

GENERAL AGREEMENT ON TARIFFS AND TRADE

ACCORD GENERAL SUR LES TARIFS DOUANIERS ET LE COMMERCE

ACUERDO GENERAL SOBRE ARANCELES ADUANEROS Y COMERCIO

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AGREEMENT ON GOVERNMENT PROCUREMENT

Addendum

Attached is a copy of Korea's Annexes<sup>1</sup> to Appendix I of the Agreement on Government Procurement.

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ACCORD RELATIF AUX MARCHES PUBLICS

Addendum

On trouvera ci-joint copie des annexes de la Corée<sup>1</sup> figurant à l'Appendice I de l'Accord relatif aux marchés publics.

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ACUERDO SOBRE COMPRAS DEL SECTOR PÚBLICO

Addendum

Adjuntos figuran los anexos<sup>1</sup> del Apéndice I del Acuerdo sobre Compras del Sector Público correspondientes a Corea.

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<sup>1</sup>English only/Anglais seulement/Inglés solamente.

**Korea reserves the right to make technical changes to this offer and to correct any errors, omissions or inaccuracies prior to 15 April 1994.**

ANNEX 1

Central Government Entities which Procure in Accordance  
With the Provisions of this Agreement

REPUBLIC OF KOREA

Supplies

Threshold: 130,000 SDR

List of Entities:

- Board of Audit and Inspection
- Prime Minister's Secretariat
- Office of Administrative Coordination
- First Minister of Political Affairs
- Second Minister of Political Affairs
- Economic Planning Board
- National Unification Board
- Ministry of Government Administration
- Ministry of Science and Technology
- Ministry of Environment
- Ministry of Information
- Government Legislation Agency
- Patriots and Veterans Affairs Agency
- Ministry of Foreign Affairs
- Ministry of Home Affairs
- Ministry of Finance
- Ministry of Justice
- Ministry of National Defense
- Ministry of Education
- Ministry of Culture and Sports
- Ministry of Agriculture, Forestry and Fisheries
- Ministry of Trade, Industry and Energy
- Ministry of Construction
- Ministry of Health and Social Affairs
- Ministry of Labor
- Ministry of Transportation
- Ministry of Communications
- Office of Supply (limited to purchases for entities in this list only. Regarding procurement for entities in Annex 2 and Annex 3 in this list, the coverages and thresholds for such entities thereunder shall be applied.)
- National Statistical Office
- Korea Meteorological Administration
- National Police Administration (except purchases for the purpose of maintaining public order, as provided in Article XXIII of the Code)
- National Tax Administration
- Customs Administration
- Supreme Public Prosecutors' Office
- Military Manpower Administration

- Rural Development Administration
- Forestry Administration
- Fisheries Administration
- Industrial Advancement Administration
- Korea Industrial Property Office
- Korea Maritime and Port Administration
- Korea National Railroad Administration (The Korean Government plans to change the NRA into a public corporation in 1996, in which case the Korean Government has the right to transfer the NRA from Annex 1 to Annex 3 without any consultation and/or compensatory measures.)

Services

Threshold: 130,000 SDR

List of Entities which Procure Services Specified in Annex 4:

Same as "Supplies" section

Construction Services

Threshold: 5,000,000 SDR

List of Entities which Procure Services Specified in Annex 5:

Same as "Supplies" section

NOTES

1. The above central government entities include their subordinate linear organizations, special local administrative organs, and attached organs as prescribed in the Government Organization Act of the Republic of Korea.
2. This Agreement does not apply to the products and services procured with a view to resale or to use in the production of goods or provision of services for sale.
3. This Agreement does not apply to the single tendering procurement according to the Budget & Account Law and its Presidential Decree, and the procurement of agricultural, fishery and livestock products according to the Foodgrain Management Law, the Law Concerning Marketing and Price Stabilization of Agricultural and Fishery Products, and the Livestock Law.
4. This Agreement does not apply to the procurement of satellites according to the Aviation and Space Industry Development Promotion Law for five years from its entry into force for Korea.
5. The Defense Logistics Agency shall be considered as part of the Ministry of National Defense. Subject to the decision of the Korean Government under the provisions of paragraph 1, Article XXIII, for MND purchases, this Agreement will generally apply to the following FSC categories only, and for services and construction services listed in Annex 4 and Annex 5, it will apply only to those areas which are not related to national security and defense.

<u>FSC</u>	<u>Description</u>
2510	Vehicular cab, body, and frame structural components
2520	Vehicular power transmission components
2540	Vehicular furniture and accessories
2590	Miscellaneous vehicular components
2610	Tires and tubes, pneumatic, nonaircraft
2910	Engine fuel system components, nonaircraft
2920	Engine electrical system components, nonaircraft
2930	Engine cooling system components, nonaircraft
2940	Engine air and oil filters, strainers and cleaners, nonaircraft
2990	Miscellaneous engine accessories, nonaircraft
3020	Gears, pulleys, sprockets and transmission chain
3416	Lathes
3417	Milling machines
3510	Laundry and dry cleaning equipment
4110	Refrigeration equipment
4230	Decontaminating and impregnating equipment
4520	Space heating equipment and domestic water heaters
4940	Miscellaneous maintenance and repair shop specialized equipment
5120	Hand tools, nonedged, nonpowered
5410	Prefabricated and portable buildings
5530	Plywood and veneer
5660	Fencing, fences and gates
5945	Relays and solenoids
5965	Headsets, handsets, microphones and speakers
5985	Antennae, waveguide, and related equipment
5995	Cable, cord, and wire assemblies: communication equipment
6505	Drugs and biologicals
6220	Electric vehicular lights and fixtures
6840	Pest control agents disinfectants
6850	Miscellaneous chemical, specialties
7310	Food cooking, baking, and serving equipment
7320	Kitchen equipment and appliances
7330	Kitchen hand tools and utensils
7350	Table ware
7360	Sets, kits, outfits, and modules food preparation and serving
7530	Stationery and record forms
7920	Brooms, brushes, mops, and sponges
7930	Cleaning and polishing compounds and preparations
8110	Drums and cans
9150	Oils and greases: cutting, lubricating, and hydraulic
9310	Paper and paperboard

ANNEX 2

Sub-Central Government Entities which Procure in Accordance  
With the Provisions of this Agreement

REPUBLIC OF KOREA

Supplies

Threshold: 200,000 SDR

List of Entities:

- Seoul Metropolitan Government
- City of Pusan
- City of Taegu
- City of Incheon
- City of Kwangju
- City of Taejon
- Kyonggi-do
- Kang-won-do
- Chungchongbuk-do
- Chungchongnam-do
- Kyongsangbuk-do
- Kyongsangnam-do
- Chollabuk-do
- Chollanam-do
- Cheju-do

Services

Threshold: 200,000 SDR

List of Entities which Procure Services Specified in Annex 4:

Same as "Supplies" section

Construction Services

Threshold: SDR 15,000,000

List of Entities which Procure Services Specified in Annex 5:

Same as "Supplies" section

NOTES

1. The above sub-central administrative government entities include their subordinate organizations under direct control and offices as prescribed in the Local Autonomy Law of the Republic of Korea.
2. This Agreement does not apply to the products and services procured with a view to resale or to use in the production of goods or provision of services for sale.
3. This Agreement does not apply to the single tendering procurement according to the Local Finance Law and its Presidential Decree.
4. This Agreement does not apply to the procurement of satellites according to the Aviation and Space Industry Development Promotion Law for five years from its entry into force for Korea.

**ANNEX 3**

**All Other Entities which Procure in Accordance  
With the Provisions of this Agreement**

**REPUBLIC OF KOREA**

**Supplies**

**Threshold:** 450,000 SDR

**List of Entities:**

- Korea Development Bank
- Small and Medium Industry Bank
- Citizens National Bank
- Korea Housing Bank
- Korea Tobacco & Ginseng Corporation
- Korea Security Printing and Minting Corporation
- Korea Electric Power Corporation (except purchases of products in the categories of HS Nos. 8504, 8535, 8537 and 8544)
- Dai Han Coal Corporation
- Korea Mining Promotion Corporation
- Korea Petroleum Development Corporation
- Korea General Chemical Corporation
- Korea Trade Promotion Corporation
- Korea Highway Corporation
- Korea National Housing Corporation
- Korea Water Resources Corporation
- Korea Land Development Corporation
- Rural Development Corporation
- Agricultural and Fishery Marketing Corporation
- Korea Telecom (except purchases of common telecommunications commodity products and telecommunications network equipment)
- Korea National Tourism Corporation
- National Textbook Ltd.
- Korea Labor Welfare Corporation
- Korea Gas Corporation



Services

Threshold

List of Entities which Procure Services Specified in Annex 4

Construction Services

Threshold: 15,000,000 SDR

List of Entities which Procure Services Specified in Annex 5:

Same as "Supplies" section

NOTES

1. This Agreement does not apply to the products and services procured with a view to resale or to use in the production of goods or provision of services for sale.
2. This Agreement does not apply to the single tendering procurement according to the Government Invested Enterprise Management Law and Accounting Regulations on Government Invested Enterprise.
3. This Agreement does not apply to the procurement of satellites according to the Aviation and Space Industry Development Promotion Law for five years from its entry into force for Korea.

ANNEX 4

Services

REPUBLIC OF KOREA

Of the Universal List of Services, as contained in document MTN.GNS/W/120, the following services are included (others being excluded):

<u>GNS/W/120</u>	<u>CPC</u>	<u>Description</u>
1.A.b.	862	Accounting, auditing and bookkeeping services
1.A.c.	863	Taxation services
1.A.d.	8671	Architectural services
1.A.e.	8672	Engineering services
1.A.f.	8673	Integrated engineering services
1.A.g.	8674	Urban planning and landscape architectural services
1.B.a.	841	Consultancy services related to the installation of computer hardware
1.B.b.	842	Software implementation services
1.B.c.	843	Data processing services
1.B.d.	844	Data base services
1.B.e.	845	Maintenance and repair services of office machinery and equipment (including computers)
1.E.a.	83013	Rental/leasing services without operators relating to ships
1.E.b.	83104	Rental/leasing services without operators relating to aircraft
1.E.c.	83101, 83105*	Rental/leasing services without operators relating to other transport equipment (only passenger vehicles for less than fifteen passengers)
1.E.d.	83106, 83108, 83109	Rental/leasing services without operators relating to other machinery and equipment

<u>GNS/W/120</u>	<u>CPC</u>	<u>Description</u>
	87107	Rental/leasing services without operator relating to construction machinery and equipment
1.F.a.	8711, 8719	Advertising agency services
1.F.b.	864	Market research and public opinion polling services
1.F.c.	865	Management consulting services
1.F.d.	86601	Project management services
1.F.e.	86761*	Composition and purity testing and analysis services (only inspection, testing and analysis services of air, water, noise level and vibration level)
	86764	Technical inspection services
1.F.f.	8811*, 8812*	Consulting services relating to agriculture and animal husbandry
	8814*	Services incidental to forestry (excluding aerial fire fighting and disinfection)
1.F.g.	882*	Consulting services relating to fishing
1.F.h.	883*	Consulting services relating to mining
1.F.m.	86751, 86752	Related scientific and technical consulting services
1.F.n.	633, 8861 8862, 8863 8864, 8865 8866	Maintenance and repair of equipment
1.F.p.	875	Photographic services
1.F.q.	876	Packaging services
1.F.r.	88442*	Printing (screen printing, gravure printing, and services relating to printing)
1.F.s.	87909*	- Stenography services - Convention agency services
1.F.t.	87905	Translation and interpretation services
2.C.h.	7523*	Electronic mail
2.C.i.	7523*	Voice mail

<u>GNS/W/120</u>	<u>CPC</u>	<u>Description</u>
2.C.j.	7523*	On-line information and data-base retrieval
2.C.k.	7523*	Electronic data interchange
2.C.l.	7523*	Enhanced/value-added facsimile services including store and forward, store and retrieve
2.C.m.	-	Code and protocol conversion
2.C.n.	843*	On-line information and/or data processing (including transaction processing)
2.D.a.	96112*, 96113*	Motion picture and video tape production and distribution services (excluding those services for cable TV broadcasting)
2.D.e.	-	Record production and distribution services (sound recording)
6.A.	9401*	Refuse water disposal services (only collection and treatment services of industrial waste water)
6.B.	9402*	Industrial refuse disposal services (only collection, transport, and disposal services of industrial refuse)
6.D.	9404*, 9405*	Cleaning services of exhaust gases and noise abatement services (services other than construction work services)
	9406*, 9409*	Environmental testing and assessment services (only environmental impact assessment services)
11.A.b.	7212*	International transport, excluding cabotage
11.A.d.	8868*	Maintenance and repair of vessels
11.F.b.	71233*	Transportation of containerized freight, excluding cabotage
11.H.a.	741*	- Maritime cargo handling services - Container station services (provided in port areas)
11.H.b.	742*	Storage and warehouse services other than those in ports (excluding services for agricultural, fishery and livestock products)

<u>GNS/W/120</u>	<u>CPC</u>	<u>Description</u>
11.H.c	748*	Freight transport agency services <ul style="list-style-type: none"><li>- Maritime agency services</li><li>- Maritime freight forwarding services</li><li>- Shipping brokerage services</li><li>- Air cargo transport agency services</li><li>- Customs clearance services</li></ul>
11.I.	-	Freight forwarding for rail transport

Asterisks (\*) designate "part of" as described in detail in the Revised Conditional Offer of the Republic of Korea Concerning Initial Commitments on Trade in Services.

**ANNEX 5**

**Construction Services**

**REPUBLIC OF KOREA**

**Specifications on covered construction services**

**Definition:**

A construction services contract is a contract which has as its objective the realization by whatever means of civil or building works, in the sense of Division 51 of the Central Product Classification.

**Threshold:**      5,000,000 SDR for entities set out in Annex 1  
                         15,000,000 SDR for entities set out in Annex 2  
                         15,000,000 SDR for entities set out in Annex 3

**List of construction services offered**

<b><u>CPC</u></b>	<b><u>Description</u></b>
511	Pre-erection work at construction sites
512	Construction work for buildings
513	Construction work for civil engineering
514	Assembly and erection of prefabricated construction
515	Special trade construction work
516	Installation work
517	Building completion and finishing work

General Notes

1. Korea will not extend the benefits of this Agreement
  - (a) as regards the award of contracts by the National Railroad Administration,
  - (b) as regards procurement for airports by the entities listed in Annex 1,
  - (c) as regards procurement for urban transportation (including subways) by the entities listed in Annexes 1 and 2

to the suppliers and service providers of member States of the European Community, Austria, Norway, Sweden, Finland and Switzerland, until such time as Korea has accepted that those countries give comparable and effective access for Korean undertakings to their relevant markets.
2. For goods and services (including construction services) of Canada and suppliers of such goods and services, this Agreement does not apply to procurement by the entities listed in Annexes 2 and 3. Korea is prepared to amend this note at such time as coverage with respect to these Annexes can be resolved with Canada.
3. A service listed in Annex 4 is covered with respect to a particular party only to the extent that such party has included that service in its Annex 4.