

GENERAL AGREEMENT ON TARIFFS AND TRADE

ACCORD GENERAL SUR LES TARIFS DOUANIERS ET LE COMMERCE

ACUERDO GENERAL SOBRE ARANCELES ADUANEROS Y COMERCIO

RESTRICTED

GPR/Spec/76

1 October 1993

Informal Working Group on Negotiations
on Government Procurement

NEGOTIATIONS ON GOVERNMENT PROCUREMENT

Offer

Attached is a copy of the offer¹ from Hong Kong in the negotiations on the improvement, expansion and broadening of the Agreement on Government Procurement, which was circulated informally on 22 September 1993.

Groupe de travail informel des négociations
sur les marchés publics

NEGOCIATIONS SUR LES MARCHES PUBLICS

Offre

On trouvera ci-joint copie de l'offre¹ que Hong Kong 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 22 septembre 1993.

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

NEGOCIACIONES SOBRE COMPRAS DEL SECTOR PÚBLICO

Oferta

Adjunto figura la oferta¹ presentada por Hong Kong en las negociaciones sobre la mejora, expansión y ampliación del Acuerdo sobre Compras del Sector Público, que se distribuyó informalmente el 22 de septiembre de 1993.

¹English only/Anglais seulement/Inglés solamente.

Hong Kong's Conditional Offer in the Negotiations
on Broadening of the Agreement on Government Procurement

Attached is Hong Kong's conditional offer in respect of the ongoing negotiations on the broadening of the Agreement on Government Procurement under Article IX:6(b) of the Agreement.

Hong Kong's offer is conditional upon equivalent and meaningful commitments undertaken by other participants in the said negotiations and specifically upon the acceptance of Hong Kong's proposal for a transitional arrangement to implement the results of the negotiations.

Nothing in this offer shall oblige the Hong Kong Government to permit the supply of such services cross-border, or through commercial presence or the presence of natural persons.

Consultancy and franchise arrangements are excluded from the entire conditional offer.

Hong Kong reserves the right to withdraw, modify or reduce this offer, in whole or in part, at any time prior to the conclusion of the said negotiations. Hong Kong further reserves the right to make technical changes to this conditional offer and to correct any errors, omissions or inaccuracies.

ANNEX 1

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

Name of Country: Hong Kong

Supplies

Threshold: 130,000 SDR

List of Entities:

1. Agriculture and Fisheries Department
2. Architectural Services Department
3. Audit Department
4. Auxiliary Medical Services
5. Buildings Department
6. Census and Statistics Department
7. City and New Territories Administration
8. Civil Aid Services
9. Civil Aviation Department
10. Civil Engineering Department
11. Civil Service Training Centre
12. Companies Registry
13. Correctional Services Department
14. Customs and Excise Department
15. Department of Health
16. Drainage Services Department
17. Education Department
18. Electrical and Mechanical Services Department
19. Environmental Protection Department
20. Fire Services Department
21. Government Flying Service
22. Government Laboratory
23. Government Land Transport Agency
24. Government Property Agency
25. Government Secretariat
26. Government Supplies Department
27. Highways Department
28. Hong Kong Monetary Authority
29. Hospital Services Department
30. Immigration Department
31. Independent Commission Against Corruption
32. Industry Department
33. Information Services Department
34. Information Technology Services Department
35. Inland Revenue Department
36. Intellectual Property Department

37. Judiciary
38. Labour Department
39. Lands Department
40. Land Registry
41. Legal Department
42. Legal Aid Department
43. Marine Department
44. Office of the Commissioner for Administrative Complaints
45. Office of the Telecommunications Authority
46. Official Receiver's Office
47. Planning Department
48. Post Office
49. Printing Department
50. Public Service Commission
51. Radio Television Hong Kong
52. Rating and Valuation Department
53. Registry of Trade Unions
54. Royal Hong Kong Police Force (including Royal Hong Kong Auxiliary Police Force)
55. Royal Observatory
56. Senior Staff Course Centre
57. Social Welfare Department
58. Secretariat, Police Complaints Committee
59. Secretariat, Standing Commission on Civil Service Salaries and Conditions of Service
60. Secretariat, Standing Committee on Disciplines Services Salaries and Conditions of Service
61. Student Financial Assistance Agency
62. Technical Education and Industrial Training Department
63. Television and Entertainment Licensing Authority
64. Territory Development Department
65. Trade Department
66. Transport Department
67. Treasury
68. University and Polytechnic Grants Committee
69. Water Supplies Department

Services

Threshold: Construction services: 4,500,000 SDR

Other services: 130,000 SDR

List of Entities which procure the services specified in Annex 4

Same as the "Supplies" section.

Note

This Agreement shall not apply to the purchase of office and residential accommodation by the Government Property Agency.

ANNEX 2

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

Name of country: Hong Kong

Threshold: 180,000 SDR for supplies and services

4,500,000 SDR for construction services

List of Entities

1. Urban Council and Urban Services Department
2. Regional Council and Regional Services Department

ANNEX 3

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

Name of country: Hong Kong

Threshold: - for supplies and services other than construction services

4,500,000 SDR for construction services

Supplies

List of Entities

1. Housing Authority and Housing Department
2. Hospital Authority

ANNEX 4

Services

- I. Those items of the Universal List of Services (MTN.GNS/W/120) as specified below.
- II. Hong Kong

List of Services Included

	<u>CPC</u>
- Data processing services	843
- Maintenance and repair services of office machinery and equipment including computers	845
<u>Rental/Leasing Services without Operators</u>	
- Relating to ships	83103
- Relating to aircraft	83104
- Relating to other transport equipment	83101, 83102, 83105
<u>Construction Services</u>	51
<u>Transportation Services</u>	
- Land transportation services	712
- Air transportation services (except transport of mail)	73
Market Research & Public Opinion Polling Services	864
Building Cleaning Services	874
Advertising Services	871

ANNEX 5

Construction Services

Specification on covered construction services

I. Definitions

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 (CPC).

II. List of Division 51.CPC

All services of Division 51.

III. Hong Kong

Threshold: 4,500,000 SDR