

## **GATS 2000**

### **REQUEST FROM THE EC AND ITS MEMBER STATES (HEREAFTER THE EC)**

**TO**

**JORDAN**

#### **GENERAL REMARKS**

At the WTO Ministerial Conference in Doha in November 2001, Ministers agreed that initial requests for specific commitments should be submitted by 30 June 2002.

In line with this decision, and committed to the objectives and principles stated in the GATS, in particular Article IV and XIX GATS, as well as the negotiating guidelines agreed by the Council for Trade and Services on 29 March 2001, the EC encourages Jordan to participate actively in the negotiations.

The EC considers that the progressive liberalisation of services is of benefit for all members, including developing and least developed countries. In this context, the EC recognises the importance of liberalisation being underpinned by domestic regulatory frameworks designed to ensure the achievement of public policy objectives.

This request covers horizontal commitments and the following service sectors:

- Professional Services
- Business services (Other than Professional services)
- Telecommunication services
- Construction and related engineering services
- Distribution services
- Environmental services
- Financial services
- Tourism and travel related services
- News agency services
- Transport services

The EC proposes that Jordan's current GATS commitments are revised in accordance with this Request. The EC is both seeking improved commitments and clarification of existing commitments as set out in this Request.

The EC is furthermore looking for a reduction in scheduled limitations whether these are horizontal or sector specific in nature. In so doing, the EC is not seeking the dismantling of public services nor the privatisation of state owned companies.

In conformity with the objectives set out in the EC's overall approach to services negotiations (document S/CSS/W/15), the EC reiterates its commitments to promote regulatory disciplines in accordance with Article VI:4 of the GATS. The EC, however, reserves its right to address at any time to Jordan specific requests concerning regulatory issues.

The EC further requests that commitments are entered in accordance with the scheduling guidelines adopted by the Council of Trade in Services on 23 March 2001 (S/L/92). In particular, for each commitment or limitation entered the EC requests:

- that the sector and sub-sector are clearly identified in accordance with the classification list in Document MTN.GNS/W/120 or other internationally recognised classification (e.g. Financial Services Annex) and corresponding CPC number. If there is no appropriate classification, the schedule should contain a sufficiently detailed definition to avoid any ambiguity as to the scope of the commitment. In that respect, the EC would like to recall the classification proposed in its negotiating proposal with regard to environmental services. While discussions on classification in these sectors are still ongoing, the EC would like to invite Jordan to present its offer in accordance with this approach.
- that any remaining limitation on market access (hereafter "MA") or on national treatment (hereafter "NT") are clearly described and only be inscribed in the market access or national treatment columns if the measure is of a nature foreseen by Articles XVI-XVII GATS.

The EC remains available to provide any clarification and answer any question on this request. Questions can be addressed to the European Commission via the EC GATS contact point (mailbox address: TRADE-GATS-CONTACT-POINTS@cec.eu.int), via the Delegation of the European Commission in Geneva, or directly to the European Commission (Directorate-General Trade, Unit D2 (Trade in services, including e-commerce), Brussels, B-1049, Belgium, fax 32-2-299 24 35).

*Note : The EC reserves the right to revise and/or supplement this Request. For each service sector, W120 classification has been followed unless expressly indicated and CPCs refer to the Provisional CPC classification. The precise scope for each sector is without prejudice to the EC's final positions on classification issues and to the EC's classification of their existing commitments.*

## HORIZONTAL COMMITMENTS

### EC REQUEST TO JORDAN

#### ALL MODES

- NT is unbound for subsidies. **EC Request:** Take commitments in mode 3

#### MODE 3

- MA - All investments in public utilities are generally subject to concession. **EC Request:** Precise in which sectors service provision is granted by concession
- NT - Foreign investment above JF 50.000. **EC Request:** Reduce substantially this amount
- NT - Purchase and lease for more than three years of real estate by non-Jordanian firms subject to cabinet authorisation **EC Request:** Specify the conditions for the authorisation
- NT - Prohibition on juridicial entities to engage in real estate trading. **EC Request:** Eliminate

#### MODE 4

##### **Intra-corporate transferees**

- The EC requests that a commitment be made to allow as intra-corporate transferees without requiring an economic needs test «persons with a university degree or equivalent technical qualification who are transferring for career development purposes or to obtain training in business techniques or methods ». The maximum prior employment requirement should be one year.

##### **Business Visitors**

- The schedule notes that an Economic Needs Test is applied before granting work permits. **EC Request:** Please clarify whether ENTs are also applied to business visitors entering Jordan. If so, eliminate.

## **Contractual Service Suppliers**

A contractual service supplier is a juridical person with no commercial presence in Jordan, who has obtained a service contract in Jordan requiring the presence of its employees in Jordan in order to fulfil that contract. Jordan's existing Mode 4 commitments cover "professionals" working as contractual service suppliers. **EC request:**

- Schedule the ENT in accordance with the Scheduling Guidelines adopted in March 2001.
- Clarify what is meant by the term “professionals”. In particular, does it cover “specialists” working in the following sub-sectors:

List of sectors:

1. Business Services

Computer and Related Services

Management consulting services

Services related to management consulting

Related scientific and technical consulting services

6. Environmental Services

Sub-sectors A-D, G and F

7. Financial Services

Services auxiliary to insurance, such as consultancy, actuarial, risk and claim settlement services

Advisory and other auxiliary financial services on all the activities listed in the sub paragraphs (v) to (xv) of the classification of the Annex on Financial Services, including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy

*Note: Mode 4 is covered horizontally in this part for all service sectors. The sectoral requests in the following pages only refer to mode 4 when specifically related to one particular service sector.*

## **PROFESSIONAL SERVICES**

### **EC REQUEST TO JORDAN**

Jordan has not committed this sector. The EC requests that it be committed as follows:

#### **A. LEGAL SERVICES (CPC 861)**

##### **EC Request:**

- Commit covering at least consultancy on public international law and on law of jurisdiction where the service supplier or its personnel are qualified lawyers
- Modes 1, 2, 3: Take full commitments, i.e. schedule “none” under MA and NT
- Mode 4: Commit as referred to in the section “Horizontal commitments”

#### **B. ACCOUNTING, AUDITING AND BOOKEEPING SERVICES (CPC 862)**

##### **EC Request:**

For accounting and bookkeeping services:

- Modes 1, 2, 3: Take full commitments, i.e. schedule “none” under MA and NT
- Mode 4: Commit as referred to in the section “Horizontal commitments”

For auditing services:

- Modes 2, 3: Take full commitments, i.e. schedule “none” under MA and NT
- Mode 4: Commit as referred to in the section “Horizontal commitments”

#### **E. ENGINEERING SERVICES (CPC 8672)**

#### **F. INTEGRATED ENGINEERING SERVICES (CPC 8673)**

**EC Request** for each of these two sub-sectors:

- Modes 1, 2, 3: Take commitments under MA and NT
- Mode 4: Commit as referred to in the section “Horizontal commitments”

The EC also invites Jordan to consider taking commitments in the sub-sectors of taxation services and architectural services.

## **BUSINESS SERVICES (OTHER THAN PROFESSIONAL)**

### **EC REQUEST TO JORDAN**

#### **B. COMPUTER AND RELATED SERVICES**

**EC Request:** Schedule commitments at the two-digit level, i.e. CPC 84.

#### **F. OTHER BUSINESS SERVICES**

Jordan has committed this sector only partially. The EC requests that it be committed as follows:

##### **a) Advertising (CPC 871)**

- Mode 3: MA – access limited to Jordanian nationals, or companies with majority Jordanian ownership. **EC Request:** Allow 100% foreign ownership.
- Modes 3 and 4: MA – nationality requirement for Directors of advertising agencies. **EC Request:** Eliminate and replace if necessary with non-discriminatory licensing requirement.

##### **e) Technical testing and analysis services (CPC 8676)**

- Mode 3: MA – Foreign equity restriction on geo-technical testing services. **EC Request:** Eliminate.

##### **m) Related scientific and technical consulting services (CPC 8675)**

- Prospecting, surveying, exploration, exploitation and map-making have not been committed. **EC Request:** Extend sectoral coverage to all of CPC 8675.
- Mode 1 remains unbound. **EC Request:** Take full commitments, i.e. schedule “none” under MA and NT.
- Mode 3: MA - foreign equity limitation. **EC Request:** Eliminate.
- Mode 3: MA - requirement for Cabinet authorization. **EC Request:** Clarify whether this applies only to commercial presence involving foreigners. If so, consider replacing with a non-discriminatory licensing requirement.
- Modes 3 and 4: MA - nationality requirement for geologists and geological engineers. **EC Request:** Eliminate.

**n) Maintenance and Repair of Equipment (not including transport equipment)  
(CPC 633 + 8861-8866)**

- Not committed for maintenance and repair of television and radio transmitters, apparatus for line telephony or telegraphy and radio broadcast equipment. **EC Request:** Extend sectoral coverage to these areas.
- Mode 1 remains unbound for technical reasons. **EC Request:** Why does Jordan consider that these services cannot be provided through Mode 1?

The EC also invites Jordan to consider improving its existing commitments in Rental and Leasing Services without Operators (CPC 831) and Convention services (part of CPC 87909).

## **TELECOMMUNICATION SERVICES**

### **EC REQUEST TO JORDAN**

Jordan has only partially committed this sector. The EC requests that it be committed as follows :

#### **MODE 3**

- There is a requirement to use gateways for Global Mobile Personal Communication by Satellite (GMPCS). **EC Request:** Remove this restriction.

## **EC REQUEST TO JORDAN**

Jordan has committed this sector only partially. The EC requests that it be committed as follows:

**A. GENERAL CONSTRUCTION WORK FOR BUILDINGS (CPC 512)**

**B. GENERAL CONSTRUCTION WORK FOR CIVIL ENGINEERING (CPC 513)**

**C. INSTALLATION AND ASSEMBLY WORK (CPC 514+516)**

**D. BUILDING COMPLETION AND FINISHING WORK (CPC 517)**

**E. OTHER (CPC 511 +515+518)**

For each of the above sub-sectors:

- "Site preparation work for mining (CPC 5115) is not committed. **EC Request:** Extend sectoral coverage of commitments to this CPC
- Mode 3: MA – Foreign equity in Jordanian construction and contracting firms is limited to 50%. Otherwise, non-Jordanian construction and contracting firms may provide services only through a contractual association with Jordanian firms for the purpose of implementing a specific project or tender. **EC Request:** Remove these requirements.
- Mode 4: MA – The number of foreign engineers to be employed by a firm may not exceed twice the number of qualified Jordanian engineers employed by the same firm. **EC Request:** Remove this requirement.

## **DISTRIBUTION SERVICES**

### **EC REQUEST TO JORDAN**

Jordan has only partially committed this sector. The EC requests that this sector is committed as follows :

#### **B. WHOLESALE TRADE SERVICES ( 622, 6111+6113+6121)**

The distribution of pharmaceuticals and motor vehicles (CPC 6111+6113+6121) is not committed. **EC Request** for these CPCs:

- Modes 1, 2, 3 : Take full commitments, i.e. schedule “none” under MA and NT
- Mode 4 : Commit as referred to in the sections “Horizontal commitments”.
  
- Establishment is generally subject to 50% foreign equity limitation. **EC Request:** Eliminate such restriction.

#### **C. RETAILING TRADE SERVICES (CPC 631+632,6111+6113+6121+613)**

The distribution of motor fuel (CPC 613) is not committed. **EC Request:**

- Modes : 1, 2, 3 : Take full commitments, i.e. schedule “none” under MA and NT
- Mode 4 : Commit as referred to in the section “Horizontal commitments”.
  
- Establishment is generally subject to 50% foreign equity limitation with some exceptions. **EC Request:** Eliminate such restriction.

# **ENVIRONMENTAL SERVICES**

## **EC REQUEST TO JORDAN**

This request is based on the EC proposal for the classification of environmental services. While discussions on classification in this sector are still ongoing, the EC would like to invite Jordan to present its offer in accordance with this proposal, without prejudice to the outcome of the discussion on the classification of environmental services:

### **A. WATER FOR HUMAN USE & WASTEWATER MANAGEMENT**

#### **Water collection, purification and distribution services through mains, except steam and hot water**

This sub-sector only concerns the distribution of water through mains' (i.e. urban sewage systems). This excludes any cross-border transportation either by pipeline or by any other means of transport, nor does it imply access to water resources.

#### **EC Request:**

- Mode 3: Take commitments under MA and NT
- Mode 4: Commit as referred to in the section "Horizontal commitments"

#### **Wastewater services (CPC 9401)**

#### **EC Request:**

- Mode 3: Take full commitments, i.e. schedule "none" under MA and NT
- Mode 4: Commit as referred to in the section "Horizontal commitments"

### **B. SOLID/HAZARDOUS WASTE MANAGEMENT**

#### **Refuse disposal services (CPC 94020)**

#### **EC Request:**

- Mode 3: Take commitments for MA and NT
- Mode 4: Commit as referred to in the section "Horizontal commitments"

## **D. REMEDIATION AND CLEANUP OF SOIL & WATER**

**Treatment, remediation of contaminated/polluted soil and water (part of CPC 94060)**

### **EC Request:**

- Mode 3: Take commitments for MA and NT
- Mode 4: Commit as referred to in the section “Horizontal commitments”

## **F. PROTECTION OF BIODIVERSITY AND LANDSCAPE**

**Nature and landscape protection services (part of CPC 94060)**

### **EC Request:**

- Mode 1, 3: Take commitments for MA and NT
- Mode 4: Commit as referred to in the section “Horizontal commitments”

## FINANCIAL SERVICES

### EC REQUEST TO JORDAN

Jordan has committed this sector only partially. The EC requests that it be committed as follows:

#### INSURANCE

- Modes 1 and 2: MA and NT - Unbound in non-life insurance. **EC Request:** Take full commitments in MAT insurance in accordance with the Understanding on Commitments in Financial Services.
- Mode 3 : MA - In direct insurance and reinsurance, subsidiaries are not allowed. **EC Request:** Allow subsidiaries.
- Modes 1 and 2: MA and NT - Unbound in insurance intermediation (such as brokerage and agency). **EC Request:** Take full commitments in MAT insurance intermediation and reinsurance in accordance with the Understanding on Commitments in Financial Services.
- Mode 3: MA - Nationality requirement in agency services. **EC Request:** Remove these limitations.
- Modes 1 and 2: MA and NT – Unbound in average and loss adjustment services. **EC Request:** Take full commitments, i.e. schedule “none”.

# TOURISM AND TRAVEL RELATED SERVICES

## EC REQUEST TO JORDAN

Jordan has committed this sector only partially. The EC requests that it be committed as follows:

### **A. HOTELS AND RESTAURANTS (INCL. CATERING) (CPC 641-643)**

Air catering services:

- Mode 2: MA and NT - This mode remains unbound. **EC Request:** Take full commitments, i.e. schedule “none” under MA and NT.
- Mode 3: Could Jordan indicate when exclusivity granted to the national carrier will be lifted? Jordan retains a 50% foreign equity limitation under this mode of supply, and indicates that number of services providers may be restricted. **EC Request:** Allow majority foreign ownership. Specify the number of services providers.
- Mode 4 : Commit as referred to in the section “Horizontal commitments”.

### **B. TRAVEL AGENCIES AND TOUR OPERATORS SERVICES (CPC 7471)**

- Mode 1: MA - Foreign travel agents must implement their tours through local service provider. **EC Request:** Remove this limitation.
- Mode 3: MA - Jordan retains a 50% foreign equity limitation under this mode of supply. Director must be Jordanian national. **EC Request:** Allow majority foreign ownership and remove condition that director must be Jordanian national.
- Mode 4: MA - Director must be Jordanian national. **EC Request:** Remove this condition, and commit as referred to in the section “Horizontal commitments”

## TRANSPORT SERVICES

### EC REQUEST TO JORDAN

Jordan has partly committed this sector. The EC requests that it be committed as follows:

#### **ALL SECTORS**

- Mode 3: Commercial presence subject to 50% foreign equity limitation. **EC Request:** Eliminate

#### **A. MARITIME TRANSPORT**

Jordan has made commitments for freight and passenger transportation, rental of vessels, repair and maintenance, warehousing and forwarding services. **EC Request:** Take commitments in accordance with the attached model schedule (Annex 1). In particular for the following areas:

- 1) **International transport (freight and passengers) CPC 7211 and 7212**
- 2) **Additional commitments for access to and use of ports facilities**
- 3) **Maritime auxiliary services (maritime cargo handling, storage and warehouse services, customs clearance services, container station and depot services, maritime agency services)**
- 4) **Multimodal activities: for inland forwarding of cargoes – commit the ability to rent or lease or to have access to and use of multimodal facilities (as specified in the note to the schedule).**
- 5) **Definitions – commit definitions as specified in the model schedule**

The EC also requests the following additional maritime commitments from Jordan:

#### **C. AIR TRANSPORT**

##### **1) Maintenance and repair of aircraft and parts thereof**

Jordan has a commitment for this activity, with certain restrictions (Mode 1 and 3 for MA). **EC Request:**

- Modes 1, 2 and 3: Take full commitments, i.e. schedule “none”, under MA and NT
- Mode 4: Commit as referred to in the section “none”, under MA and NT

## **2) Groundhandling services, as specified in the attached definitions (Annex 2)**

### **EC Request:**

- Modes 2 and 3: Take full commitments, i.e. schedule “none”, under MA and NT
- Mode 4: Commit as referred in the section “Horizontal commitments”

## **3) Airport management services, as specified in the attached definitions (Annex 2)**

### **EC Request:**

- Mode 3: Take full commitments, i.e. schedule “none”, under MA and NT
- Mode 4: Commit as referred in the section “Horizontal commitments”

## **F. ROAD TRANSPORT**

Jordan had not committed this sector. The EC requests that it be committed as follows:

### **b) Freight Transportation (CPC 7123)**

#### **EC Request:**

- Mode 3: Take full commitments, i.e. schedule “none”, under MA and NT
- Mode 4: Commit as referred in the section “Horizontal commitments”

### **d) Maintenance and Repair of Road Transport Equipment (CPC 6112)**

#### **EC Request:**

- Modes 1, 2 and 3: Take full commitments, i.e. schedule “none”, under MA and NT
- Mode 4: Commit as referred in the section “Horizontal commitments”

## **H. SERVICES AUXILIARY TO ALL MODES OF TRANSPORT**

### **b) Storage and Warehouse Services (CPC 742)**

Jordan has taken commitments with certain restrictions for this activity. **EC Request:**

- Modes 2 and 3: Take full commitments, i.e. schedule “none”, under MA and NT
- Mode 4: Commit as referred in the section “Horizontal commitments”

**c) Freight Transport Agency/Freight Forwarding Services (CPC 748) and Pre-Shipment Inspection (part of CPC 749)**

Jordan has taken commitment with certain restrictions for this activity. **EC Request:**

- Modes 1,2 and 3: Take full commitments, i.e. schedule "none", under MA and NT
- Mode 4: Commit as referred in the section "Horizontal commitments"

## ANNEX 1: SCHEDULE ON MARITIME TRANSPORT SERVICES

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>TRANSPORT SERVICES MARITIME TRANSPORT SERVICES International Transport (freight and passenger) CPC 7211 and 7212 <u>less</u> cabotage transport (as defined below – 1)</p>	<p>1) (a) <u>Liner Shipping</u>: none (b) <u>Bulk, tramp, and other international shipping, including passenger transportation</u>: none</p> <p>2) None</p> <p>3) (a) Establishment of registered company for the purpose of operating a fleet under the national flag of the State of establishment: unbound (b) Other forms of commercial presence for the supply of international maritime transport services (as defined below – 2): none</p> <p>4) (a) Ships crews: unbound (b) Key personnel employed in relation to a commercial presence as defined under mode 3b) above: Unbound except as in horizontal section</p>	<p>1) (a) None (b) None</p> <p>2) None</p> <p>3) (a) Unbound</p> <p>(b) None</p> <p>4) (a) Unbound (b) Unbound except as in horizontal section</p>	<p>The following services at the port are made available to international maritime transport suppliers on reasonable and no discriminatory terms and conditions</p> <ol style="list-style-type: none"> <li>1. Pilotage</li> <li>2. Towing and tug assistance</li> <li>3. Provisioning, fuelling and watering</li> <li>4. Garbage collecting and ballast waste disposal</li> <li>5. Port Captain's services</li> <li>6. Navigation aids</li> <li>7. Shore-based operational services essential to ship operations, including communications, water and electrical supplies</li> <li>8. Emergency repair facilities</li> <li>9. Anchorage, berth and berthing services</li> </ol>

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
MARITIME AUXILIARY SERVICES Maritime Cargo Handling Services (as defined below – 4)	1) Unbound* except for – no limitation on transshipment (board to board or via the quay) and/or on the use of on-board cargo handling equipment 2) None 3) None** 4) Unbound except as in horizontal section	1) Unbound* except for no limitation on transshipment (board to board or via the quay) and/or on the use of on-board cargo handling equipment 2) None 3) None 4) Unbound except as in the horizontal section	
Storage and warehousing Services CPC 742	1) Unbound* 2) None 3) None** 4) Unbound except as in horizontal section	1) Unbound* 2) None 3) None 4) Unbound except as in the horizontal section	
Customs Clearance Services (as defined below – 5)	1) Unbound* 2) None 3) None** 4) Unbound except as in horizontal section	1) Unbound* 2) None 3) None 4) Unbound except as in the horizontal section	
Container Station and Depot Services (as defined below – 6)	1) Unbound* 2) None 3) None** 4) Unbound except as in horizontal section	1) Unbound* 2) None 3) None 4) Unbound except as in the horizontal section	
Maritime Agency Services (as defined below – 7)	1) None 2) None 3) None 4) Unbound except as in horizontal section	1) None 2) None 3) None 4) Unbound except as in the horizontal section	
(Maritime) Freight Forwarding Services (as defined below – 8)	1) None 2) None 3) None 4) Unbound except as in horizontal section	1) None 2) None 3) None 4) Unbound except as in the horizontal section	

\* A commitment on this mode of delivery is not feasible.

\*\* Public utility concession or licensing procedures may apply in case of occupation of the public domain.

## NOTE TO THE SCHEDULE

Where road, rail, inland waterways (and) (related) (auxiliary) services are not otherwise fully covered in (this) (a Member's) schedule, a multimodal transport operator (as defined below - 3) shall have the ability to rent or lease trucks, railway carriages or barges and related equipment, for the purpose of inland forwarding of cargoes, or have access to, and use of, these forms of multimodal activities on reasonable and non-discriminatory terms and conditions for the purpose of carrying out multimodal transport operations. (« Reasonable and non-discriminatory terms and conditions» means, for the purpose of (multimodal transport operations), (this additional commitment), the ability of the multimodal transport operator to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which has entered the port at a later date).

### DEFINITIONS

1. Without prejudice to the scope of activities which may be considered as «cabotage» under the relevant national legislation, this schedule does not include «maritime cabotage services », which are assumed to cover transportation of passengers or goods between a port located in ... [name of country] ... and another port located in ... [name of the country], traffic originating and terminating in the same port located in [name of country] provided that this traffic remains within ... [name of country]'s territorial waters and transportation of passengers and goods between a port located in ... [name of the country] ... and installations or structures situated on the continental shelf of [name of the country].

2. « Other forms of commercial presence for the supply of international maritime transport services » means the ability for international maritime transport service suppliers of other Members to undertake locally all activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which the maritime transport constitutes a substantial element. (This commitment shall however not be constituted as limiting in any manner the commitments undertaken under the cross-border mode of delivery).

These activities include, but are not limited to:

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

3. « Multimodal transport operators » means the person on whose behalf the bill of lading /multimodal transport document, or any other document evidencing a contract of multimodal carriage of goods, is issued and who is responsible for the carriage of goods pursuant to the contract of carriage.
4. « Maritime cargo handling services » means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dockers, when this workforce is organised independently of the stevedoring or terminal operation companies. The activities covered include the organisation and supervision of:
- the loading/ discharging of cargo to/from a ship;
  - the lashing/unlashing of cargo;
  - the reception/ delivery and safekeeping of cargoes before shipment or after discharge
5. « Customs clearance services » (alternatively « customs house brokers' services ») means activities consisting in carrying out on behalf of another party customs formalities concerning import, export or through transport of cargoes, whether this service is the main activity of the service provider or a usual complement of its main activity.
6. « Container station and depot services » means activities consisting in storing containers, whether in port areas or inland, with a view to their stuffing/ stripping, repairing and making them available for shipments.
7. « Maritime agency services » means activities consisting in representing within a given geographic area, as an agent the business interests of one or more shipping lines or shipping companies, for the following purposes:
- marketing and sales of maritime transport and related services from quotation to invoicing, and issuance of bills of lading on behalf of the companies, acquisition and resale of the necessary related services, preparation of documentation, and provision of business information;
  - acting on behalf of the companies organising the call of the ship or taking over cargoes when required.
8. « Freight forwarding services » means (the activity consisting of organising and monitoring shipment operations on behalf of shippers, through the acquisition of transport and related services, preparation of documentation and provision of business information)..

## **ANNEX 2: FACILITATING AIR TRANSPORT SERVICES**

### **Ground-handling Services**

Efficient ground-handling is essential to the proper functioning of air transport and competition between operators in this area ensures that proper use is made of air transport infrastructure. It helps reduce the operating costs of airlines and improves the quality of service for airport users.

For specialised groundhandling suppliers the following activities are requested:

Ground Administration – supervision and administration at the airport (CPC 7461);

Passenger Handling – assisting arriving, departing and transfer passengers (CPC 7461);

Baggage Handling – handling baggage in the sorting area (CPC 7461);

Freight and Mail Handling – physical handling of freight and mail, dealing with security and customs procedures (CPC 74110 (container handling services) and 74190 (other cargo handling services);

Ramp Handling – marshalling and moving the aircraft, loading and unloading of aircraft, transport of passengers, freight, supplies (CPC 7469).

Aircraft Services – cleaning the aircraft, heating and cooling, removal of snow and ice (CPC 7469);

Fuel and Oil Handling – organisation and provision of fuel and oil;

Aircraft Maintenance – covered specifically by the Annex as above;

Flight Operations and Crew Administration – preparation of the flight, inflight and post-flight assistance, crew administration;

Surface Transport – organisation and execution of transport within airport – except to and from aircraft;

Catering Services – administration, storage, preparation and delivery of bar and food supplies (CPC 6423). [Catering is listed for only for information purposes as this activity is classified and committed by Argentina as part of tourism services]

### **Airport management services**

Airport management services constitute the core activities of airport services providers and cover: Airport operation services (excl. cargo handling), including passenger air terminal services and ground services on air fields, including runway operating services, on a fee or contract CPC 74610. Activities are also related to “other management consulting services” (CPC 86509) and activities separately specified under “other management services not elsewhere classified”(CPC 86609). A commitment will allow services suppliers to take an equity stake in - and engage in the overall operation and management of - airports when these are open for investments from private operators. Thereby it will bind existing common practices in the sector.

