered as such in Hong Kong under the Companies Ordinance. #7 Where the following services are not otherwise covered by the obligation enshrined in Article XXVIII(c)(ii), they will be made available to international transport service suppliers on reasonable and non-discriminatory terms and conditions: pilotage; anchorage, berth and berthing services: towing and tug assistance; provisioning, fuelling and watering; garbage collecting and ballast waste disposal; port captain's services; navigation aids; shore-based operational services essential to ship operation, including communications, water and electrical supplies; and emergency repair facilities.

#8 "Commercial presence for the supply of international maritime transport services" means the ability for international maritime transport service supplier of other Members to undertake locally all activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which the maritime transport constitutes a substantial element.

These activities include, but are not limited to:

(a) marketing and sales of maritime transport and related

services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself or by service supplier with which the service seller has established standing business arrangements; (b) the acquisition, on their own account or on behalf of their customers (and the resale to their customers) of any transport and related services, including inward transport services by any mode, particularly inland waterways, road and rail, necessary for the supply of the integrated service; (c) the preparation of documentation concerning transport documents, customs documents, or other documents related to the origin and character of the goods transported; (d) the provision of business information by any means, including computerised information systems and electronic data interchange (subject to the provisions of the Annex on **Telecommunications):** (e) the setting up of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally with any locally established shipping agency; and (f) acting on behalf of the companies, organizing the call of the ship or taking over cargoes when required.