

**GENERAL AGREEMENT  
ON TRADE IN SERVICES**

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GATS/SC/24  
15 April 1994  
(94-1022)

**REPUBLIC OF CUBA**

**Schedule of Specific Commitments**

(This is authentic in Spanish only)

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## REPUBLIC OF CUBA - 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 INCLUDED IN THIS SCHEDULE	<p>1), 2), 3), 4) Foreigners must pay commercial service transactions, however the services are supplied, in convertible currency unless otherwise authorized</p> <p>2)Consumption abroad will be subject to all measures, including exchange regulations, which are applicable at any particular moment to the movement of human consumers or consumers living in Cuba and to the consumption of services abroad by those consumers</p> <p>3)As a general rule, foreign investment in the capital of joint enterprises can be up to 49 per cent of the stock; however, in certain cases the competent bodies may authorize a higher level of investment</p>	<p>1), 2), 3), 4) Taxes and charges on the supply of services by foreigners are paid in local currency, but there must be an equivalent amount in convertible currency, unless otherwise authorized</p> <p>2)Consumption abroad will be subject to all measures, including exchange regulations, which are applicable at any particular moment to the movement of human consumers or consumers living in Cuba and to the consumption of services abroad by those consumers</p> <p>3)Joint enterprises and partners in other types of economic association with foreign participation are subject to taxes and charges under Cuban legislation:</p>	

		<p>a)on net annual profits; the amount of profit reinvested in Cuba is deducted from the taxable net profit; the same applies to profits invested in the workers' economic promotion fund, including the reserve funds to cover contingencies;</p> <p>b)on total salaries and other income received by Cuban workers for whatever motive, except those received under the workers' economic promotion fund, including social security contributions;</p> <p>c)on documents (taxes and duties for application for, issue or renewal of specified documents).</p>	
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REPUBLIC OF CUBA (continued)

	4)Unbound, except for measures on the entry and temporary residence of natural persons in the senior and specialist categories when related to commercial presence under the terms and conditions agreed upon, provided that this personnel is not available in Cuba. Foreign personnel must help to train Cuban personnel in their respective areas of expertise.	4)Foreign workers may only remit abroad in convertible currency the percentage of their salaries determined by the National Bank of Cuba	
<b>II. SECTOR-SPECIFIC COMMITMENTS</b>			
1.BUSINESS SERVICES <u>A. Professional services</u> a)Legal services	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	
Other legal advisory and information services (CPC 86190)  b)Accounting, auditing and bookkeeping services	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	

Financial auditing services (CPC 86211)	1)Unbound	1)Unbound	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
Other services (CPC 86210)	1)Unbound	1)Unbound	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

e)Engineering services (CPC 8672)	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>B.Computer and related services</u>			
b)Software implementation services			
Systems and software consulting services (CPC 84210)	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 84220)	1)None	1)None	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
Programming services (CPC 84240)	1)None	1)None	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
Systems maintenance services (CPC 84250)	1)None	1)None	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

<p><u>C. Research and development services</u></p>			
<p>c) Interdisciplinary research and development services (CPC 85300)</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>F. Other business services</u></p>			
<p>c) Management consulting services (CPC 8650)</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>	

2.COMMUNICATION SERVICES			
<u>B.Courier services</u>			
Multi-modal courier services (CPC 75121)	1)Unbound	1)Unbound	
	2)Unbound	2)Unbound	
	3)The competent authority reserves the right to approval subject to economic needs	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
Other courier services (CPC 75129)	1)Unbound	1)Unbound	
	2)Unbound	2)Unbound	
	3)The competent authority reserves the right to approval subject to economic needs	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

<p><u>C.Telecommunication services</u> Including:</p> <p>a)Telephone services (CPC 7521)</p> <p>b) and c) Data transmission services (CPC 7523)</p>	<p>1)Unbound</p> <p>2)Unbound</p> <p>3)The competent authority reserves the right to approval subject to economic needs</p> <p>4)Unbound, except as indicated in the horizontal section</p> <p>1)Unbound</p> <p>2)Unbound</p> <p>3)The competent authority reserves the right to approval subject to economic needs</p> <p>4)Unbound, except as indicated in the horizontal section</p>	<p>1)Unbound</p> <p>2)Unbound</p> <p>3)None</p> <p>4)Unbound, except as indicated in the horizontal section</p> <p>1)Unbound</p> <p>2)Unbound</p> <p>3)None</p> <p>4)Unbound, except as indicated in the horizontal section</p>	
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d)Telex services (CPC 7523)	1)Unbound 2)Unbound 3)The competent authority reserves the right to approval subject to economic needs 4)Unbound, except as indicated in the horizontal section	1)Unbound 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	
e)Telegraph services (CPC 7522)	1)Unbound 2)Unbound 3)The competent authority reserves the right to approval subject to economic needs 4)Unbound, except as indicated in the horizontal section	1)Unbound 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

<p>f)Facsimile services (CPC 7521 + 7529)</p>	<p>1)Unbound 2)Unbound 3)The competent authority reserves the right to approval subject to economic needs 4)Unbound, except as indicated in the horizontal section</p>	<p>1)Unbound 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section</p>	
<p>o)Other telecommunications services (CPC 75290)</p>	<p>1)Unbound 2)Unbound 3)The competent authority reserves the right to approval subject to economic needs 4)Unbound, except as indicated in the horizontal section</p>	<p>1)Unbound 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section</p>	

3.CONSTRUCTION AND RELATED ENGINEERING SERVICES			
A. <u>General construction for building</u> (CPC 512)	1)Unbound* 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	1)Unbound* 2)Unbound 3)Unbound 4)Unbound, except as indicated in the horizontal section	
B. <u>General construction work for civil engineering</u> (CPC 513)	1)Unbound* 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	1)Unbound* 2)Unbound 3)Unbound 4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

7.FINANCIAL SERVICES			
A. <u>All insurance and insurance-related services</u>			
a)Life, accident and health insurance services (CPC 8121)	1)Unbound		1)Unbound
	2)Unbound		2)Unbound
	3)None		3)None
	4)Unbound, except as indicated in the horizontal section		4)Unbound, except as indicated in the horizontal section
b)Non-life insurance services (CPC 8129)	1)Unbound		1)Unbound
	2)Unbound		2)Unbound
	3)None		3)None
	4)Unbound, except as indicated in the horizontal section		4)Unbound, except as indicated in the horizontal section

c)Reinsurance and retrocession (CPC 81299)	1)Unbound	1)Unbound	
	2)Unbound	2)Unbound	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
d)Services auxiliary to insurance (including broking and agency services) (CPC 81401)	1)Unbound	1)Unbound	
	2)Unbound	2)Unbound	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
Average and loss adjustment services (CPC 81403)	1)Unbound	1)Unbound	
	2)Unbound	2)Unbound	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

<p>Actuarial services (CPC 81404)</p>	<p>1)Unbound 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section</p>	<p>1)Unbound 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section</p>	
<p><u>B. Banking and other financial services</u></p>			
<p>Commercial banking</p>	<p>1)Unbound 2)Unbound 3)A banking institution set up under the system of Cuban-foreign economic associations may function under the private banking regime with joint capital and may form part of the Cuban banking system, subject to national legislation and regulations and supervision by the Banco Nacional De Cuba. To operate within the banking system it is necessary to apply for and obtain a licence from the Banco Nacional De Cuba and be entered in the General Register of Banks</p>	<p>1)Unbound 2)Unbound 3)Licensing requirements for operating as a bank are applicable to all non-State participants in the national banking system  Licences for associations set up in the banking sector on the basis of foreign and national capital permit commercial banking activities related to operations in freely convertible currencies</p>	

	<p>The establishment of representative offices of foreign banking interests must follow the same procedure and they may not lend or accept deposits</p> <p>Licences for the creation of private banks with joint capital are only granted for carrying out operations in freely convertible currencies, consistent with the functions of commercial and investment banks, with entities in Cuba and on international markets</p> <p>Investment funds must come from abroad and the licences restrict the possibilities of attracting investment in Cuba</p> <p>The establishment of subsidiaries of foreign banks in Cuba is not permitted</p> <p>4)Unbound, except as indicated in the horizontal section</p>	<p>4)Unbound, except as indicated in the horizontal section</p>	
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REPUBLIC OF CUBA (continued)

9.TOURISM AND TRAVEL-RELATED SERVICES			
A. <u>Hotels and restaurants</u>			
Hotel and other lodging services (CPC 641)	1)Unbound*	1)Unbound*	
	2)Unbound	2)Unbound	
	3)None	3)None	
Food serving services (CPC 642)	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
	1)Unbound*	1)Unbound*	
	2)Unbound	2)Unbound	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	

Beverage serving services for consumption on the premises (CPC 643)	1)Unbound* 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	1)Unbound* 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	
<u>B.Travel agency and tour operator services</u>			
Travel agency, tour operator and tourist guide services (CPC 747)	1)None 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	1)None 2)Unbound 3)None 4)Unbound, except as indicated in the horizontal section	

REPUBLIC OF CUBA (continued)

10.RECREATIONAL, CULTURAL AND SPORTING SERVICES			
D. <u>Sporting and other recreational services</u> (CPC 964)	1)None		1)Unbound
	2)None		2)Unbound
	3)None		3)None
	4)Unbound, except as indicated in the horizontal section		4)Unbound, except as indicated in the horizontal section
11.TRANSPORT SERVICES			
A. <u>Maritime transport services</u>			
a)Passenger transportation (CPC 7211)	1)None		1)None
	2)None		2)None
	3)None		3)None
	4)Unbound, except as indicated in the horizontal section		4)Unbound, except as indicated in the horizontal section

<p>b)Freight transportation (excluding transportation in coastal waters) (CPC 7212)</p>	<p>1)Unbound</p> <p>2)None</p> <p>3)None for the establishment of subsidiaries, representative offices etc., for the supply of international maritime transportation freight services, however, it is not permitted for foreign companies to register ships to be operated under the Cuban flag</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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REPUBLIC OF CUBA (continued)

d)Maintenance and repair of vessels			
Repair services of other transport equipment, on a fee or contract basis (only includes the repair of containers) (CPC 88680)	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	
Repair services of other transport equipment, on a fee or contract basis (only includes the repair and maintenance of small vessels in the Port of Cabañas) (CPC 88680)	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	

f) Supporting services for maritime transport			
Container handling services (only includes use of the container terminal in the port of Havana and in the port of Mariel as transshipment points) (CPC 74110)	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	
Other cargo handling services (only includes transshipment operations at terminals specializing in the handling of fertilizers) (CPC 74190)	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	

REPUBLIC OF CUBA (continued)

<p>Other storage or warehousing services (warehouses for the consignment of inputs for maritime transport) (CPC 74290)</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>C. <u>Air transport services</u></p>			
<p>d)Maintenance and repair of aircraft</p>			
<p>Repair services of other transport equipment, on a fee or contract basis (CPC 88680)</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>	

e) Supporting services for air transport			
Other supporting services for air transport (CPC 7469)			
Including:			
Computer reservation system (CRS); and	1)None	1)None	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	
Sale or marketing of air transport services	1)None	1)None	
	2)None	2)None	
	3)None	3)None	
	4)Unbound, except as indicated in the horizontal section	4)Unbound, except as indicated in the horizontal section	