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Trade in Services

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**THE REPUBLIC OF BULGARIA**

**Schedule of Specific Commitments**

(This is authentic in English only)

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## THE REPUBLIC OF BULGARIA - SCHEDULE OF SPECIFIC COMMITMENTS

Modes of supply:      1) Cross-border supply      2) Consumption abroad      3) Commercial presence      4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
<b>I. HORIZONTAL COMMITMENTS</b>			
ALL SECTORS* Capital Payments**	(1),(2),(3),(4) Payments and transfers abroad require the authorization of the Bulgarian National Bank when related to investments and state or state-guaranteed loans.***	(1),(2),(3),(4) None	
Services Relating to the Use of Nuclear Energy for Peaceful Purposes	(1),(2),(3),(4) Unbound for services relating to the exploration, extraction, and processing of fissionable and fusionable materials or the materials from which they are derived, as well as to the trade therewith, to the maintenance and repair of equipment and systems in nuclear energy production facilities, to the transportation of such materials and the refuse and waste matter of their processing, to the use of ionising radiation, and on all other services relating to the use of nuclear energy for peaceful purposes (incl. engineering and	(1),(2),(3),(4) None	

\* It is understood that the limitations "all sectors" are applicable to commitments taken in each sector/subsector individually listed in Part II "Specific Commitments Applicable to Individual Sectors and Subsectors" of the Schedule.

\*\* There is a non-discriminatory system of foreign exchange controls over transfers and payments related to current transactions: (i) limitations on exports and imports of national or foreign currency in cash; (ii) limitations on acquisition of foreign exchange by resident nationals for personal purposes; (iii) foreign employees may purchase foreign currency up to 70 per cent of their labour remuneration; (iv) payments and transfers abroad in foreign currency are to be effectuated by banks; unilateral transfers require the permission of BNB; (vi) payments on the territory of the Republic of Bulgaria are to be effectuated in BGL.

\*\*\* Foreign persons have the right to transfer abroad the following revenues and compensations that accrue from investments in the Republic of Bulgaria: returns received, compensation for expropriation of the investment for state purposes, proceeds from the liquidation or sale of all or part of the investment, the amount received in execution of a claim secured in currency by a pledge or a mortgage.



Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
	through state external debt bonds and for services sectors and/or service suppliers not subject to privatization under the annual privatization programme.	privatization through investment vouchers or other preferential privatization methods, where Bulgarian citizenship and permanent residence are required.	
Commercial Presence	(3) The establishment of foreign service suppliers, joint ventures included, may only take the form of limited liability company or joint stock company with at least two shareholders. Establishment of branches is subject to authorization. Unbound for representative offices. Representative offices may not engage in economic activity. In enterprises where the public (state or municipal) share in the equity capital exceeds 30 per cent, the transfer of these shares to third parties needs authorization.	<p>(3) Foreign investments are registered with the Ministry of Finance for statistical and taxation purposes only. A foreign person or a company in which foreign participation ensures a majority in adopting decisions or blocks the adoption of decisions, directly or through other companies with foreign participation, is to obtain a permission for:</p> <ul style="list-style-type: none"> <li>(i) distribution of weapons, munitions or military equipment;</li> <li>(ii) banking or insurance activities, or participation in banking or insurance companies;</li> <li>(iii) prospecting, development or extraction of natural resources from the territorial sea, continental shelf or the exclusive economic zone;</li> <li>(iv) acquisition of participation which ensures a majority in adopting decisions or blocks the adoption of decisions in a company engaged in any of the activities specified in (i), (ii) and (iii) above.</li> </ul> <p>With respect to banking and insurance referred to in (ii) and (iv) the criteria for authorization or permission are prudential and are consistent</p>	

Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
Entry and Temporary Stay of Foreign Natural Persons	(4) Unbound, other than for entry, temporary stay and work* of the following categories of natural persons supplying services:	with the obligations of Articles XVI and XVII of the GATS.  (4) None for the categories indicated in "Market Access".	
	(i) The temporary presence (residence permit and work permit required), as intracorporate transferee**, of natural persons in the following categories, provided that the service supplier is a juridical person and that the persons concerned have been employed by it outside the Republic of Bulgaria for at least the year immediately preceding such movement; the number of such transferees is not to exceed 10 per cent of the average annual number of the Bulgarian citizens employed by the respective Bulgarian juridical person (where less than 100 persons are employed, the number of intracorporate transferees may, subject to authorization, exceed 10 per cent):		
	a) one or more (but not exceeding 10 per cent of the total number of this category) persons working in a senior position within a juridical person, who primarily direct the management of the establishment, receiving only general supervision or direction from the board of		

\* The terms, limitations and conditions related to the "entry, temporary stay and work" are governed by the relevant Bulgarian laws and regulations.

\*\* An "intra-corporate transferee" is defined as a natural person working within a juridical person other than a non-profit organization, established in the territory of a WTO Member, and being temporarily transferred in the context of the supply of a service through commercial presence in the territory of the Republic of Bulgaria; the juridical persons concerned must have their principal place of business in the territory of a WTO Member other than the Republic of Bulgaria, and the transfer must be to an establishment of that juridical person, effectively providing like services in the territory of the Republic of Bulgaria.

Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
	<p>directors or stockholders of the business or their equivalent, including directing the establishment or a department or subdivision of the establishment, supervising and controlling the work of other supervisory, professional or managerial employees, having the authority personally to hire and fire or recommend hiring, firing or other personnel actions, and who do not directly perform tasks concerning the actual supply of the services of the establishment;</p> <p>b) persons working within a juridical person, who possess uncommon knowledge essential to the establishment's service, research equipment, techniques or management. In assessing such knowledge, account will be taken not only of knowledge specific to the establishment, but also of whether the person has a high level of qualification referring to a type of work or trade requiring specific technical knowledge, including membership of an accredited profession.</p> <p>The temporary stay for the categories of natural persons specified in (i) above is limited to an initial one-year period that may be extended for up to one additional year for a total term not to exceed three years.</p>		
	<p>(ii) The temporary presence (a business visitor visa required) of natural persons in the following categories:</p>		

Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
	<p>a) persons not residing in the territory of the Republic of Bulgaria, who are representatives of a service provider and are seeking temporary entry for the purpose of negotiating for the sale of services or entering into agreements to sell services for that service provider, where those representatives will not be engaged in making direct sales to the general public or in supplying services themselves;</p> <p>b) persons working in senior positions, as defined in (i) (a) above, within a juridical person, who are responsible for setting up in the Republic of Bulgaria of a commercial presence of a service provider of a WTO Member when:</p> <ul style="list-style-type: none"> <li>-the representatives are not engaged in making direct sales or supplying services, and</li> <li>-the service provider has its principal place of business in the territory of a WTO Member other than the Republic of Bulgaria and has no representative office, branch or subsidiary in the Republic of Bulgaria.</li> </ul> <p>The temporary stay for the categories of natural persons specified in (ii) above is limited to a three-month period within one calendar year.</p>		

II.SECTOR-SPECIFIC COMMITMENTS			
1. BUSINESS SERVICES			
A. <u>Professional Services*</u>			
a) Legal services			
Foreign legal consultants' advisory services on international public law and law of jurisdiction (home country law) where the service supplier is a qualified lawyer** (part of CPC 861)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	
b) Accounting, auditing and bookkeeping services			
Accounting services (CPC 86212 other than "auditing services", 86213, 86219)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Bookkeeping services, except tax returns (CPC 8622)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
d) Architectural services (CPC 8671)	(1), (2) None, except for the conditions specified in (4) below.	(1) None (2) None	

\* General conditions for the supply of regulated professional services: official recognition of the education and the professional qualification of the supplier.

\*\* Consultancy on law does not include: legal representation in front of jurisdiction (judicial or non-judicial) and administrative bodies as well as preparation of legal documents for such procedures; expression of legal opinions concerning laws other than the law of the jurisdiction where the service supplier is qualified as a lawyer; and out-of-court legal representation related to the rights and obligations of Bulgarian nationals.

<p>e)Engineering services (CPC 8672)</p> <p>h)Integrated engineering services (CPC 8673)</p>	<p>(3) Foreign persons are to provide the services only in partnership with, or as subcontractors of, local service suppliers where the project is of national* or regional significance.</p> <p>This does not apply to projects which have been put up for international auction won by foreign service suppliers.</p> <p>Accreditation requirement: the main scope of the foreign person's activity to be the relevant services; experience in the field of construction; projects performed during the last two years; staff and technical capacity; bank references from a first rank foreign bank. Services must be supplied through employees under the conditions specified in (4) below.</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>Access is limited to natural persons subject to recognition of their technical qualification and accreditation by a professional chamber in the Republic of Bulgaria. Accreditation is subject to following criteria: recognized technical qualification in Bulgaria; experience in the field of construction; projects performed during the last two years; staff and technical capacity.</p>	<p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p>	
<p>h)Medical and dental services (CPC 9312)</p>	<p>(1) Unbound (2) None, except that public medical insurance, subsidization and compensation plans and programs do not cover the cost and expenses for medical and dental services provided to Bulgarian citizens abroad, as well as for medical and dental services provided to foreign persons in the territory of the Republic of Bulgaria.</p>	<p>(1) Unbound (2) Unbound</p>	

\* Those which cover the needs of a significant part of the territory of the country.

	<p>(3) Access is granted only to foreign natural persons and exclusively for the conduct of private professional practice. Establishment of such suppliers is subject to conditions of permanent residence, official recognition of their education and professional qualification for the provision of the specific medical or dental services, including requirements related to professional experience. Registration and authorization based on economic needs test and consent by a professional organization.*</p> <p>(4) Unbound</p>	<p>(3) None, except for a requirement for mandatory knowledge of the Bulgarian language confirmed through relevant examination.</p> <p>(4) Unbound</p>	
<p>i)Veterinary services (CPC 932)</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) Access is granted to natural persons exclusively for the conduct of private professional practice and under the conditions of: Authorization by the veterinary authorities. Economic needs test. Unbound for all services related to border veterinary controls, prevention, localization, curing, etc. of infectious and parasitic epizootic diseases and diagnostic analysis related thereto, and controls exercised over animal products.</p> <p>(4) Unbound</p>	<p>(1) Unbound*</p> <p>(2) Unbound</p> <p>(3) None, except those specified in (3) in the Market Access column.</p> <p>(4) Unbound</p>	
<p><u>B.Computer and Related Services</u></p>			
<p>a)Consultancy services related to the installation of computer hardware (CPC 841)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p>	
<p>b)Software implementation</p>			

\* Prices charged for private services are determined by the professional organizations and approved by the Minister of Health Care.

services			
Systems and software consulting services (CPC 8421)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Systems analysis services (CPC 8422)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Systems design services (CPC 8423)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Programming services (CPC 8424)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Systems maintenance services (CPC 8425)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
c)Data processing services (CPC 843)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
d)Database services (CPC 844)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	

e)Other Maintenance and repair services of office machinery and equipment including computers (CPC 845)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Data preparation services (CPC 8491)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
<u>C.Research and Development Services</u> (CPC 85)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
<u>F.Other Business Services</u>			
a)Advertising services (CPC 871)*	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
b)Market research and opinion polling services (CPC 864)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
c)Management consulting services (CPC 865)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	

\* Prohibition on advertising alcohol, alcoholic beverages, medicines, tobacco and tobacco products.

<p>e) Technical testing and analysis services</p> <p>Technical testing and analysis services, except for services related to issuance of official certificates and similar documents. (part of CPC 8676)</p> <p>f) Services incidental to agriculture, hunting and forestry.</p> <p>Consulting services incidental to agriculture, hunting and forestry. (part of CPC 881)</p> <p>g) Services incidental to fishing.</p> <p>Consulting services incidental to fishing (part of CPC 882)</p> <p>h) Services incidental to mining.</p> <p>Services on contract basis for repair and dismantling of equipment in oil and gas fields (part of CPC 883)</p>	<p>(1) Unbound (2) None (3) Unbound (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) Unbound (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) Unbound (2) None (3) Unbound (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) Unbound (4) Unbound, except as indicated in the horizontal section.</p>	
<p>i) Services incidental to manufacturing.</p>			

Services on contract basis for the installation, repair and maintenance of factory equipment. (part of CPC 885)	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment).			
Repair services of personal and household goods (excl. jewellery) (CPC 63301, 63302, part of 63303, 63304, 63309)	(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
o) Building cleaning services (CPC 874)	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
p) Photographic services			
Photographic services, except for passport and aerial photography (part of CPC 87501, 87502, 87503, part of 87504, 87506, 87507)	(1) None (2) None (3) None, except for the X-ray photo labs that are subject to licensing. (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
q) Packaging services (CPC 876)	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	

## 2. COMMUNICATION SERVICES

### C. Telecommunication services

Measures Applicable to All Sectors in Communication Services:

1. The setting up of public or private telecommunications networks is subject to licensing. All services have to be provided over licensed networks or over leased lines as part of licensed networks. Licences are issued by a Bulgarian authorized body to the applicant personally and cannot be transferred to a third party. Simple resale of telecommunication services is not permitted.
2. The connection to a public network is permitted according to the licence conditions for the public network and depending on technical possibilities. Terminal equipment intended for direct or indirect connection to a direct or indirect connection to a public or private telecommunications network can be connected to a network termination point if it is type-approved by a Bulgarian authorized body.
3. Natural and juridical persons exercising statistical activity and setting up information systems are to use concepts, nomenclatures and classifications, which are compatible to those established by the National Statistical Institute.

<p>j)On-line information and data base retrieval (part of CPC 75232)</p> <p>l)Enhanced/ value-added facsimile services, incl. store and forward, store and retrieve (part of CPC 75232)</p> <p>m)Code and protocol conversion (part of CPC 75231)</p>	<p>(1) None (2) None (3) Unbound (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	
<p><u>E.Telecommunications Related Services</u></p> <p>Equipment rental services (CPC 7541)</p> <p>Equipment sales services (CPC 7542)</p>	<p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	

<p>Consulting services (CPC 7544)</p> <p>3.CONSTRUCTION AND RELATED ENGINEERING SERVICES</p> <p>A.<u>General Construction Work for Buildings</u></p> <p>Construction work for buildings (CPC 512)</p>	<p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None, except for the conditions specified in (4) below. (3) Foreign persons are to provide the services only in partnership with, or as subcontractors of, local service suppliers where the project is of national or regional significance. This does not apply to projects which have been put up for international auction won by foreign service suppliers.</p>	<p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None</p>	
<p>B.<u>General Construction Work for Civil Engineering</u></p> <p>Construction work for civil engineering (CPC 5131, 5132, 5135)</p> <p>C. <u>Installation and Assembly Work</u></p> <p>Assembly work (CPC 514)</p> <p>Installation work (CPC 5161, 5162, 51641,</p>	<p>Accreditation requirement. The main scope of the foreign person's activity to be the relevant services; experience in the field of construction; projects performed during the last two years; staff and technical capacity; bank references from a first rank foreign bank. Services must be supplied through employees under the conditions specified in (4) below.</p> <p>4) Unbound, except as indicated in the horizontal section.</p> <p>Access is limited to natural persons upon recognition of their technical qualification and subject to accreditation by a professional chamber in the Republic of Bulgaria. Accreditation is subject to following criteria: recognized technical qualification in Bulgaria; experience in the field of construction; projects performed during the last two years.</p>	<p>(4) Unbound, except as indicated in the horizontal section.</p>	

<p>51643, 51644, 5165)</p> <p>D. Building completion and finishing work (CPC 517)</p>	<p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal.</p>	<p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal.</p>	
<p>4. DISTRIBUTION SERVICES</p> <p>Measures Applicable to All Sectors in Distribution Services</p> <p>1. Distribution services of tobacco and tobacco products, alcoholic beverages; pharmaceutical, medical and orthopaedic goods, weapons, munitions and military equipment; precious metals, precious stones and articles thereof; petroleum and petroleum products are excluded.</p> <p>2. The specific commitments do not include wholesale and commission agents' trade services supplied at commodity exchange markets operated on a permanent basis.</p> <p>3. Where establishment is subject to economic needs test, the main criteria are: the number and the impact on existing stores, population density, geographic spread, impact on traffic conditions.</p>			
<p><u>A. Commission Agents' Services</u></p> <p>Sales on a fee or contract basis of building materials and industrial and technical chemicals. (part of CPC 62113)</p> <p>Sales on a fee or contract basis of machinery, industrial equipment (except for medical and surgical equipment and orthopedical devices) and vehicles other than motor vehicles, bicycles and motorcycles. (part of CPC 62114)</p> <p>Sales on a fee or contract basis of furniture, household goods, hardware and ironmongery. (CPC 62115)</p>	<p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	

<p>Sales on a fee or contract basis of textiles, clothing and footwear. (CPC 62116)</p>	<p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) Unbound (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	
<p><u>B. Wholesale Trade Services</u> (CPC 61111, part of 6113; 6121) (CPC 622 excluding 62211, 62213, part of 62226, 62228, part of 6225, part of 62265, 6227)</p> <p><u>C. Retailing Services</u> (CPC 61112, part of CPC 6113, part of 6121) (CPC 631 excluding 63107, 63108, 63211, part of 63292, 63927)</p> <p><u>D. Franchising</u> (CPC 8929)</p>	<p>(1) Unbound (2) None (3) None other than: Limitations specified in the Measures Applicable to All Sectors in Distribution Services. Licensing for specialized wholesaling services. Economic needs test. (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound (2) None (3) None other than: Limitations specified in the Measures Applicable to All Sectors in Distribution Services. Licensing for specialized retail sales. Economic needs test for the establishment of department stores. (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Access is granted to juridical persons only. (2) None (3) Unbound (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) Unbound (2) None (3) Unbound</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound (2) None (3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	

<p>5.EDUCATION SERVICES*</p> <p><u>A.Primary Education Services</u></p> <p>Privately funded primary education services (part of CPC 921)</p>	<p>1) Unbound  (2) None  (3) Access is granted to privately funded primary schools constituted as juridical persons upon authorization by the Council of Ministers.  Compliance with the state educational and health requirements is a condition.  Unbound for natural persons and associations.  (4) Unbound, except as indicated in the horizontal section. and in (3) above.</p>	<p>(1) None  (2) None  (3) None    (4) Unbound, except as indicated in the horizontal section. Condition of Bulgarian citizenship. Foreign citizens may teach on the conditions of permanent residence, recognition of their education and professional qualification.</p>	
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\* The commitments undertaken in this sector do not refer to state, municipal and private non-secular educational institutions.

<p><u>B.Secondary Education Services</u></p> <p>Privately funded secondary education services (part of CPC 922)</p>	<p>(1) Unbound  (2) None  (3) Access is granted to privately funded primary schools constituted as juridical persons upon authorization by the Council of Ministers. Compliance with the state educational and health requirements is a condition.  Unbound for natural persons and associations.  (4) Unbound, except as indicated in the horizontal section. and in (3) above.</p>	<p>(1) None  (2) None  (3) None    (4) Unbound, except as indicated in the horizontal section. Condition of Bulgarian citizenship. Foreign citizens may teach on the conditions of permanent residence, recognition of their education and professional qualification.</p>	
<p><u>D.Adult Education</u></p> <p>Privately funded adult education services (part of CPC 924)</p>	<p>(1) None  (2) None  (3) None  (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) None  (2) None  (3) None  (4) Unbound, except as indicated in the horizontal section.</p>	

<p>6.ENVIRONMENTAL SERVICES*</p> <p>(The commitments do not include environmental services supplied in the exercise of governmental authority)**</p> <p><u>A.Sewage Services</u> (CPC 9401)</p> <p><u>BRefuse Disposal Services</u> (CPC 9402)</p> <p><u>C.Sanitation and Similar Services</u> (CPC 9403)</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section.</p>	
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\* The commitments do not apply to services related to the collection, transportation, storage, secondary use, recycling, restoration, use in the production of energy and materials, and disposal of dangerous waste, refuse and substances.

\*\* These are regulatory, administrative and control services by government and municipal bodies related to environmental issues.

<p><u>D.Other</u></p> <p>Monitoring services of exhaust gases (part of CPC 9404)</p> <p>Noise pollution monitoring services (part of CPC 9405)</p> <p>Nature protection services (part of CPC 9406)</p>	<p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	<p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	
<p>7. FINANCIAL SERVICES</p> <p>Measures Applicable to All Sectors and Subsectors in Financial Services:</p> <p>1. Insurance or banking activities, as well as securities trading and activities related thereto, are to be carried out separately by companies that are licensed for the supply of such services.</p> <p>2. Financial institutions that incorporate in the Republic of Bulgaria must do so as joint-stock companies.</p>			
<p><u>A. Insurance and Insurance-Related Services</u></p> <p>a) Life insurance services and pension fund services</p>	<p>(1) Unbound, except for services supplied by foreign suppliers to foreign persons in the territory of the Republic of Bulgaria.</p> <p>(2) Bulgarian natural and juridical persons, as well as foreign persons who conduct business activity in the territory of the Republic of Bulgaria, conclude insurance contracts only with local suppliers with respect to their activity in Bulgaria. Insurance compensation resulting from these contracts shall be paid in Bulgaria.</p>	<p>1) Unbound</p> <p>(2) None</p>	
<p>Life insurance services (part of CPC 8129)</p>	<p>(3) The insurance service suppliers cannot be set up for the supply of both life insurance and non-life insurance services. Foreign persons</p>	<p>(3) Insurance funds raised by virtue of insurance contracts, as well as own capital, must be invested in the Republic of Bulgaria</p>	

<p>b) Non-life insurance services (except deposit insurance and similar compensation schemes, as well as mandatory insurance schemes<sup>***</sup>) (part of CPC 8129)</p> <p>c) Reinsurance and retrocession</p> <p>Life and non-life reinsurance services (part of CPC 81299)</p>	<p>can supply insurance services only through participation in Bulgarian insurance companies with no limitation on equity participation. For a 3-year period after the date of accession to the WTO companies in which foreign participation ensures majority in adopting decisions or blocks the adoption of decisions, directly or through other companies, cannot supply insurance services.</p> <p>Foreign insurance companies may supply insurance services through their branches with registered office in the Republic of Bulgaria after a 6 year period from the date of accession to the WTO. The establishment of branches of foreign insurance companies is subject to licensing by the Insurance Supervisory Authority.</p> <p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services.</p> <p>(1) None</p> <p>(2) Unbound</p>	<p>and may be transferred abroad only subject to a permission of the Ministry of Finance. Foreign suppliers cannot conclude insurance contracts with local natural and juridical persons through brokers.</p> <p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services</p> <p>(1) None</p> <p>(2) Unbound</p>	
	<p>(3) The reinsurance service suppliers cannot be set up for the supply of both life and non-life reinsurance services. Foreign persons can supply insurance services only through participation in Bulgarian insurance companies with no limitation on equity participation.</p> <p>For a 3-year period after the date of accession</p>	<p>(3) Reinsurance funds raised by virtue of reinsurance contracts, as well as own capital, must be invested in the Republic of Bulgaria and may be transferred abroad only subject to permission of the Ministry of Finance.</p> <p>Foreign suppliers cannot conclude reinsurance</p>	

<sup>\*\*\*</sup>Exclusive service suppliers may be established or authorized with respect to mandatory insurance schemes.

<p><u>B.Banking and Other Financial Services (Excluding Insurance)</u></p>	<p>to the WTO companies in which foreign participation ensures majority in adopting decisions or blocks the adoption of decisions, directly or through other companies, cannot supply reinsurance services.</p> <p>Foreign reinsurance companies may supply reinsurance services through their branches with registered office in the Republic of Bulgaria after a 6 year period from the date of accession to the WTO. The establishment of branches of foreign insurance companies is subject to licensing by the Insurance Supervisory Authority.</p> <p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services.</p> <p>(1) Unbound (2) Unbound</p>	<p>contracts with local natural and juridical persons through brokers.</p> <p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services.</p> <p>(1) Unbound (2) Unbound</p>	
<p><u>Banking services as listed below:</u></p> <p>Acceptance of deposits and other repayable funds from the public (CPC 81115 - 81119)</p> <p>Lending, such as consumer credit, mortgage credit, factoring and financing of commercial transactions</p>	<p>(3) The following specific limitations apply to the banking financial services: Foreign banks that are to establish in the Republic of Bulgaria must be duly authorized under their national law and must not be prohibited from performing banking activities in their country of origin and in the countries where they operate. Unbound for caisses populaires. Acquisition, directly or indirectly, of shares representing 5 per cent or higher of the voting rights of an established bank is subject to an authorization by the Bulgarian National Bank.</p> <p>Criteria for authorization are prudential and are consistent with the obligations of Articles XVI and XVII of the GATS. The direct or indirect acquisition of participation in non-financial enterprise by a</p>	<p>(3) None, except for those in the Market Access column.</p>	

<p>Payment and money transmission services (part of CPC 81339)</p> <p>Guarantees, excluding guarantees of the State Treasury (part of CPC 81199)</p>	<p>bank of more than 10 per cent of the capital of this enterprise is subject to the approval of the Bulgarian National Bank.</p> <p>Exclusive service suppliers status may be granted as to deposit and money transmission services provided to budgetarily financed public institutions.</p> <p>Condition for permanent residence with respect to executive directors of the managing body who act on behalf and for the account of a bank.</p> <p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services and in (3) above.</p>	<p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services.</p>		
<p>Financial leasing (CPC 81120)</p> <p><u>Other financial services as listed below:</u></p> <p>Participation in issuance of securities, including underwriting of securities, /excluding treasury bonds/ (part of CPC 81322)</p> <p>Trading for own and customers account of transferable securities (part of CPC 81321)</p>	<p>(1) Unbound (2) Unbound (3) Unbound (4) Unbound</p> <p>(1) Unbound (2) Unbound</p> <p>(3) The following specific limitations apply to the “other financial services”: Bound for investment intermediaries, investment companies and stock exchanges established as joint stock companies licensed by the Securities and Stock Exchange Commission (SSEC). The grant of the relevant licence is related to the management and technical requirements as well as requirements related to the protection of investors.</p> <p><u>Stock exchange JSC:</u> Conditions of minimum capital (BGL 100 mln.); not less than 2/3 of the capital distributed among financial institutions (insurance companies, financial houses,</p>	<p>(1) Unbound (2) Unbound (3) None (4) Unbound</p> <p>(1) Unbound (2) Unbound</p> <p>(3) None, except for those in the Market Access column.</p>		

<p>Asset management (excluding pension fund management) (part of CPC 8119, 81323)</p>	<p>investment intermediaries); a 5 per cent ceiling of the capital of the Stock Exchange for direct or indirect participation by a shareholder.</p> <p><u>Investment intermediaries:</u> Bound for investment intermediary activities effected on the territory of the Republic of Bulgaria, unless otherwise permitted by SSEC. Condition for membership at the stock exchange for trading with securities at a stock exchange. The membership of an investment intermediary is limited to one stock exchange only in Bulgaria.</p>		
<p>Provision and transfer of financial information and financial and data processing and related software by suppliers of other financial services (CPC 8131)</p> <p>Financial consultancy services (CPC 81332)</p> <p>8.HEALTH RELATED AND SOCIAL SERVICES</p> <p><u>C.Social Services</u></p> <p>Privately funded social services (part of CPC 933)</p>	<p><u>Investment companies:</u> The activities of a bank, insurance company or of an investment intermediary are not to be conducted by an investment company.</p> <p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services and in (3) above</p> <p>(1) None, except for the limitations and conditions relating to the use of telecommunications network listed in the respective sector of this schedule. (2) None, except as specified in (1) above. (3) None, except as specified in (1) above. (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None</p>	<p>(4) Unbound, except as indicated in the horizontal section and in the Measures Applicable to All Sectors and Subsectors in Financial Services.</p> <p>(1) None</p> <p>(2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p> <p>(1) Unbound* (2) None (3) None</p>	

	(4) Unbound, except as indicated in the horizontal section.	(4) Unbound, except as indicated in the horizontal section.	
<p>9.TOURISM AND TRAVEL RELATED SERVICES</p> <p><u>A.Hotels and Restaurants</u> (Including Catering)</p> <p>Hotels and restaurants (incl. catering, except for alcoholic beverages serving services for consumption on the premises and for catering in the means of transportation by air, land and sea) (CPC 641, part of 642, part of 643)</p> <p>B.Travel Agencies and Tour Operators' Services (CPC 7471)</p>	<p>(1) Unbound* (2) None (3) None other than: The suppliers are to be established as companies incorporated in the Republic of Bulgaria with no foreign equity participation ceiling. Tourist service licence issued by the Committee on Tourism.</p> <p>The number of foreign managers is not to exceed the number of the managers who are Bulgarian citizens, in cases where the public (state and/or municipal) share in the equity capital of a Bulgarian company exceeds 50 per cent. The provision of tourist guides' services is to be effected through authorized foreign persons.</p> <p>(4) Unbound, except as indicated in the horizontal.</p> <p>(1) Unbound* (2) None (3) None other than: The suppliers are to be established as companies incorporated in the Republic of Bulgaria with no foreign equity participation ceiling.</p>	<p>(1) Unbound* (2) None (3) None</p> <p>(4) Unbound, except as indicated in the horizontal section, but taking into account the limitations on market access in (3) herein.</p> <p>(1) Unbound* (2) None (3) None</p>	

<p>10.RECREATIONAL, CULTURAL AND SPORTING SERVICES*</p> <p><u>A. Entertainment Services</u></p> <p>Entertainment services (other than circus, amusement park and similar attraction services, ballroom, discotheque and dance instructor services, gambling and gambling related services, lotteries and other not specified elsewhere services) (CPC 96191, 96192, 96193)</p>	<p>Tourist service licence issued by the Committee on Tourism. The number of foreign managers is not to exceed the number of the managers who are Bulgarian citizens, in cases where the public (state and/or municipal) share in the equity capital of a Bulgarian company exceeds 50 per cent. The provision of tourist guides' services is to be effected through authorized foreign persons.</p> <p>(4) Unbound, except as indicated in the horizontal section and in (3) above.</p> <p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	<p>(4) Unbound, except as indicated in the horizontal section, but taking into account the limitations on market access in (3) herein.</p> <p>(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.</p>	
<p>11.TRANSPORT SERVICES*</p> <p><u>C. Air Transport Services</u></p>			

\* Other than audio-visual services.

d)Maintenance and repair of aircraft (part of CPC 8868)	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
Sales and marketing, including computer reservation systems	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
<u>E.Rail Transport Services</u>			
d)Maintenance and repair of rail transport equipment (part of CPC 8868)	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
<u>F.Road Transport Services</u>			
d)Maintenance and repair of road transport equipment			
Maintenance and repair services of motor vehicles (CPC 6112, part of 8867)	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section.	
<u>H.Services Auxiliary to All Modes of Transport</u>			
b)Storage and warehouse services			
Storage and warehouse services auxiliary to	(1) Unbound* (2) None	(1) Unbound* (2) None	

\* The transportation (incl. transit transportation) of waste and refuse, dangerous goods, substances and materials, military or paramilitary equipment, drugs and similar goods is governed by special rules and is excluded from the range of services that are subject of commitments in this sector. The same applies also to all services relating to such transportation.

road transport (part of CPC 742)	(3) None (4) Unbound, except as indicated in the horizontal section.	(3) None (4) Unbound, except as indicated in the horizontal section.	
c) d) Freight transport agency services and other supporting and auxiliary transport services, excluding local pack up and delivery (CPC 748 and part of CPC 749)	(1) None other than commercial presence required (2) None other than commercial presence required (3) None other than: Foreign persons can supply services only through participation in Bulgarian companies with 49 per cent limitation on equity participation and through branches.  (4) Unbound except as indicated in the horizontal section.	(1) None  (2) None  (3) None    (4) Unbound, except as indicated in the horizontal section	