

**1 ANNEX ON MOVEMENT OF NATURAL PERSONS SUPPLYING SERVICES UNDER THE AGREEMENT ..... 1**

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**1 ANNEX ON MOVEMENT OF NATURAL PERSONS SUPPLYING SERVICES UNDER THE AGREEMENT OF THE GENERAL AGREEMENT ON TRADE IN SERVICES**

**1.1 Text of Annex on movement of natural persons supplying services under the agreement**

***Annex on Movement of Natural Persons  
Supplying Services under the Agreement***

1. This Annex applies to measures affecting natural persons who are service suppliers of a Member, and natural persons of a Member who are employed by a service supplier of a Member, in respect of the supply of a service.
2. The Agreement shall not apply to measures affecting natural persons seeking access to the employment market of a Member, nor shall it apply to measures regarding citizenship, residence or employment on a permanent basis.
3. In accordance with Parts III and IV of the Agreement, Members may negotiate specific commitments applying to the movement of all categories of natural persons supplying services under the Agreement. Natural persons covered by a specific commitment shall be allowed to supply the service in accordance with the terms of that commitment.
4. The Agreement shall not prevent a Member from applying measures to regulate the entry of natural persons into, or their temporary stay in, its territory, including those measures necessary to protect the integrity of, and to ensure the orderly movement of natural persons across, its borders, provided that such measures are not applied in such a manner as to nullify or impair the benefits accruing to any Member under the terms of a specific commitment.<sup>13</sup>

*(footnote original)* <sup>13</sup> The sole fact of requiring a visa for natural persons of certain Members and not for those of others shall not be regarded as nullifying or impairing benefits under a specific commitment."

**1.2 Measures relating to the entry and stay of natural persons**

1. At its meeting of 1 March 1995, the Council for Trade in Services adopted a conclusion of the Sub-Committee on Services concerning measures relating to the entry and stay of natural persons.<sup>1</sup> The Sub-Committee had dealt with the question of the basis on which a distinction between "temporary" and "permanent" residency and employment should be made. The Sub-Committee ultimately decided that the commitments set out in the individual Members' schedules were sufficiently clear, so that there was no need for further multilateral work on this issue.<sup>2</sup>

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<sup>1</sup> [S/C/M/1](#), paras. 14-15.

<sup>2</sup> [S/C/1](#), para. 6.