

**MULTILATERAL TRADE  
NEGOTIATIONS  
THE URUGUAY ROUND**

**RESTRICTED**  
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Group of Negotiations on Services

Original: Spanish

**COMMUNICATION FROM URUGUAY**

**Conditional Offer of Uruguay Concerning  
Initial Commitments on Trade in Services**

The following communication is circulated at the request of Uruguay to the members of the Group of Negotiations on Services.

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This communication contains Uruguay's offer of initial commitments in respect of services, revised in accordance with the GATT Secretariat's new guidelines.

This offer replaces that submitted in document MTN.GNS/W/128 of 25 July 1991.

This revised offer is a preliminary offer and is conditional on the satisfactory conclusion of the negotiations on the establishment of a "framework agreement on international trade in services". The proposal may be revised in the light of the content and structure of the aforementioned "framework agreement".

The offer is also conditional on the satisfactory conclusion of negotiations in other areas of the Round of Multilateral Trade Negotiations that are of special interest to Uruguay and, accordingly, it may be revised, extended, amended or withdrawn in the light of developments in the said negotiations.

OFFER ON SERVICES

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1. Cross-border trade
  2. Movement of consumers
  3. Commercial presence
  4. Movement of personnel
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1. The cross-border movement of goods necessary for supplying services shall be subject to the relevant legislation and regulations in force.
2. "Market access" and "national treatment" shall be subject to the domestic legislation and regulations in force for the establishment and operation of services suppliers carrying out their activities in Uruguay, regardless of their origin.
3. The entry and temporary stay of services suppliers is not bound, except in the case of senior and specialized personnel of enterprises in the sectors covered by this offer.
4. These commitments will come into effect on the date on which the agreements resulting from the Uruguay Round are formally approved by the Uruguayan authorities and depending on the conditions agreed in the General Agreement on Services in its final form.

1. Business services

The exercise of activities requiring a professional qualification shall be subject to the fulfilment of the requirements of the relevant laws and regulations.

Sector	Limitations on market access	Limitations on national treatment
<b>B. <u>Computer and related services</u></b>		
(a) Consultancy services related to the installation of computer hardware (841)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(b) Software implementation services (842)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(c) Data processing services (843)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3

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Sector	Limitations on market access	Limitations on national treatment
(d) Database services (84400)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(e) Others (849)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
D. <u>Real estate services</u>		
(a) Involving own or leased property (8210)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(b) On a fee or contract basis (8220)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
E. <u>Rental/leasing services without operators</u> (831)		
(a) Relating to private cars without operator (83101)(83102)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(d) Relating to other machinery and equipment without operator (83106)(83109)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(e) Other (832) (83201) (83203) (83204) (83209)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
F. <u>Other business services</u>		
(a) Advertising services (871)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3

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Sector	Limitations on market access	Limitations on national treatment
(b) Market research and public opinion polling services (864)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(c) Management consulting services (8650)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(d) Services related to management consulting (866)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(k) Placement and supply services of personnel (872)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(t) Other business services (8790)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(t1) Translation and interpretation services (87905)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(t2) Interior design services (87907)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
Other services (87909)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3

## 2. Communication services

Private mail and courier enterprises must be approved by the National Post Office, which has forty-five days within which to rule on the application for a licence, in accordance with the provisions of Decree 197/92.

Sector	Limitations on market access	Limitations on national treatment
(b) Courier services (7512) Private mail and courier services	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3

## 7. Financial services

1. Where financial services are concerned, cross-border trade, movement of consumers and commercial presence are subject to the domestic legislation and regulations in force.

In order to operate, financial intermediation enterprises require prior authorization from the government and the approval of the Central Bank of Uruguay.

For banks, commercial presence is subject to the following quantitative limit: "in any one year the number of authorizations for new banks to operate may not exceed 10 per cent (ten per cent) of the banks existing in the year immediately preceding". This provision applies exclusively to those institutions which are defined by the law as banks and does not affect other financial intermediation enterprises.

2. Financial intermediation enterprises are subject to the provisions of the laws and regulations in force and to the general rules and detailed instructions issued by the Central Bank of Uruguay.

These enterprises comprise: banks, financial intermediation co-operatives, finance houses, off-shore financial institutions, consortium managers, and investment banks.

The banks carry out all types of financial operations and, jointly with the financial intermediation co-operatives, are the only ones authorized:

- (a) to accept current account deposits and allow them to be drawn on against cheques;
- (b) to accept demand deposits;
- (c) to accept term deposits from residents.

The finance houses may carry out all financial intermediation activities, except those restricted to the banks and co-operatives, drawing their resources exclusively from non-residents.

The off-shore financial institutions operate exclusively with non-residents.

The consortium management firms are those which organize or manage groups, associations or consortia whose members contribute funds to be applied, mutually or jointly, for the purchase of particular goods or services.

The investment banks may only accept deposits from and extend loans to non-residents for terms of more than one year; issue negotiable bonds or debentures; finance the issue of or place securities, bonds, debentures, stocks and shares on behalf of non-financial enterprises; acquire shares or capital

interests in enterprises for the purpose of launching investment projects or reorganization, development or conversion schemes; accept and place bills linked with those enterprises and carry out bank giro operations with them (except for accepting current account deposits); handle leasing transactions; grant medium and long-term credits and loans; arrange bonds, references, guarantees and security; do trust and commission business and advise on investments and business administration.

Sector	Limitations on market access	Limitations on national treatment
<b>B. <u>Banking and other financial services</u> (excluding insurance)</b>		
(a) Acceptance of deposits and other repayable funds from the public (81115-81119)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(c) Financial leasing with purchase option (8112)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(k) Advisory and other auxiliary financial services on all the activities listed in Article IB of MTN.TNC/W/50, including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy (8131 and 8133)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3

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Sector	Limitations on market access	Limitations on national treatment
9. <u>Tourism and travel-related services</u>		
(a) Hotels and restaurants (including caterer services providing meals from outside) (641-643)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(b) Travel agencies and tour-operator services (74710)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
(c) Tourist guide services (74720)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3
10. <u>Recreational, cultural and sporting services (other than audiovisual services)</u>		
(a) Entertainment services including theatre, live bands and circus services)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3

11. Transport services

The offer in this sector does not include the régime of fiscal storage or warehousing.

Sector	Limitations on market access	Limitations on national treatment
II. <u>Services auxiliary to all modes of transport</u>		
(b) Storage and warehouse services (742)	(1) None (2) None (3) None (4) See Horizontal Note 3	(1) None (2) None (3) None (4) See Horizontal Note 3