

[Cursory Translation]

Annex

The Mainland's Specific Commitments on Liberalisation of Trade in Services for Macao¹

¹ Sectoral classification is based on WTO's GATS Services Sectoral Classification List (GNS/W/120). For the contents of the sectors, reference is made to the relevant United Nations Provisional Central Product Classification (CPC).

Table 1

**Reserved Restrictive Measures under Commercial Presence
(Negative List)**

Sector:	1. Business Services
Sub-sector:	A. Professional Services a. Legal Services (CPC861)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> 1. Solely invested representative offices must not handle legal matters related to the application of Mainland law or employ Mainland practising lawyers. 2. Provision of legal services in the form of co-operation with a Mainland party is restricted to: (1) Secondment of Mainland practising lawyers by Mainland law firms to work as consultants on Mainland law in representative offices set up by Macao law firms in the Mainland, or secondment of Macao lawyers by Macao law firms to work in Mainland law firms as consultants on Macao law or cross-border laws; (2) Mainland law firms and representative offices set up by Macao law firms in the Mainland conduct cooperative operation

in accordance with their agreements and commence their business cooperation by division of work in accordance with their respective scope of practice and authority;

- (3) Operating in association with a Mainland party in the form of partnership, in accordance with the specific provisions approved by the judicial administrative authority. There is no restriction on the minimum ratio of the sole or joint capital input of law firm(s) of the Macao side.

Where Macao law firms and Mainland law firms operate partnership associations in Guangdong:

- (1) the Mainland lawyers can handle and undertake legal matters on administrative litigation related to the application of Mainland law.
- (2) the partnership associations can employ Mainland and Macao lawyers direct in the partnership associations' own name.
- (3) the requirement on the number of lawyers seconded to the partnership associations be suitably reduced.

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	b. Accounting, auditing and bookkeeping services (CPC862)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector: 1. Business Services

Sub-sector: A. Professional Services

c. Taxation Services (CPC863)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

Apply national treatment.

For clarity and avoidance of doubt, in the Qianhai Area of Shenzhen in China (Guangdong) Pilot Free Trade Zone, the restriction on the number of partners from Macao Certified Tax Agents not exceeding 35% of the total number of partners in a tax agent firm is removed; and the restriction of Tax Agents (Certified Tax Agents) to practise in the partnership tax agent firm for at least 180 days every year since its establishment is removed.

Sector:	1. Business Services
Sub-sector:	A. Professional Services d. Architectural and design services (CPC8671)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector: 1. Business Services

Sub-sector: A. Professional Services

e. Engineering services (CPC8672)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

Apply national treatment.

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	f. Integrated engineering services (CPC8673)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	g. Urban planning and landscape architectural services (CPC8674)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide general urban planning services and services for general planning for national-level scenic areas.

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	h. Medical and dental services (CPC9312)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Applications for setting up medical institutions shall be approved by and registered with the Health Commission at provincial level in accordance with the Mainland regulations.

Sector:	1. Business Services
Sub-sector:	A. Professional Services i. Veterinary services (CPC932)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	j. Services provided by midwives, nurses, physiotherapists and para-medical personnel (CPC93191)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> No commitment ¹ .

¹ The operating mode in the form of commercial presence for this sector (sub-sector) has not yet existed in the Mainland.

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	k. Other (Patent agency, Trade mark agency etc.) (CPC8921-8923)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	B. Computer and Related Services
	a. Consultancy services related to the installation of computer hardware (CPC841)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	B. Computer and Related Services b. Software implementation services (CPC842)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	B. Computer and Related Services c. Data processing services (CPC843)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	B. Computer and Related Services d. Database services (CPC844, except network operation services and value-added network services)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector: 1. Business Services

Sub-sector: B. Computer and Related Services
e. Other (CPC845, 849)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector: 1. Business Services

Sub-sector: C. Research and Development Services

a. Research and development services on natural sciences (CPC851)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

1. Not to engage in the development and application of human stem cells, genetic diagnosis and therapy technologies.
2. Not to engage in the research and development of precious and quality breeds that are rare and unique, and production of relevant breeding materials; breeding of new variety of genetically modified crop seeds, breeding livestock and poultry, and aquatic fingerlings, and the production of these genetically modified seeds (seedlings).
3. For research in cooperation with the Mainland on livestock or poultry genetic resource in the protection list, application shall be filed with the administrative department of agriculture and rural affairs of the Provincial People's Government and a plan shall be simultaneously put forward on benefit sharing with the State. Application reviewed and accepted by the administrative department of agriculture and rural affairs at the provincial level shall be submitted to the administrative department of agriculture and rural affairs of the State Council for approval. No newly

discovered livestock or poultry genetic resource shall be used for research in the cooperation before it is appraised by the National Commission for Genetic Resources of Livestock and Poultry. Engagement in research and testing of agricultural genetically modified organisms shall be approved by the administrative department of agriculture and rural affairs of the State Council.

Sector:	1. Business Services
Sub-sector:	C. Research and Development Services
	b. Research and development services on social sciences and humanities (CPC852)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to invest in research and development institutions on humanities and social sciences.

Sector:	1. Business Services
Sub-sector:	C. Research and Development Services
	c. Interdisciplinary research and development services (CPC853)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Restricted to interdisciplinary research and experimental development services on natural sciences.

Sector:	1. Business Services
Sub-sector:	D. Real Estate Services
	a. Real estate services involving own or leased property (CPC821)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	D. Real Estate Services
	b. Real estate services on a fee or contract basis (CPC822)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	E. Rental/Leasing Services without Operators
	a. Rental/leasing services relating to ships (CPC83103)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	E. Rental/Leasing Services without Operators
	b. Rental/leasing services relating to aircraft (CPC83104)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	E. Rental/Leasing Services without Operators
	c. Rental/leasing services relating to private cars (CPC83101); goods transport vehicles (CPC83102) and other land transport equipment (CPC83105)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	E. Rental/Leasing Services without Operators
	d. Rental/leasing services relating to agricultural machinery and equipment (CPC83106-83109)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	E. Rental/Leasing Services without Operators
	e. Rental/leasing services relating to personal and household goods (CPC832)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services a. Advertising services (CPC871)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services <ul style="list-style-type: none"> b. Market research and public opinion polling services (CPC864)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> <ol style="list-style-type: none"> 1. Provision of market investigation¹ services is restricted to equity joint venture or contractual joint venture (for broadcast television rating surveys, the Mainland party shall be the controlling shareholder). 2. Not to provide public opinion polling services and market research services that are not market investigation services. 3. The Mainland implements a qualification confirmation system for the administration of foreign-related investigation institutions and an examination and approval system for the control of foreign-related social investigation projects. Any foreign-related market investigation must be handled through an institution which has obtained foreign-related investigation qualifications, and any foreign-related social investigation must be handled through a

¹ Market investigation refers to the service of collecting information concerning the prospects and performance of the products of a particular organisation in the market, which includes market analysis (the size and other characteristics of the market) and analysis on consumers' behavior and preferences.

Mainland-funded institution which has obtained foreign-related investigation qualifications with the approval of the authority concerned.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	c. Management consulting services (CPC865)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	d. Services related to management consulting (CPC866)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	e. Technical testing and analysis services (CPC8676)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide inspection services for Mainland-registered vessels.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services <ul style="list-style-type: none"> f. Services incidental to agriculture, hunting and forestry (CPC881)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> <ol style="list-style-type: none"> 1. For the selection of new species and seed production of wheat and corn, the Mainland party shall be the controlling shareholder. 2. Not to engage in carving, processing or sales of nationally protected wild animals (including but not limited to ivory and tiger bone). 3. Not to engage in damage assessment of forest fires and other forest assessments. 4. Not to be granted Forest Ownership Certificates.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	g. Services incidental to fishing (CPC882)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> The locations for Macao service suppliers which are in compliance with the relevant national fisheries regulations to engage in Mainland capture operations are limited to the three provinces (region) of Guangdong, Guangxi and Hainan.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	h. Services incidental to mining (CPC883, 5115)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services <ul style="list-style-type: none"> i. Services incidental to manufacturing (CPC884,885, except CPC88442)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide services relating to manufacturing not allowed to foreign investment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	j. Services incidental to energy distribution (CPC887)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. For engaging in the construction and operation of nuclear power plant, the Mainland party shall be the controlling shareholder. 2. For engaging in the construction and operation of networks of water supply and drainage in the Mainland municipalities outside the Guangdong Province with population over 0.5 million and in municipalities in the Guangdong Province with population over 1 million, the Mainland party shall be the controlling shareholder.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	k. Placement and supply services of Personnel (CPC872)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services <ul style="list-style-type: none"> I. Investigation and security services (CPC873)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> <ol style="list-style-type: none"> 1. Not to engage in investigation services. 2. Not to provide security services of security and safeguard for key units related to national security and involving state secrets as affirmed by the local people's governments above the level of municipalities divided into districts. 3. Not to set up or acquire shareholdings in Mainland security service companies providing armed guarding and transportation services.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	m. Related scientific and technical consulting services (CPC8675)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to engage in: <ul style="list-style-type: none"> 1) surveying of tungsten; 2) surveying and beneficiation of rare earths and radioactive mineral products; 3) scientific and technical consulting services related to hydraulic engineering; 4) geodetic survey; aerial photography of survey and mapping; ground movement measuring; administrative region boundary survey and mapping; marine survey and mapping; compilation of topographic maps, world political maps, national administrative region maps, administrative region maps at the provincial level and below, national teaching maps, regional teaching maps and true three-dimensional maps, and compilation of electronic maps for navigation; survey of regional geological mapping, geology for mineral resources, geophysics,

geochemistry, hydrogeology,
environmental geology, geologic
hazard, and geological remote
sensing, etc.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	n. Maintenance and repair of equipment (personal and household goods repair services; repair services related to metal products; machinery and equipment) (CPC633, 8861-8866)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services o. Building-cleaning services (CPC874)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	p. Photographic services (CPC875)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	q. Packaging services (CPC876)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	r. Printing and publishing services (CPC88442)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u>
	<ol style="list-style-type: none"> 1. Not to engage in the editing, publishing and production services of books, newspapers, journals and electronic publications. Not to engage in the editing and publishing services of video and sound recording products. Macao service suppliers are allowed to set up enterprises on a wholly-owned, equity joint venture or contractual joint venture basis in the Mainland to engage in the production services of video and sound recording products. 2. Not to invest in online publishing services. 3. The shareholding proportion of Macao service suppliers engaging in the printing of publications and other printed matters (except packaging materials) shall not exceed 70%.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	s. Convention and exhibition services (CPC87909)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	1. Business Services
Sub-sector:	F. Other Business Services
	t. Other (CPC8790, except read-only optical discs duplication services)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to engage in seal engraving services.

Sector:	2. Communication Services
Sub-sector:	A. Postal Services (CPC7511)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide postal services.

Sector:	2. Communication Services
Sub-sector:	B. Courier services (CPC7512)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide express delivery service of correspondence within the Mainland and delivery service of official documents of state organs.

- Sector:** 2. Communication Services
- Sub-sector:** C. Telecommunications services¹
- a. Voice telephone services
 - b. Packet-switched data transmission services
 - c. Circuit-switched data transmission services
 - d. Telex services
 - e. Telegraph services
 - f. Facsimile services
 - g. Private leased circuit services
 - h. Electronic mail services
 - i. Voice mail services
 - j. On-line information and data base retrieval services
 - k. Electronic data interchange (EDI) services
 - l. Enhanced/value-added facsimile services, including store and forward, store and retrieve
 - m. Code and protocol conversion services
 - n. On-line information and/or data processing (including transaction processing)
 - o. Other (paging, teleconference, transoceanic mobile communications, air-to-ground communications, etc.)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

1. For engaging in basic telecommunications services, Macao service suppliers shall set up joint venture enterprises in the

¹ Classification for this sector is based on the Mainland classification for telecommunications sector.

Mainland, and the Mainland parties shall be the controlling shareholder.

2. For the provision of the following services by Macao service suppliers, the proportion of Macao capital in the shareholding shall not exceed 50%:
 - 1) Online data processing and transaction processing services (except operating e-commerce business websites);
 - 2) Mainland IP based Virtual Private Network Services;
 - 3) Internet data centre services;
 - 4) Internet access services (except for providing Internet access services to end users);
 - 5) Content services (except application stores);
 - 6) Content delivery network services;
 - 7) Code and protocol conversion services.

Sector:	2. Communication Services
Sub-sector:	D. Audiovisual services
	<ul style="list-style-type: none"> Cinema theatre services Motion picture or video tape production and distribution services (CPC9611) Radio and television services (CPC9613) Other
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p>Commercial Presence</p> <p>Cinema theatre services</p> <p>1. Not to construct cinema theatre chains.</p> <p>Motion picture or video tape production and distribution services</p> <p>2. Approval of the relevant Mainland authorities is required for establishment of enterprises on a wholly-owned basis in the Mainland to distribute Mainland motion pictures.</p> <p>3. Not to invest in enterprises engaging in production and import of motion pictures.</p> <p>Radio and television services</p> <p>4. Not to invest in radio stations, television stations, broadcasting television channels (frequencies), broadcasting television transmission networks (transmitting stations, relay stations, broadcasting television satellites, uplinking satellite stations, satellite transposers, microwave link stations, monitoring stations, cable broadcasting television transmission networks, etc.) at any regional level. Not to</p>

engage in video-on-demand broadcasting television services and installation services of satellite television receiving facilities.

5. Not to engage in the production and operation of radio and television programmes (including importing business).

Others

6. Not to engage in online audiovisual services.

Sector: 3. Construction and Related Engineering Services

Sub-sector: A. General construction work for buildings (CPC512)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

Apply national treatment.

For clarity and avoidance of doubt, for construction enterprises set up in the Mainland by Macao service suppliers, the performance of the enterprises in works contracts both in the Mainland and outside the Mainland can be taken into account as a basis in assessing the qualification of the construction enterprises set up in the Mainland. There will be no restriction on the proportion of Macao permanent residents being project managers approved by the qualification administration authorities.

Sector: 3. Construction and Related Engineering Services

Sub-sector: B. General construction work for civil engineering (CPC513)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

1. Not to provide construction works, procurement of facilities and equipment, as well as maintenance and management services for waterways, facilities and equipment in relation to national or international rivers and waterways.
2. Not to provide dredging service in relation to waterway maintenance.

For clarity and avoidance of doubt, for construction enterprises set up in the Mainland by Macao service suppliers, the performance of the enterprises in works contracts both in the Mainland and outside the Mainland can be taken into account as a basis in assessing the qualification of the construction enterprises set up in the Mainland. There will be no restriction on the proportion of Macao permanent residents being project managers approved by the qualification administration authorities.

Sector: 3. Construction and Related Engineering Services

Sub-sector: C. Installation and assembly work (CPC514,516)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

Apply national treatment.

Sector: 3. Construction and Related Engineering Services

Sub-sector: D. Building completion and finishing work (CPC517)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

Apply national treatment.

Sector: 3. Construction and Related Engineering Services

Sub-sector: E. Other (CPC511,515,518)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

Apply national treatment.

Sector:	4. Distribution Services
Sub-sector:	A. Commission agents' services (CPC621)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	4. Distribution Services
Sub-sector:	B. Wholesale trade services (CPC622, except wholesale trade services of cultural relics)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	4. Distribution Services
Sub-sector:	C. Retailing services (CPC631, 632, 6111, 6113, 6121, except retailing services of cultural relics)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide retailing services of tobacco.

Sector: 4. Distribution Services

Sub-sector: D. Franchising (CPC8929)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector:	4. Distribution Services
Sub-sector:	E. Other distribution services (except the auction of cultural relics)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. The setting up and operation of duty-free stores shall comply with the relevant Mainland regulations. 2. In the application for setting up direct selling enterprises, applicants shall have undertaken direct selling activities for over three years outside the border. Direct selling enterprise or any of its branches are not allowed to recruit personnel outside the border as direct sales personnel. Personnel outside the border are not allowed to undertake vocational training of direct sales personnel.

Sector:	5. Education Services
Sub-sector:	A. Primary education services (CPC921)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. The setting up of schools and other education institutions mainly admitting Chinese citizens of the Mainland is restricted to cooperation on a contractual basis. 2. Not to invest in the establishment of education institutions providing compulsory education and religious education.

For clarity and avoidance of doubt, for schools set up on a wholly-owned basis for the children of foreign nationals in the Guangdong Province, admission may be extended to cover the children of overseas Chinese and talents who returned from studies abroad working in Guangdong, in addition to the children of foreign nationals who hold residence permits in the Mainland.

Sector:	5. Education Services
Sub-sector:	B. Secondary education services (CPC922)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. The setting up of schools and other education institutions mainly admitting Chinese citizens of the Mainland is restricted to cooperation on a contractual basis.¹ 2. Not to invest in the establishment of education institutions providing compulsory education and religious education.

For clarity and avoidance of doubt, for schools set up on a wholly-owned basis for the children of foreign nationals in the Guangdong Province, admission may be extended to cover the children of overseas Chinese and talents who returned from studies abroad working in Guangdong, in addition to the children of foreign nationals who hold residence permits in the Mainland.

¹ To allow the establishment of non-academic secondary vocational training institutions on a wholly-owned basis in the Mainland, the scope of admission shall be analogous with that for Mainland vocational training institutions.

Sector:	5. Education Services
Sub-sector:	C. Higher education services (CPC923)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. The setting up of schools and other education institutions mainly admitting Chinese citizens of the Mainland is restricted to cooperation on a contractual basis.¹ 2. Not to invest in the establishment of education institutions providing religious education.

¹ To allow the establishment of non-academic tertiary vocational training institutions on a wholly-owned basis in the Mainland, the scope of admission shall be analogous with that for Mainland vocational training institutions.

Sector:	5. Education Services
Sub-sector:	D. Adult education (CPC924)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to invest in the establishment of education institutions providing religious education.

Sector:	5. Education Services
Sub-sector:	E. Other education services (CPC929)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to invest in the establishment of education institutions providing religious education.

Sector: 6. Environmental Services

Sub-sector: A. Sewage services (CPC9401)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector: 6. Environmental Services

Sub-sector: B. Refuse disposal services (CPC9402)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector:	6. Environmental Services
Sub-sector:	C. Sanitation and similar services (CPC9403)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	6. Environmental Services
Sub-sector:	D. Cleaning services of exhaust gases (CPC9404)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector: 6. Environmental Services

Sub-sector: E. Noise abatement services (CPC9405)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector:	6. Environmental Services
Sub-sector:	F. Nature and landscape protection services (CPC9406)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	6. Environmental Services
Sub-sector:	G. Other environmental protection services (CPC9409)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	7. Financial Services
Sub-sector:	<p>A. All insurance and insurance-related services (CPC812)</p> <p>a. Life, accident and health insurance services (CPC8121)</p> <p>b. Non-life insurance services (CPC8129)</p> <p>c. Reinsurance and retrocession (CPC81299)</p> <p>d. Services auxiliary to insurance (including broking and agency services, consultancy services, actuarial services) (CPC8140)</p>
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <p>1. Macao insurance companies and their groups formed through re-grouping or strategic mergers which enter the Mainland insurance market must fulfil the following criteria:</p> <ol style="list-style-type: none"> 1) Total assets held by the group of over US\$5 billion; 2) The place of their domicile is having a robust insurance regulatory system; and the insurance companies are under effective supervision by the relevant authority where the insurance companies are domiciled; 3) Having met the solvency margin standard of the place where they are domiciled; 4) Their application has had the agreement of the relevant authority of

- the place where they are domiciled;
- 5) Reasonable corporate governance; and stable risk management system;
 - 6) Healthy internal control system; and effective information management system; and
 - 7) Good operating condition; and having no records of significant violation of laws and regulations.
2. Foreign financial institutions which invest in shares of insurance companies must fulfil the following criteria:
- 1) A good and stable financial condition with continuous profit making record for the recent three consecutive accounting years;
 - 2) The total assets as at the end of the most recent year shall be not less than US\$2 billion;
 - 3) Having long term credit rating of A or above given by international credit agencies in the recent three years;
 - 4) Having no records of significant violation of laws and regulations for the recent three years;
 - 5) Having fulfilled the requirements of prudential supervision standards of the financial regulators where they are domiciled.
3. An insurance company which carries on life insurance business in the Mainland and is jointly established by foreign insurance companies and Mainland domestic companies and/or enterprises (hereinafter called “jointly-owned life insurance company”) shall have no more

than 51%¹ of its total share capital coming from foreign source. Foreign insurance companies having shares in the jointly-owned life insurance company, directly or otherwise, whose proportion of share capital shall not exceed the limit as aforesaid.

4. Macao insurance agency companies setting up wholly-owned insurance agency companies in the Mainland to provide insurance agency services for the Mainland insurance companies must fulfil the following criteria:
 - 1) The applicant must be a Macao insurance agency enterprise;
 - 2) Having been operating insurance agency business for over 3 years.

5. Macao insurance brokerage companies setting up wholly-owned insurance agency companies in the Mainland must fulfil the following criteria:
 - 1) The applicant shall have been operating insurance brokerage business in Macao for over 10 years;
 - 2) The applicant's average annual insurance brokerage business revenue for the past 3 years before application shall not be less than HK\$500,000 and the total assets as at the end of the year before application shall not be less than HK\$500,000; and
 - 3) Within 3 years before application, there has been no serious violation of regulations and records of disciplinary

¹ The actual time in 2020 to remove the restriction on foreign shareholding percentage is subject to the Banking and Insurance Regulatory Commission's announcement.

action.

6. Except otherwise approved by the China Banking and Insurance Regulatory Commission, Macao insurance companies are not allowed to carry out the purchase or sale of assets or other transactions with their related enterprises.

Sector: 7. Financial Services

Sub-sector: B. Banking and other financial services (excluding insurance)

- a. Acceptance of deposits and other repayable funds from the public (CPC81115-81119)
- b. Lending of all types, including, inter alia, consumer credit, mortgage credit, factoring and financing of commercial transaction (CPC8113)
- c. Financial leasing (CPC8112)
- d. All payment and money transmission services (CPC81339)
- e. Guarantees and commitments (CPC81199)
- f. Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:
 - f1. money market instruments (CPC81339)
 - f2. foreign exchange (CPC81333)
 - f3. derivative products including, but not limited to, futures and options (CPC81339)
 - f4. exchange rate and interest rate instruments, including products such as swaps, forward rate agreements, etc. (CPC81339)
 - f5. transferable securities (CPC81321)
 - f6. other negotiable instruments and financial assets, including bullion (CPC81339)

- g. Participation in issues of all kinds of securities (CPC8132)
- h. Money broking (CPC81339)
- i. Asset management (CPC8119, 81323)
- j. Settlement and clearing services for financial assets, including securities, derivative products, and other negotiable instruments (CPC81339 or 81319)
- k. Advisory and other auxiliary financial services (CPC8131 or 8133)
- l. Provision and transfer of financial information, and financial data processing and related software by providers of other financial services (CPC8131)

Obligations concerned:

National Treatment

Reserved Restrictive Measures:

Commercial Presence

1. Macao service suppliers investing in financial institutions engaging in banking business shall be financial institutions or specialised financial institutions, and the relevant conditions being:
 - 1) For setting up a wholly foreign-funded bank, the shareholder shall be a financial institution, and the sole or majority shareholder shall be a commercial bank; for setting up a Chinese-foreign joint venture bank, the Macao shareholder shall be a financial institution, and the sole or majority foreign shareholder shall be a commercial bank;
 - 2) The foreign founding member or strategic investor of a large commercial

bank¹, joint stock commercial bank, urban commercial bank or the Postal Savings Bank of China shall be a financial institution;

- 3) The foreign founding member or strategic investor of a rural commercial bank, rural cooperative bank, rural credit union or rural bank shall be a bank;
 - 4) The foreign equity investor of a trust company shall be a financial institution;
 - 5) The foreign founding member of a financial leasing company shall be a financial institution or financial leasing company;
 - 6) The major foreign equity investor of a consumer finance company shall be a financial institution;
 - 7) The foreign investor of a money brokerage company shall be a money brokerage company;
 - 8) The foreign strategic investor of a financial asset management company shall be a financial institution.
2. Approval shall be required for investing in financial institutions listed below:
- 1) Approval is required for Macao service suppliers to invest in large commercial banks, joint stock commercial banks, the Postal Savings Bank of China or urban commercial banks in the Mainland;
 - 2) Approval is required for Macao service suppliers to invest in rural commercial banks, rural cooperative banks, rural credit unions, rural banks or credit

¹ For the purpose of this clause, large commercial banks refer to Industrial and Commercial Bank of China, Agricultural Bank of China, Bank of China, China Construction Bank, and Bank of Communications.

companies;

- 3) Approval is required for Macao service suppliers to invest to establish wholly foreign-funded banks, Chinese-foreign joint venture banks, or foreign bank branches;
 - 4) Approval is required for foreign banks to change the operating capital of foreign bank branches in the Mainland;
 - 5) Approval of the state council authority supervising credit information business is required for a credit information institution to provide credit information services;
 - 6) Approval from the State Internet Information Office, Ministry of Commerce and State Administration for Industry & Commerce shall be required, and the “Licence for foreign institution investing and establishing financial information services company in China” shall be obtained, for establishing a financial information services company;
 - 7) Approval is required for Macao service suppliers to invest in trust companies;
 - 8) Approval is required for Macao service suppliers to invest in financial asset management companies, corporate group finance companies, financial leasing companies, automotive finance companies, money brokerage companies and consumer finance companies.
3. Macao service suppliers investing in financial institutions engaging in banking business shall meet relevant asset size requirements, including specifically:

- 1) The foreign founding member or strategic investor of a large commercial bank, joint stock commercial bank, urban commercial bank or the Postal Savings Bank of China shall in principle have total assets of no less than US\$6 billion at the end of the year immediately before;
 - 2) The foreign founding member or strategic investor of a rural commercial bank, rural cooperative bank, rural bank or credit company shall in principle have total assets of no less than US\$6 billion at the end of the year immediately before; the foreign founding member or strategic investor of a rural credit union shall in principle have total assets of no less than US\$1 billion at the end of the year immediately before;
 - 3) The outside strategic investor (which itself is a foreign financial institution) of a financial company of an enterprise group shall in principle have total assets of no less than US\$1 billion at the end of the year immediately before;
 - 4) The foreign founding member of a financial leasing company shall in principle have total assets of no less than US\$1 billion or equivalent amount in convertible foreign currencies at the end of the year immediately before;
 - 5) The foreign strategic investor of a financial asset management company shall in principle have total assets of no less than US\$10 billion at the end of the year immediately before.
4. Foreign bank branches established by Macao service suppliers shall not be

allowed to conduct bank cards services. Foreign bank branches established by Macao service suppliers shall not be allowed to offer RMB services to Chinese citizens in the Mainland other than accepting time deposits of no less than RMB500,000; shall not be allowed to conduct businesses restricted to wholly foreign-funded banks or joint venture banks; shall not be allowed to conduct securities or insurance businesses.

5. For a foreign bank branch established by a Macao service supplier, the RMB portion of the total of operating capital and reserves shall be no less than 8% of its RMB risk-weighted assets. The branch of a foreign bank that continues to meet capital adequacy ratio requirements set by its domestic supervisory authorities as well as the banking regulation authorities of the State Council is exempt from the above-mentioned requirement. The branch of a foreign bank shall hold a certain proportion of interest-earning assets as required by the banking regulation authorities of the State Council.
6. Wholly foreign-funded banks, Chinese-foreign joint venture banks and foreign bank branches established by Macao service suppliers shall be required to satisfy prudential requirements for conducting RMB business.
7. Wholly foreign-funded banks, Chinese-foreign joint venture banks or foreign bank branches engaging in

interbank lending and borrowing business shall be required to obtain approval of the People's Bank of China for having the qualification to conduct RMB interbank lending and borrowing business. A wholly foreign-funded bank or Chinese-foreign joint venture bank shall borrow or lend no more than 2 times of its paid-in capital; a foreign bank branch shall borrow or lend no more than 2 times of its RMB operating capital.

8. Foreign bank branches established by Macao service suppliers shall not be allowed to engage in the business of acting as a receiving and paying agent for the government's treasury.
9. Macao service suppliers investing in a money brokerage company shall have engaged in money brokerage business for over 20 years, have recorded profit for 2 consecutive years preceding its application, and have global institutional and communication networks necessary for conducting money brokerage business.
10. Foreign institutions shall not be allowed to participate in the establishment of financial asset investment companies as majority shareholders.
11. Investment in securities companies can be made in the following two forms only:
 - 1) Where investment in securities companies is made in the form of joint venture, which includes: the establishment of joint venture securities

companies through joint capital contribution with domestic shareholders in accordance with law; and the conversion of Mainland-funded securities companies into joint venture securities companies according to law by legal transfer and acquisition of shareholding in the Mainland-funded securities companies. (In line with the national treatment, the “participation in one and holding of one principle” is applicable to the number of Mainland-Macao joint venture securities companies that are allowed to be invested in through shareholding acquisition by the same Macao-funded financial institution or by various Macao-funded financial institutions which are effectively controlled by the same entity.)

- 2) Investment by overseas investors in listed Mainland-funded securities companies may be done by way of holding shares in a listed Mainland-funded securities company through securities transactions on a stock exchange, or by establishing a strategic partnership with a listed Mainland-funded securities company and obtaining approval of the China Securities Regulatory Commission for holding shares in a listed Mainland-funded securities company with its approved scope of business remaining unchanged (on the premise that the controlling shareholder is a Mainland shareholder, the listed Mainland-funded securities company can be exempted from the requirement that the shareholding percentage of at least one Mainland shareholder being not less than 49%).

Overseas investors hold through securities transactions on a stock exchange in accordance with law, or hold jointly with others under an agreement or other arrangements, more than 5% of the shares of a listed Mainland-funded securities company, shall comply with the qualification requirements for overseas shareholders of joint venture securities companies and abide by the Securities Law and regulations of the Mainland on mergers and acquisitions of listed companies as well as change in particulars of securities companies. The percentage of aggregate shareholding held (including those directly held and indirectly controlled) by all overseas investors in a listed Mainland-funded securities company shall not exceed 51%¹.

12. Where investment in securities companies is made in the form of a joint venture, the percentage of shareholding held by overseas shareholders or the percentage of their interests in an overseas-invested securities company shall not exceed 51% in aggregation (including those directly held and indirectly controlled)². The overseas shareholders of a joint venture securities company shall comply with the Mainland's qualification requirements for overseas shareholders of foreign-invested securities companies.

13. Investment in fund management companies by Macao-funded financial institutions can be made only in the form of joint venture³ (in line with the national

¹ The actual time in 2020 to remove the restriction on foreign shareholding percentage is subject to the Securities Regulatory Commission's announcement.

² The actual time in 2020 to remove the restriction on foreign shareholding percentage is subject to the Securities Regulatory Commission's announcement.

³ The actual time in 2020 to remove the restriction on foreign shareholding percentage is subject to the Securities Regulatory Commission's announcement.

treatment, the “participation in one and holding of one principle” is applicable to the number of Mainland-Macao joint venture fund companies that are allowed to be invested in through shareholding acquisition).

14. Investment in futures companies can be made only in the form of joint venture. The percentage of shareholding owned by qualified Macao service suppliers in a joint venture futures company shall not exceed 51% (including shareholding of related parties)¹. (In line with the national treatment, the “participation in one and holding of one principle” is applicable to the number of Mainland-Macao joint venture futures companies that are allowed to be invested in through shareholding acquisition by the same Macao-funded financial institution or by various Macao-funded financial institutions which are effectively controlled by the same entity.)

An overseas shareholder holding more than 5% of shareholding in a futures company shall meet the following criteria: being a financial institution established and legally existed under the laws of Macao and having been in operation for more than five consecutive years; all of its financial indicators and regulatory indicators in the preceding three years having met the relevant provisions of the laws of Macao and the requirements of regulatory bodies.

15. Investment in securities investment advisory companies by Macao-funded financial institutions can be made only in the form of joint venture. (In line with the

¹ The actual time in 2020 to remove the restriction on foreign shareholding percentage is subject to the Securities Regulatory Commission’s announcement.

national treatment, the “participation in one and holding of one principle” is applicable to the number of Mainland-Macao joint venture securities investment advisory companies that are allowed to be invested in through shareholding acquisition by the same Macao-funded financial institution or by various Macao-funded financial institutions which are effectively controlled by the same entity.)

Macao securities companies which satisfy the qualification requirements as overseas shareholders of overseas-invested securities companies, and Mainland securities companies which satisfy the requirements for establishing subsidiaries, are allowed to set up joint venture securities investment advisory companies in the Mainland. The joint venture securities investment advisory company shall be a subsidiary of the Mainland securities company, the scope of business of which shall focus specifically on carrying on securities investment advisory businesses. The percentage of shareholding of the Macao securities company may, at a maximum, reach 49% of the total shareholding of such joint venture securities investment advisory company.

In certain reform experiment zones for “piloting financial reforms” as approved by the Mainland, the percentage of shareholding of a Macao-funded securities company which satisfies the relevant requirements for setting up a Mainland-Macao joint venture securities investment advisory company in such company may reach more than 50%.

16. Where Macao shareholders acquire

shareholding in Mainland-Macao joint venture securities companies, fund management companies, futures companies or securities investment advisory institutions, capital contribution shall be made in a currency that is freely convertible.

For clarity and avoidance of doubt, any foreign bank branch established in the Guangdong province by a Macao bank can apply to establish "cross-location" sub-branches (i.e. different from the municipality where the relevant branch is located) within the Guangdong province with reference to the relevant rules in the Mainland for establishing sub-branches. If a wholly foreign-funded bank established in the Mainland by a Macao bank has already established branches in the Guangdong province, such branches can apply to establish "cross-location" sub-branches (i.e. different from the municipality where the relevant branch is located) within the Guangdong province with reference to the relevant rules in the Mainland for establishing sub-branches.

Sector: 7. Financial Services

Sub-sector: C. Other

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector:	8. Health Related and Social Services
Sub-sector:	A. Hospital services (CPC9311)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <p>Applications for setting up medical institutions shall be approved by and registered with the Health Commission at provincial level in accordance with the Mainland's regulations.</p>

Sector:	8. Health Related and Social Services
Sub-sector:	B. Other Human Health Services (CPC93192,93193,93199)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to launch services on genetic information, blood collection, pathological data and other services that may endanger public health and safety.

Sector: 8. Health Related and Social Services

Sub-sector: C. Social services (CPC933)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Not to provide emergency relief services for disaster victims.

Sector:	9. Tourism and Travel Related Services
Sub-sector:	A. Hotels and restaurants (CPC641-643)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	9. Tourism and Travel Related Services
Sub-sector:	B. Travel agencies and tour operators services (CPC7471)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <p>The number of travel agents set up on a wholly-owned basis operating outbound group tours for Mainland residents on a pilot basis to destinations beyond Hong Kong and Macao (excluding Taiwan) is restricted to 5.</p>

Sector:	9. Tourism and Travel Related Services
Sub-sector:	C. Tourist guides services (CPC7472)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	9. Tourism and Travel Related Services
Sub-sector:	D. Other
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	10. Recreational, Cultural and Sporting Services
Sub-sector:	A. Entertainment services (other than audiovisual services) (CPC9619)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. Establishment of Internet culture business units is restricted to equity joint venture or contractual joint venture with the Mainland party holding controlling shareholding or dominant interests. 2. Establishment of performing arts groups is restricted to equity joint venture or contractual joint venture with the Mainland party holding controlling shareholding or dominant interests.

Sector:	10. Recreational, Cultural and Sporting Services
Sub-sector:	B. News agency services (CPC962)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	Commercial Presence <ol style="list-style-type: none"> 1. Not to invest in news agencies (including but not limited to press agencies). 2. Not to invest in Internet news services and Internet public-oriented information dissemination services.

Sector:	10. Recreational, Cultural and Sporting Services
Sub-sector:	C. Library, archive, museum and other cultural services (CPC963)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	Commercial Presence <ul style="list-style-type: none"> 1. Not to invest in the state-owned cultural relic museums. For clarity and avoidance of doubt, Macao service suppliers can provide, in the form of wholly-owned operations, professional services for museums in the Mainland. 2. Not to invest in companies selling cultural relics and cultural relic stores.

Sector:	10. Recreational, Cultural and Sporting Services
Sub-sector:	D. Sporting and other recreational services (CPC964)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	A. Maritime Transport Services <ul style="list-style-type: none"> a. Passenger transportation (CPC7211)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> <ol style="list-style-type: none"> 1. The following criteria shall be met when providing costal water transport services: <ol style="list-style-type: none"> 1) In the business areas intended to operate, Mainland water transport service suppliers could not meet the demand; 2) Having good business and operating records in providing water transport services; 3) Restricted to equity joint venture, contractual joint venture and the capital contribution of the Macao service supplier not exceeding 50%. 2. For enterprises which have been approved and have obtained the permit to provide water transport services, any change of Macao service suppliers and any change of the share percentage held by Macao service suppliers shall be reported to the original authority-in-charge for approval.

Sector:	11. Transport Services
Sub-sector:	A. Maritime Transport Services b. Freight transportation (CPC7212)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> 1. The following criteria shall be met when providing coastal water transport services: 1) In the business areas intended to operate, Mainland water transport service suppliers could not meet the demand; 2) Having good business and operating records in providing water transport services; 3) Restricted to equity joint venture, contractual joint venture and the capital contribution of the Macao service supplier not exceeding 50%. 2. For enterprises which have been approved and have obtained the permit to provide water transport services, any change of Macao service suppliers and any change of the share percentage held by Macao service suppliers shall be reported to the original authority-in-charge for approval.

Sector:	11. Transport Services
Sub-sector:	A. Maritime Transport Services
	c. Rental of vessels with crew (CPC7213)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide rental of vessels with crew engaging in coastal waterway transportation.

Sector:	11. Transport Services
Sub-sector:	A. Maritime Transport Services
	d. Maintenance and repair of vessels (CPC8868)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	A. Maritime Transport Services
	e. Pushing and towing services (CPC7214)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u>
	<ol style="list-style-type: none"> 1. The following criteria shall be met when providing costal water transport services: <ol style="list-style-type: none"> 1) In the business areas intended to operate, Mainland water transport service suppliers could not meet the demand; 2) Having good business and operating records in providing water transport services; 3) Restricted to equity joint venture, contractual joint venture and the capital contribution of the Macao service supplier not exceeding 50%. 2. For enterprises which have been approved and have obtained the permit to provide water transport services, any change of Macao service suppliers and any change of the share percentage held by Macao service suppliers shall be reported to the original authority-in-charge for approval.

Sector:	11. Transport Services
Sub-sector:	A. Maritime Transport Services
	f. Supporting services for maritime transport (CPC745)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u>
	The provision of supporting services for maritime transport is restricted to:
	<ol style="list-style-type: none"> 1) The establishment of wholly-owned enterprises to provide material supplying services except fuels and water; 2) Providing services on cleaning, sterilizing, fumigating, pest control and sealing up of vessels and storage for arriving and anchoring vessels; 3) Corporate enterprise with Mainland party is allowed to engage in salvage business.

Sector:	11. Transport Services
Sub-sector:	B. Internal Waterways Transport
	a. Passenger transportation (CPC7221)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u>
	<ol style="list-style-type: none"> 1. The following criteria shall be met when providing internal waterways transport services: <ol style="list-style-type: none"> 1) In the business areas intended to operate, Mainland water transport service suppliers could not meet the demand; 2) Having good business and operating records in providing water transport services; 3) Restricted to equity joint venture, contractual joint venture and capital contribution of the Macao service supplier not exceeding 50%. 2. For enterprises which have been approved and have obtained the permit to provide water transport services, any change of Macao service suppliers and any change of the share percentage held by Macao service suppliers shall be reported to the original authority-in-charge for approval.

Sector:	11. Transport Services
Sub-sector:	B. Internal Waterways Transport
	b. Freight transportation (CPC7222)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. The following criteria shall be met when providing internal waterways transport services: <ol style="list-style-type: none"> 1) In the business areas intended to operate, Mainland water transport service suppliers could not meet the demand; 2) Having good business and operating records in providing water transport services; 3) Restricted to equity joint venture, contractual joint venture and the capital contribution of the Macao service supplier not exceeding 50%. 2. For enterprises which have been approved and have obtained the permit to provide water transport services, any change of Macao service suppliers and any change of the share percentage held by Macao service suppliers shall be reported to the original authority-in-charge for approval.

Sector:	11. Transport Services
Sub-sector:	B. Internal Waterways Transport
	c. Rental of vessels with crew (CPC7223)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Not to provide rental of vessels with crew engaging in internal water transport.

Sector:	11. Transport Services
Sub-sector:	B. Internal Waterways Transport
	d. Maintenance and repair of vessels (CPC8868)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	B. Internal Waterways Transport
	e. Pushing and towing services (CPC7224)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> <ol style="list-style-type: none"> 1. The following criteria shall be met when providing internal waterways transport services: <ol style="list-style-type: none"> 1) In the business areas intended to operate, Mainland water transport service suppliers could not meet the demand; 2) Having good business and operating records in providing water transport services; 3) Restricted to equity joint venture, contractual joint venture and the capital contribution of the Macao service supplier not exceeding 50%. 2. For enterprises which have been approved and have obtained the permit to provide water transport services, any change of Macao service suppliers and any change of the share percentage held by Macao service suppliers shall be reported to the original authority-in-charge for approval.

Sector:	11. Transport Services
Sub-sector:	B. Internal Waterways Transport
	f. Supporting services for internal waterway transport (CPC745)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <p>The provision of supporting services for internal waterway transport is restricted to:</p> <ol style="list-style-type: none"> 1) The establishment of wholly-owned enterprises to provide material supplying services except fuels and water; 2) Providing services on cleaning, sterilising, fumigating, pest control and sealing up of vessels and storage for arriving and anchoring vessels; 3) Corporate enterprise with Mainland party is allowed to engage in salvage business.

Sector:	11. Transport Services
Sub-sector:	C. Air Transport Services
	a. Passenger transportation (CPC731)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. For the setting up and operation of public air transport companies, the Mainland party shall be the controlling shareholder, and the investment proportion of a Macao service supplier (including its affiliates) shall not exceed 25%, and also the legal representative shall be a Chinese citizen. 2. For the setting up and operation of general aviation enterprises engaging in business flights, aerial tours and services to industries, the Mainland party shall be the controlling shareholder. The setting up and operation of general aviation enterprises engaging in agricultural, forestry or fisheries operations is restricted to equity joint venture or contractual joint venture with the Mainland party. The legal representative of the general aviation enterprises shall be a Chinese citizen.

Sector:	11. Transport Services
Sub-sector:	C. Air Transport Services b. Freight transportation (CPC732)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> For the setting up and operation of public air transport companies, the Mainland party shall be the controlling shareholder, the investment proportion of a Macao service supplier (including its affiliates) shall not exceed 25%, and also the legal representative shall be a Chinese citizen.

Sector:	11. Transport Services
Sub-sector:	C. Air Transport Services
	c. Rental of aircraft with crew (CPC734)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	C. Air Transport Services
	d. Maintenance and repair of aircraft (CPC8868)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector: 11. Transport Services

Sub-sector: C. Air Transport Services

e. Supporting services for air transport (CPC746)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence

1. Not to invest and manage air traffic control system in the Mainland.
2. For investment in civil airports, the Mainland party shall take the corresponding controlling shareholding position.
3. The period of validity of the management services contract for small and medium airports shall not exceed 20 years; the provision of contract management services for large airports on a wholly-owned basis is not allowed.
4. To allow ground services for air transport on a wholly-owned basis, excluding security-related projects.

For clarity and avoidance of doubt, Macao service suppliers may submit the economic guarantee provided by Mainland-incorporated banks or guarantee companies recommended by the China Air Transport Association in their applications for the setting up of air transport sales agency enterprises on wholly-owned, equity joint ventures or contractual joint

ventures basis in the Mainland. Guarantee can also be provided by Macao banks, supplemented by the economic guarantee provided by the Mainland-incorporated banks or guarantee companies recommended by the China Air Transport Association within a specified period of time after the applications have been approved by the Mainland.

Sector: 11. Transport Services

Sub-sector: D. Space Transport (CPC733)

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Not to provide space transport service.

Sector:	11. Transport Services
Sub-sector:	E. Rail Transport Services
	a. Passenger transportation (CPC7111)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	E. Rail Transport Services b. Freight transportation (CPC7112)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	E. Rail Transport Services
	c. Pushing and towing services (CPC7113)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	E. Rail Transport Services
	d. Maintenance and repair of rail transport equipment (CPC8868)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	E. Rail Transport Services
	e. Supporting services for rail transport services (CPC743)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	F. Road Transport Services
	a. Passenger transportation (CPC7121,7122)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	F. Road Transport Services b. Freight transportation (CPC7123)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	F. Road Transport Services
	c. Rental of commercial vehicles with operator (CPC7124)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	F. Road Transport Services
	d. Maintenance and repair of road transport equipment (CPC6112, 8867)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	F. Road Transport Services
	e. Supporting services for road transport services (CPC744)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	G. Pipeline Transport
	a. Transportation of fuels (CPC7131)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	G. Pipeline Transport
	b. Transportation of other goods (CPC7139)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	H. Services auxiliary to all modes of transport a. Cargo-handling services (CPC741)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	H. Services auxiliary to all modes of transport b. Storage and warehouse services (CPC742)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	H. Services auxiliary to all modes of transport c. Freight transport agency services (CPC748)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector:	11. Transport Services
Sub-sector:	H. Services auxiliary to all modes of transport d. Other (CPC749)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> Apply national treatment.

Sector: 11. Transport Services

Sub-sector: I. Other Transport Services

Obligations concerned: National Treatment

Reserved Restrictive Measures: Commercial Presence
Apply national treatment.

Sector:	12. Other Services Not Included Elsewhere
Sub-sector:	<ul style="list-style-type: none"> A. Services of membership organisations (CPC95) B. Other services (CPC97) C. Private households with employed persons (CPC98) D. Services provided by extraterritorial organisations and bodies (CPC99)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<p><u>Commercial Presence</u></p> <ol style="list-style-type: none"> 1. Not to provide services on trade unions, ethnic minority bodies, and religious or political group membership organisations. 2. Not to set up representative offices of overseas organisations and institutions in the Mainland.