
**Informal Working Group on Negotiations
on Government Procurement**

NEGOTIATIONS ON GOVERNMENT PROCUREMENT

Offer

Revision

Attached is a copy of the revised offer¹ from Korea in the negotiations on the improvement, expansion and broadening of the Agreement on Government Procurement, which was earlier circulated to you informally on 19 October 1993.

This redistribution is limited to the participants in the Informal Working Group on Negotiations.

**Groupe de travail informel des négociation
sur les marchés publics**

NEGOCIATIONS SUR LES MARCHES PUBLICS

Offre

Révision

On trouvera ci-joint copie de l'offre¹ révisée que la Corée a faite dans le cadre des négociations sur l'amélioration, l'extension et l'élargissement de l'Accord relatif aux marchés publics et qui a été distribuée à titre informel le 19 octobre 1993.

Cette nouvelle distribution est destinée exclusivement aux participants au Groupe de travail informel des négociations.

**Grupo de Trabajo Informal de las Negociaciones
sobre Compras del Sector Público**

NEGOCIACIONES SOBRE COMPRAS DEL SECTOR PÚBLICO

Oferta

Revisión

Adjunta figura la oferta¹ revisada presentada por Corea en las negociaciones sobre la mejora, expansión y ampliación del Acuerdo sobre Compras del Sector Público, que se distribuyó informalmente el 19 de octubre de 1993.

Esta redistribución se limita a los participantes en el Grupo de Trabajo Informal de las Negociaciones.

¹English only/Anglais seulement/Inglés solamente.

**KOREA'S OFFER LIST OF THE EXPANSION NEGOTIATION
ON THE AGREEMENT ON GOVERNMENT PROCUREMENT**

Oct. 1993

- Korea submits this offer as a substitute for the offer presented on 12 May 1992, for the ongoing expansion negotiation of the Agreement on Government Procurement (hereinafter referred to as the "Expansion Negotiation").
- Korea reserves the right to withdraw, amend, restrict or extend this offer in the future, in light of the offers from other Parties and the progress made in the "Expansion Negotiation".

ANNEX 1

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

Name of Country: Republic of Korea

Supplies

Threshold: SDR 115,000

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 (purchases for entities in this list only)
- 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 (except purchases connected with operational safety of transportation)

Services

Threshold: SDR 115,000

List of Entities which procure Services specified in Annex 4:

Same as "Supplies" section

Construction Services

Threshold: SDR 4,500,000

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 procurement for which specific procurement procedures are provided in Korean laws and regulations existing at the time of entry into force of this Agreement for Korea.
 - The specific procurement procedures include procurement according to the Budget and Account Law, Article 76 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 computer and peripheral equipment according to the Law Relating to Promotion of Distribution, Extension and Utilization of Computer Network, and the procurement of satellites according to the Aviation and Space Industry Development Promotion Law.
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 under Annexes 4 and 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
2610	TIRES AND TUBES, PNEUMATIC, NONAIRCRAFT
2910	ENGINE FUEL SYSTEM COMPONENTS, NONAIRCRAFT
2920	ENGINE ELECTRICAL, SYSTEM COMPONENTS, NONAIRCRAFT
2940	ENGINE AIR AND OIL FILTERS, STRAINERS, AND CLEANERS, NONAIRCRAFT
3020	GEARS, PULLEYS, SPROCKETS, AND TRANSMISSION CHAIN
3416	LATHES
3417	MILLING MACHINES
3510	LAUNDRY AND DRY CLEANING EQUIPMENT
4110	REFRIGERATION EQUIPMENT
4520	SPACE HEATING EQUIPMENT AND DOMESTIC WATER HEATERS
4940	MISCELLANEOUS MAINTENANCE AND REPAIR SHOP SPECIALIZED EQUIPMENT
5410	PREFABRICATED AND PORTABLE BUILDINGS
5660	FENCING, FENCES AND GATES
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

<u>FSC</u>	<u>Description</u>
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
9310	PAPER AND PAPERBOARD

ANNEX 2

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

Name of Country: Republic of Korea

Supplies

Threshold: SDR 180,000

List of Entities:

- Seoul Metropolitan Government
- City of Pusan
- City of Taegu
- City of Inchon
- 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: SDR 450,000

List of Entities which Procure Services Specified in Annex 4:

Same as "Supply" section

Construction Services

Threshold: SDR 15,000,000

List of Entities which Procure Services Specified in Annex 5:

Same as "Supply" section

NOTES

1. The above sub-central 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 procurement for which specific procurement procedures are provided in Korean laws and regulations existing at the time of entry into force of this Agreement for Korea.
 - The specific procurement procedures include procurements according to the Budget and Account Law, Article 76.
4. This Agreement does not apply to the procurement of computer and peripheral equipment according to the Law Relating to Promotion of Distribution, Extension and Utilization of Computer Network, and the procurement of satellites according to the Aviation and Space Industry Development Promotion Law.

ANNEX 3

All Other Entities that Procure in Accordance
with the Provisions of this Agreement

Name of Country: Republic of Korea

Supplies

Threshold: SDR 450,000

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 power plant equipment from Korea Heavy Industry and Construction Co. according to the decision of the Industrial Policy Coordination Committee in July 1990 and products in the category of HS Nos. 8501, 8502, 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 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:

List of Entities which Procure Services Specified in Annex 5:

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 procurement for which specific procurement procedures are provided in Korean laws and regulations existing at the time of entry into force of this Agreement for Korea.
 - The specific procurement procedures include the procurements according to the Budget and Account Law, Article 76.
3. This Agreement does not apply to the procurement of computer and peripheral equipment according to the Law Relating to Promotion of Distribution, Extension and Utilization of Computer Network, and the procurement of satellites according to the Aviation and Space Industry Development Promotion Law.

ANNEX 4

Services

I. Universal List of Services as specified below (MTN.GNS/W/120)

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II. Name of Country: Republic of Korea

List of Services 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.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

<u>GNS/W/120</u>	<u>CPC</u>	<u>Description</u>
1.F.f	8814*	Services incidental to forestry (excluding aerial fire-fighting and disinfection)
1.F.m	8675*	Geological and prospecting services
1.F.s	87909*	Stenography services & convention agency services (excluding demonstration and exhibition services)
1.F.t	87905*	Translation services
2.C.b	7523*	Data transmission services (only registered Value-Added Services Providers are allowed to supply data transmission services. Voice telephony, telex and facsimile services and simple resale of leased circuits are excluded)
2.C.h	7523*	Electronic mail
2.C.i	7523*	Voice mail
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)
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	9406*, 9409*	Environment 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.C.d	8868*	Maintenance and repair of aircraft
11.F.b	71233*	Transportation of containerized freight, excluding cabotage

<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">- Maritime agency services- Maritime freight forwarding services- Shipping brokerage services- Air cargo transport agency services- 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

Specifications on covered construction services

- I. 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.
- II. List of Division 51, CPC:
- III. Name of Country: Republic of Korea
- Threshold: SDR 4,500,000 for entities set out in Annex 1
SDR 15,000,000 for entities set out in Annex 2

List of construction services offered

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

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.