

**MULTILATERAL TRADE
NEGOTIATIONS
THE URUGUAY ROUND**

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COMMUNICATION FROM SWITZERLAND

**Draft Schedule of Switzerland concerning
Initial Commitments on Trade in Services**

The attached communication is circulated at the request of Switzerland to members of the Group of Negotiations on Services.

Draft schedule of Switzerland concerning initial commitments on trade in services

Switzerland hereby submits its draft schedule on initial commitments concerning trade in services presented in a format in line with the document on scheduling of initial commitments on trade in services, established by the Secretariat (MTN. GNS/W/164, 3. Sept. 1993).

Switzerland reserves its right to modify or withdraw its draft schedule in whole or in part inter alia depending on the degree to which other parties are ready to undertake satisfactory and mutually acceptable specific commitments on market access and national treatment, and on the strength of MFN-discipline to which the parties are willing to submit themselves. Swiss legislation contains specific reciprocity provisions on market access in the area of financial services. The commitments offered by Switzerland in the financial services sector are conditional on adequate commitments from other parties in the same sector.

The present Swiss draft schedule is based on the assumption that the following elements of interpretation will be duly reflected in the final text of the Services agreement:

1. References to the UN Provisional Central Product Classification (indicated in square brackets where corresponding in the Swiss offer) are based on the 1991 version of said classification.
2. The level of commitments in a particular services sector/subsector shall not be affected by the level of commitments taken with respect to other services sectors/subsectors to which such service is an input or to which it is otherwise related, except for the case provided in Art. XXXIV, paragraph c (ii).
3. Modes of delivery are distinct, in particular modes 1 and 3 do not include any commitment with respect to movement of natural persons.
4. There is no obligation to extend subsidies, tax incentives and tax credits, granted to services suppliers established or having domicile in a Member of GATS and located in a particular locality, to services suppliers located elsewhere.

Switzerland further reserves the possibility to make technical changes to its draft schedule and to correct omissions and inaccuracies.

The Swiss draft schedule on initial commitments on trade in services consists of two parts, Part I stating horizontal conditions pertaining to all sectors listed in Part II of the draft schedule and all modes of delivery where applicable, and Part II containing commitments concerning specific sectors. The indication of "none" on particular sectors in Part II (Sectoral Commitments) means that no other conditions apply than those mentioned in Part I (Horizontal Provisions).

Attached to the present Swiss draft schedule on initial commitments on trade in services is the draft schedule on initial commitments on trade in services submitted by the Principality of Liechtenstein. The commitments offered by the Principality of Liechtenstein remain conditional upon the final outcome of the negotiations. The Principality of Liechtenstein assumes the entire responsibility for its commitments taken under the Agreement. Switzerland however is mandated to negotiate on behalf of the authorities of the Principality of Liechtenstein.

PART I: HORIZONTAL COMMITMENTS APPLICABLE TO ALL SECTORS LISTED IN THE SECTORAL PART OF THE SCHEDULE (PART II below)

1. Commercial presence:

The board of directors of a "joint stock company" (société anonyme/Aktiengesellschaft or société en commandite par actions/Kommanditaktiengesellschaft) must have a majority of Swiss citizens with domicile in Switzerland (except for holding companies). At least one manager of a "corporation with limited liability" (société à responsabilité limitée/Gesellschaft mit beschränkter Haftung) must have his domicile in Switzerland. The administrators of a "co-operative society" (société coopérative/Genossenschaft) must be composed of a majority of Swiss citizens with domicile in Switzerland. Joint stock companies are not prohibited to foresee in their articles of incorporation that shareholders can be denied registration in the shareholder register, inter alia in case federal law requires a certain composition of shareholders.

The establishment of a branch requires a representative (natural person) with domicile in Switzerland who is duly authorized by the company to fully represent it.

The establishment of a commercial presence by natural persons or in the form of an enterprise without juridical personality according to Swiss law (i.e. in a form other than "joint stock company", "cooperation with limited liability" or "co-operative society") is subject to the requirement of a permanent residency permit of the associate(s) by cantonal law.

2. Presence of natural persons:

With respect to movement of natural persons of a Member other than Switzerland under the supply of a service defined in paragraph 2d of Article I of the Agreement: unbound, except for measures regarding the entry and temporary stay of foreign natural persons (hereafter persons) who fall in one of the categories, as defined in paragraphs I and II below, and subject to the limitations and conditions set out in paragraphs III and IV below:

I. Essential persons transferred to Switzerland within a specific business or company (intra-corporate transferees)

Are considered as essential those persons - defined in detail below - who are employees of a business or company (hereafter enterprise) providing services in Switzerland through a branch, subsidiary or affiliate established in Switzerland and who have been beforehand employees of their enterprise outside Switzerland for a period of not less than one year immediately preceding their application for admission:

- a) Executives and senior managers : persons who primarily direct the enterprise or one of its departments and who receive only general supervision or direction from high-level executives, the board of directors or the stockholders of the enterprise.

Executives and senior managers would not directly perform tasks related to the actual provision of services of the enterprise.

- b) Specialists : highly qualified persons who, within an enterprise, are essential for the provision of a specific service by reason of their knowledge at an advanced level of expertise in the field of services, research equipment, techniques or management of the enterprise.

II. Other essential persons moving to Switzerland

- a) Services sellers : Persons employed or mandated by an enterprise and who stay temporarily in Switzerland in order to conclude the contract for the sale of a service on behalf of the enterprise which employs them or has mandated them. Services sellers may not sell services directly to the general public.
- b) Other natural persons supplying services : Persons who are employees of an enterprise not having a commercial presence in Switzerland and who have been beforehand employees of that enterprise outside Switzerland for a time period of not less than one year immediately preceding their application for admission, and who fulfil the conditions of paragraph I.b) above, and who, under contract with a consumer of services, provide a service in Switzerland on behalf of that enterprise. Individual services providers not employed by such enterprise or entering Switzerland without a contract with a consumer are considered as persons seeking access to the Swiss employment market.
- c) Persons responsible for the setting up of a commercial presence: Persons who are employees of an enterprise not having commercial presence in Switzerland and who have been beforehand employees of that enterprise outside Switzerland for a time period not less than one year immediately preceding their application for admission, and who fulfil the conditions of paragraph I.a) above, and who are entering Switzerland for the purpose of setting up a commercial presence in Switzerland of that enterprise. Persons responsible for the setting-up of a commercial presence may not engage in making direct sales to the general public or supply services.

III. Entry and stay of foreign service suppliers in Switzerland is subject to authorization (requirement of residency permit and work permit). Authorization is granted subject to measures fixing overall numbers of work permits allocated. For essential personnel as defined in para. I. above, temporary entry is limited to a period of three years, which may be extended to a maximum of four years. For other essential personnel as defined in para. II. above, the period of stay is limited to three months within one year; if an authorization for such a period of stay is renewed the following year, the applicant must stay abroad at least two months between the two consecutive periods of stay in Switzerland. In either case temporary entry under the Agreement does not imply a right to permanent residence under immigration laws, nor does it count as residence period for the application for permanent residential status or citizenship. Persons staying in or entering Switzerland with an open-ended or prolongable residence permit based on an employment contract not limited in time for Switzerland are not considered as persons residing in or entering Switzerland for the purpose of temporary stay or temporary employment in Switzerland.

IV. The following measures apply to persons entering Switzerland under the terms and conditions of the Agreement: working conditions prevailing in the branch and the place of activity provided by law and/or collective agreement (with respect to remuneration, working hours, etc.), measures limiting professional and geographical mobility within Switzerland, regulations related to statutory systems of social security and public retirement plans (with respect to qualifying period, residency requirement, etc.), and all other provisions of the legislation relating to immigration, stay and work. The enterprise employing such persons shall cooperate, upon request, with the authorities in charge of the enforcement of these measures.

3. Real estate

The acquisition of real estate by foreigners who are not permanently established in Switzerland and by enterprises with headquarters abroad and/or under foreign control is subject to authorization. For the purpose of personal housing needs (except the acquisition of holiday residences), professional use and business activities, authorization is granted upon verification of the purpose. Prohibited are purely financial investments, real estate business operations, acquisition, on a professional basis, of holiday apartments and facilities other than hotels (e.g. apartment houses, camps, sport areas) and acquisition of agricultural real estate.

PART II: SECTORAL COMMITMENTS

Sector/Subsector:	Mode *:	Market Access: terms, limitations, conditions (Art. XVI GATS)	National Treatment: conditions, qualifications (Art. XVII GATS)	Additional Commitments (Art. XVIII GATS)
BUSINESS SERVICES				
Professional services				
Legal services: consultancy on home country law and international law [part of 861]	1	none	none	
	2	none	none	
	3	none	Swiss nationality necessary to open up practice in the canton of St. Galli	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Accounting [862 except 86211]	1	none	none	
	2	none	none	

* modes of delivery:

1 = Cross-border supply
3 = Commercial presence

2 = Consumption abroad
4 = Presence of natural persons

3	none		none	
4	unbound except as indicated in Part I (provision number 2)		unbound except as indicated in Part I (provision number 2)	
Auditing services auditing of banks	[86211] excluding	1	none	at least one person supply-ing auditing services to a joint stock company (société anonyme/Aktiengesellschaft) or a société en commandite par actions/Kommanditak-tiengesellschaft must have a commercial presence in Switzerland
			none	
		2	none	at least one person supply-ing auditing services to a joint stock company (société anonyme/Aktiengesellschaft) or a société en commandite par actions/Kommanditak-tiengesellschaft must be either a natural person having domicile in Switzerland or a juridical person having registered office in Switzerland
		3	none	at least one person supply-ing auditing services to a joint stock company (société anonyme/Aktiengesellschaft) or a società en commandite par actions/Kommanditak-tiengesellschaft must have a natural person having domicile in Switzerland or a juridical person having registered office in Switzerland
		4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2); at least one person supply-ing auditing services to a joint stock company (société anonyme/Aktiengesellschaft) or a società en commandite par actions/Kommanditak-tiengesellschaft must have a natural person having domicile in Switzerland or a juridical person having registered office in Switzerland

have a commercial presence
in Switzerland

				have a commercial presence in Switzerland
Taxation Services [863]	1	none	none	
	2	none	none	
	3	none	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Architectural services [8671]	1	none	three years of prior profes- sional practice in Switzer- land required in canton of Lucerne	
	2	none	none	
	3	none	three years of prior profes- sional practice in Switzer- land required in canton of Lucerne	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2); three years of prior professional practice in Switzerland required in can- ton of Lucerne	
Engineering services [8672]	1	none	three years of prior profes- sional practice in Switzer- land required in canton of Lucerne for building engi- neers	
	2	none	none	

				unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
4	Medical and dental services [9312]	1	none	none	none
		2	none	none	none
		3	unbound	Swiss nationality necessary to practise independently	Swiss nationality necessary to practise independently
		4	unbound	Swiss nationality necessary to practise independently	Swiss nationality necessary to practise independently
	Veterinary surgeons [932]	1	none	none	none
		2	none	none	none
		3	unbound	Swiss nationality necessary to practise independently	Swiss nationality necessary to practise independently
		4	unbound	Swiss nationality necessary to practise independently	Swiss nationality necessary to practise independently
	Computer and related services				
	Consult. for install. of hardware [841]	1	none	none	none
		2	none	none	none
		3	none	none	none
		4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Software implementation services [842]	1	none	
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Data processing services [843]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Data base services [844]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Maintenance and repair services of office machinery and equipment including computers [845]	1	none	none
	2	none	none

	3	none	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Data preparation services [8491]	1	none	none	
	2	none	none	
	3	none	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Research and development services				
R&D services on natural sciences, excluding projects financed in whole or in part by public funds [part of 851]	1	none	none	
	2	none	none	
	3	none	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
R&D services on social sciences, excluding projects financed in whole or in part by public funds [part of 852]	1	none	none	
	2	none	none	

3	none	none	none	none
4	unbound in Part 1 (provision number 2)	except as indicated in Part I (provision number 2)	unbound in Part I (provision number 2)	except as indicated in Part I (provision number 2)
1	Interdisciplinary R&D sciences, excluding projects financed in whole or in part by public funds [part of 853]	none	none	none
2		none	none	none
3		none	none	none
4		unbound in Part I (provision number 2)	except as indicated in Part I (provision number 2)	unbound in Part I (provision number 2)
	rental/leasing without operators			
1	Relating to ships [83103]	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212
2		same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212
3			same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212
4				same conditions as specified for subsectors 7211 and 7212
	Relating to aircraft rental/leasing to companies flying on regular schedule or on charter [part of 83104]			
1	to aircraft excluding regular schedule or on charter [part of 83104]	none	none	none
2				none

	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Relating to other transport equip. [83101 + 83102 + 83105]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Relating to other mach. and equip. [83106 - 83109]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Other business services			
Advertising services (including direct mail advertising), excluding outdoor advertising and excluding advertising for goods subject to import authorization and excluding pharmaceutical products, alcohol, tobacco, toxics, explosives, weapons and ammunition [part of 8711 + part of 8712]	1	none	none

2	none	none	none	none	none	none
3	none	none	none	none	none	none
4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Market research and public opinion polling [864]	1	none	none	none	none	none
	2	none	none	none	none	none
	3	none	none	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Management consulting services [865]	1	none	none	none	none	none
	2	none	none	none	none	none
	3	none	none	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Services related to management consulting [866]	1	none	none	none	none	none
	2	none	none	none	none	none
	3	none	none	none	none	none

4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Technical testing and analysis services [8676]	1	none	none	none	none	none
	2	none	none	none	none	none
	3	none	none	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Consulting services on agric., hunting and forestry [part of 881]	1	none	none	none	none	none
	2	none	none	none	none	none
	3	none	none	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Consulting services relating to fishing [part of 882]	1	none	none	none	none	none
	2	none	none	none	none	none
	3	none	none	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Services incidental to mining [part of 883 + part of 5115] excluding prospec-	1	none	
tion, surveying, exploration and exploi-			
tation			
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Consulting services relating to manufac-	1	none	
turing [part of 884 + part of 885]			
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Related scient. and tech. consulting	1	none	
[part of 8675] excluding prospection,			
surveying, exploration and exploitation			
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Maint. and repair of equipment not including maritime vessels, aircraft or other transport equipment [633 + 8861-8866]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required for subsector 633	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required for subsector 633
Building-cleaning services [874 except 87409]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required
Photographic services [875]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Packaging services [876]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required
Printing, publishing [88442]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Convention services [87909]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

COMMUNICATION SERVICES**Telecommunication services:**

General condition applicable to all telecommunication sectors: federal monopoly on network infrastructure, services have to be provided over the public network or over leased lines; wireless networks subject to licensing; pricing of leased lines not volume-sensitive, connection with the public network possible

Electronic mail [part of 7523]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Voice mail [part of 7523]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
On-line info. and database retrieval [part of 7523]	1	none	none
	2	none	none
	3	none	none

				unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
4	1	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	2	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	3	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	4	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Enhanced/value-added facsimile serv. [part of 7523]					
	1	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	2	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	3	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	4	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Code and protocol conversion					
	1	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	2	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	3	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
	4	none	none	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

On-line info. and/or data processing [part of 843]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Videotex	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Enhanced/value added services based on licensed wireless networks including enhanced/value added paging services, except for voice transmission	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Audiovisual services:

Radio and television services [9613]	1	unbound, except for direct reception within national territory	unbound, except for direct reception within national territory	unbound, except for direct reception within national territory
	2	none	none	none
	3	unbound	unbound	unbound
	4	unbound	unbound	unbound
Motion picture production, production and rental/leasing of video tapes [96112 + 83202]	1	none	production subsidies for audiovisual works granted only to Swiss films (defined as films whose artistic and technical personnel is composed of a majority of Swiss nationals, and produced by an enterprise with corporate seat in Switzerland and majority Swiss ownership and whose management is composed of a majority of Swiss nationals)	production subsidies for audiovisual works granted only to Swiss films (as defined in mode 1)
	2	none	production subsidies for audiovisual works granted only to Swiss films (as defined in mode 1)	production subsidies for audiovisual works granted only to Swiss films (as defined in mode 1)
	3	none	production subsidies for audiovisual works granted only to Swiss films (as defined in mode 1)	production subsidies for audiovisual works granted only to Swiss films (as defined in mode 1)
	4	unbound except as indicated in Part I (provision number	unbound except as indicated in Part I (provision number	unbound except as indicated in Part I (provision number

			2); production subsidies for audiovisual works granted only to Swiss films (as defined in mode 1)
Motion picture projection services {9612}	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	domicile in Switzerland for natural persons, corporate seat in Switzerland (juridical person according to Swiss law) for jurisdictional persons required; conditions on operation or limitations on the expansion of services operation or services output may be imposed in order to avoid abuse of a dominant market position in order to preserve diversity of supply and independence of distribution policies	domicile in Switzerland for natural persons, corporate seat in Switzerland (juridical person according to Swiss law) for jurisdictional persons required
	4	unbound except as indicated in Part I (provision number 2); conditions on operation or limitations on the expansion of services operation or services output may be imposed in order to avoid abuse of a dominant market position in order to preserve diversity of supply and independence of distribution policies; commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required

Sound recording	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
CONSTR. AND RELATED ENGINEERING SERVICES			
Pre-erection work at construction sites [511]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
General construction work for buildings [512]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Gen. constr. work for civil engineering [5131 + 5132]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility

2	none	none	none	none	none	none
3	none	none	none	none	none	none
4	unbound except as indicated in Part I (provision number 2)	unbound due to lack of technical feasibility	unbound except as indicated in Part I (provision number 2)	unbound due to lack of technical feasibility	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
1	Installation and assembly work [514 + 516]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
2		2	none	none	none	none
3		3	none	none	none	none
4		4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2); unbound for installations in the area of energy, heating, water, communications and elevators	unbound except as indicated in Part I (provision number 2); unbound for installations in the area of energy, heating, water, communications and elevators	unbound except as indicated in Part I (provision number 2)
1	Building completion and finishing work [517]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound except as indicated in Part I (provision number 2)
2		2	none	none	none	none
3		3	none	none	none	none
4		4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

DISTRIBUTION SERVICES

Commission agents' services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons and ammunition, and precious metals [part of 6211]	1	none	none
	2	none	none
	3	some cantons have restrictions on sales area	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Wholesale trade services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons and ammunition, and precious metals [part of 622]	1	none	none
	2	none	none
	3	some cantons have restrictions on sales area	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Retailing services, excluding services related to goods subject to import authorization, to pharmaceutical products,	1	none	none

toxics, explosives, weapons and ammunition, and precious metals; not covered is retailing through mobile sales unit [part of 631 + part of 632 + part of 6111 + part of 6113 + part of 6121]

	2	none	none
	3	some cantons have restrictions on sales area	none
4		unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required
	1	none	none
	2	none	none
	3	none	none
	4		unbound except as indicated in Part I (provision number 2)

Franchising [8929]

	2	none	none
	3	none	none
	4		unbound except as indicated in Part I (provision number 2)
	1	none	none
	2	none	none
	3	none	none
	4		unbound except as indicated in Part I (provision number 2)

PRIVATE EDUCATIONAL SERVICES

Compulsory education services (primary and secondary I)	1	unbound	unbound
	2	unbound	unbound
	3	none	none
	4	unbound	unbound

Non compulsory secondary education services (secondary II)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Higher education services [923]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Adult education services [924]	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

ENVIRONMENTAL SERVICES 1

Sewage services [CPC 9401]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Refuse disposal services [CPC 9402]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	domicile in Switzerland for natural persons, corporate seat in Switzerland for juridical persons required for transportation of dangerous materials; unbound for garbage dump	domicile in Switzerland for natural persons, corporate seat in Switzerland for juridical persons required for transportation of dangerous materials
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required

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1. Nothing in this offer should be construed to include public work function whether owned and operated by municipalities, cantons or federal government or contracted out by them.

Sanitation and similar services [CPC 9403]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Other environmental services [CPC 9404 + 9405 + 9406 + part of 9409]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

FINANCIAL SERVICES

Banking, securities and insurance services, in accordance with the "Understanding on Commitments in Financial Services" (hereafter "Understanding") and subject to reservations as contained in Part I (horizontal commitments) and as listed below. Switzerland will not maintain restrictions to National Treatment other than those listed below, without prejudice to the limitations or conditions listed under Market Access.

Banking and other financial services (excluding insurance)

monopoly rights as indicated in number 1 of the "Understanding": two mortgage bonds issuance institutions have been granted a monopoly for the issuance of specific mortgage bonds ("Schweizer Pfandbrief"); only Swiss

<p>cantonal banks and swiss-controlled banks whose mortgage loans amount to at least 60% of the balance sheet can be members of the institutes; the issue of other mortgage-backed bonds is not affected by this regulation</p>	<p>the following limitations relate to the crossborder provision of the whole range of banking and other financial services (excluding insurance), including those defined in number 3 of the "Understanding": membership in stock and options and futures exchanges requires a commercial presence in Switzerland; participation in settlement and clearing networks is subject to a commercial presence in Switzerland; mutual funds (collective investments) have to be lead-marketed through banks having a commercial presence in Switzerland</p>	<p>acquisition of real estate by foreigners is limited as indicated in Part I (provision number 3); the following specific restrictions apply: foreign or foreign controlled banks are authorized to acquire property that serves as a security for mortgage loans in case of bankruptcy or liquidation on condition that the acquirer sells the property within two years from date of acquisition</p> <p>Swiss franc denominated issues can be lead managed only by a bank having a commercial presence (registered office or branch office) in Switzerland</p> <p>Commercial presence of foreign financial institutions is subject to specific</p>

licensing requirements relating to the name of firm, duties towards the Swiss national bank and regulations on financial institutions in the country of origin; commercial presence may be denied to financial institutions whose ultimate shareholders and/or beneficial owners are persons of a non-Member; representative offices can neither conclude or deal business nor acts as an agent

sion number 3); the following specific restrictions apply: Foreign or foreign controlled banks are authorized to acquire property that serves as a security for mortgage loans in case of bankruptcy or liquidation on condition that the acquirer sells the property within two years from date of acquisition

4 temporary entry as indicated in number 9 of the "Understanding"; unbound except as indicated in Part I (provision number 2)

monopoly rights as indicated in number 1 of the "Understanding": a public monopoly on fire and natural damage insurance on buildings exists in 19 cantons (Zürich, Berne, Lucerne, Nidwalden, Glarus, Zug, Fribourg, Soleure, Bâle-Ville, Bâle-Campagne, Shaffhouse, Argovie, St.-Gall, Grisons, Appenzell Rhodes Exté-

rieures, Thurgovie, Vaud,
Neuchâtel, Jura)

- 1 transactions as indicated in number 3 of the "Understanding": the underwriting of aircraft liability insurance requires commercial presence in Switzerland

acquisition of real estate by foreigners is limited as indicated in Part I (provision number 3); the following specific restrictions apply: foreign or foreign controlled insurance companies are authorized to acquire property that serves as a security for mortgage loans in case of bankruptcy or liquidation on condition that the acquirer sells the property within two years from date of acquisition; foreign or foreign controlled insurance companies are authorized to invest in real estate, provided the total value of the buyer's property does not exceed the technical reserves necessary for the company's Swiss activities, according to Swiss law.
- 2 transactions as indicated in number 4 of the "Understanding": the underwriting of aircraft liability insurance requires commercial presence in Switzerland

none
- 3 commercial presence does not cover the setting up of representative offices; the legal form of a joint-stock company or mutual association is required for the before setting up a commercial presence to provide specific classes of insurance services, a foreign insurer must have been authorized to operate in the

	provision of insurance services; to be recognized for participation in the basic health insurance scheme, health insurance providers must be organized in the form of mutual association (société coopérative, association/ Verein) or foundation (foundation/ Stiftung); no new health insurance provider shall be recognized for participation in the basic health scheme until December 31, 1994; to be recognized for participation in the statutory pension funds scheme (prévoyance professionnelle / Berufsvorsorge), pension funds must be organized in the form of mutual associations (société coopérative / Genossenschaft) or foundations (fondation stiftung)	same classes of insurance in its country of origin for at least three years; acquisition of real estate by foreigners is limited as indicated in Part I (provision number 3). The following specific restrictions apply: foreign or foreign controlled insurance companies are authorized to acquire property that serves as a security for mortgage loans in case of bankruptcy or liquidation on condition that the acquirer sells the property within two years from date of acquisition; foreign or foreign controlled insurance companies are authorized to invest in real estate, provided the total value of the buyer's property does not exceed the technical reserves necessary for the company's Swiss activities, according to Swiss law	
4	temporary entry as indicated in number 9 of the "Understanding"; unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
	Hotels and restaurants (incl. catering) [641 - 643]	1 unbound due to lack of technical feasibility, except unbound for catering (6423) 2 none	unbound due to lack of technical feasibility, except unbound for catering (6423)

TOURISM AND TRAVEL RELATED SERVICES

3	federal law enables cantons to grant licence for restaurants based on economic needs	residency of licence holder in same canton may be required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required; residency of licence holder in same canton may be required in some cantons	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required; residency of licence holder in same canton may be required in some cantons
4	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	none	none	none	none
	Travel agencies and tour operators services [747.]	1	2	3	4
	Tourist guides services [7472]	1	2	2	3
					in order to work as a mountain guide or ski instructor, passing of an examination is required; cantons may restrict access to such exams for foreigners and may restrict foreign mountain guides, and ski instructors,

to practise independently; residency in same canton may be required in some cantons

4 unbound except as indicated in Part I (provision number 2) unbound except as indicated in Part I (provision number 2); in order to work as a mountain guide or ski instructor, passing of an examination is required; cantons may restrict access to such exams for foreigners and may restrict foreign mountain guides, and ski instructors, to practise independently; in some cantons commercial presence may be required

CULTURAL AND SPORTING SERVICES

News agency services [962]

1	none	none
2	none	none
3	none	none
4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
1	none	none
2	none	none
3	none	none

Sporting services [9641]

TRANSPORT SERVICES

Marketing transport services

PORT SERVICES		Maritime transport services		Maritime transport services	
4	unbound except as indicated in Part I (provision number 2)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound except as indicated in Part I (provision number 2)
		2	none		
		3	in order to sail under Swiss flag, vessels must be 100% owned and controlled by Swiss nationals, 3/4 of which having residency in Switzerland	board of directors & management of companies owning ships sailing under Swiss flag must be composed of Swiss nationals, the majority of which having residency in Switzerland	unbound except as indicated in Part I (provision number 2); board of directors & management of companies owning ships sailing under Swiss flag must be composed of Swiss nationals, the majority of which having residency in Switzerland
		4	unbound except as indicated in Part I (provision number 2)		same conditions as specified for subsectors 7211 and 7212
	Rental of vessels with crew [7213]	1			same conditions as specified for subsectors 7211 and 7212

2	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212
3	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212
4	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212	same conditions as specified for subsectors 7211 and 7212
1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
2	none	none	none
3	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
4	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
1	unbound	unbound	unbound
2	none	none	none
3	in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (66%)	traffic rights including cabotage are limited on the basis of the Rhine Convention and the protocols	traffic rights including cabotage are limited on the basis of the Rhine Convention and the protocols

Inland waterways transport on the Rhine

		of capital and vote) by persons domiciled in Switzerland or in a country according to the Rhine Convention and the protocols related to it	Unbound except as indicated in Part I (provision number 2); in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (66% of capital and vote) by persons domiciled in Switzerland or in a country according to the Rhine Convention and the protocols related to it	Unbound except as indicated in Part I (provision number 2); traffic rights including cabotage are limited on the basis of the Rhine Convention and the protocols (66% of capital and vote) by persons domiciled in Switzerland or in a country according to the Rhine Convention and the protocols related to it
4				
1		same conditions as specified for subsectors 7221 and 7222	same conditions as specified for subsectors 7221 and 7222	same conditions as specified for subsectors 7221 and 7222
2		same conditions as specified for subsectors 7221 and 7222	same conditions as specified for subsectors 7221 and 7222	same conditions as specified for subsectors 7221 and 7222
3		same conditions as specified for subsectors 7221 and 7222	same conditions as specified for subsectors 7221 and 7222	same conditions as specified for subsectors 7221 and 7222
4		same conditions as specified for subsectors 7221 and 7222	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	1	Maintenance and repair of vessels [part of 8868]	none	none
	2			
	3			

4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound	unbound
1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound	unbound	unbound	unbound
2	none	none	none	none	none	none
3	none	none	none	none	none	none
4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound	unbound
Support. serv. for trsy. [part of 745]	internal waterway	1	none	none	none	none
		2	none	none	none	none
		3	none	none	none	none
		4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound	unbound
Air transport services						
Maintenance and repair of aircraft [part of 8868]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound	unbound	unbound
	2	unbound	unbound	unbound	unbound	unbound
	3	registered office in Switzerland required	Switzerland	none	none	none

4	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2); commercial presence in Switzerland required	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Sales and marketing including CRS	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	Unbound except as indicated in Part I (provision number 2)	Unbound except as indicated in Part I (provision number 2)	Unbound except as indicated in Part I (provision number 2)
Space transport [733]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none	none
	3	unbound	unbound	unbound
	4	unbound	unbound	unbound
Rail transport services	1	unbound	unbound	unbound
	2	none	none	none
	3	concession required, for granting of concession there has to be a need for such a railways undertaking and there is no other means of transport which could handle that service in a ecological	for none	none
Passenger transportation [7111]	1			
	2			
	3			

		callly and economically more reasonable way	
4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
		unbound	
Freight transportation, inc. pushing and towing {7112 + 7113}	1	unbound	unbound
	2	none	none
	3	concession required, for granting of concession there has to be a need for such a railways undertaking and there is no other means of transport which could handle that service in a ecologically and economically more reasonable way	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Maint. and repair of rail trsp equipment [part of 8868]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Road transport services

Passenger transportation regular, •closed-door• tours only [part of 7121]	1	none	
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Passenger transportation occasional, excluding empty entrance, cabotage and taxi services [7122]	1	none	
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Rental of commercial vehicles with opera- tor [7124]	1	none	
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Maint. and repair of road trsp equipment [6112 + 8867]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Services auxiliary to all modes of transport

Cargo-handling services [741]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Storage and warehouse services [742]	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Freight transport agency services [748 + 749]	1	none
	2	none
	3	none
	4	Unbound except as indicated in Part I (provision number 2) Unbound except as indicated in Part I (provision number 2)

Draft schedule of the Principality of Liechtenstein concerning initial commitments on trade in services

Liechtenstein hereby submits its draft schedule on initial commitments concerning trade in services presented in a format in line with the document on scheduling of initial commitments on trade in services, established by the Secretariat (MTN.GNS/W/164, 3. Sept. 1993).

Liechtenstein reserves its right to modify or withdraw its draft schedule in whole or in part inter alia depending on the degree to which other parties are ready to undertake satisfactory and mutually acceptable specific commitments on market access and national treatment, and on the strength of MFN-discipline to which the parties are willing to submit themselves. According to Liechtenstein legislation the right of commercial presence and the right of presence of natural persons in all sectors is dependent on reciprocity for service providers from Liechtenstein. The commitments offered by Liechtenstein are conditional on adequate commitments from other parties.

The present Liechtenstein draft schedule is based on the assumption that the following elements of interpretation will be duly reflected in the final text of the Service agreement:

1. References to the UN Provisional Central Product Classification (indicated in brackets where corresponding in the Liechtenstein offer) are based on the 1991 version of the said classification.
2. The level of commitments in a particular services sector/subsector shall not be affected by the level of commitments taken with respect to other services sectors/subsectors to which such service is an input or to which it is otherwise related, except for the case provided in Art. XXXIV, paragraph c (11).
3. Modes of delivery are distinct, in particular modes 1 and 3 do not include any commitment with respect to movement of natural persons.
4. There is no obligation to extend subsidies, tax incentives and tax credits, granted to services suppliers established or having domicile in a Member of GATS and located in a particular locality, to services suppliers located elsewhere.

Liechtenstein further reserves the possibility to make technical changes to its draft schedule and to correct omissions and inaccuracies.

The draft schedule of Liechtenstein on initial commitments on trade in services consists of two parts, Part I stating horizontal conditions pertaining to all sectors listed in Part II of the draft schedule and all modes of delivery where applicable, and Part II containing

commitments concerning specific sectors. The indication of 'none' on particular sectors in Part II (Sectoral Commitments) means that no other conditions apply than those mentioned in Part I (Horizontal Provisions).

Liechtenstein makes reference to the specific geographic situation of the country, to its limited resources and to the small labour market. Therefore, Liechtenstein is in a position to bind its services sector only with the reservations mentioned in Part I and Part II.

PART I: HORIZONTAL COMMITMENTS APPLICABLE TO ALL SECTORS
LISTED IN THE SECTORAL PART OF THE SCHEDULE (PART II below)

1. Commercial Presence

The establishment of a commercial presence by an individual is subject to the requirement of prior residence during a certain period of time and of permanent domicile in Liechtenstein. He/she must possess sector specific government-recognized professional qualifications.

The establishment of a commercial presence by juridical person is subject to the following requirements:

- a) No objection for reasons of national economy (labour market situation, proportion of national and foreign capital) exists.
- b) At least one of the managers has to fulfill the requirements of prior residence during a certain period of time and of permanent domicile in Liechtenstein. He must possess sector specific government-recognized professional qualifications.
- c) The majority of the administrators (authorized to manage and represent the juridical person) must be resident in Liechtenstein and have either to be Liechtenstein citizens or have prior residence during a certain period of time in Liechtenstein.
- d) The general and the limited partnership have to fulfill the same conditions as corporations with limited liability (juridical person). In addition the majority of the associates have to be Liechtenstein citizens or to have prior residence during a certain period of time in Liechtenstein.
- e) Branches in Liechtenstein of juridical and natural persons domiciled abroad have to fulfill the conditions a) to d).

The Liechtenstein company law does not prohibit joint stock companies from foreseeing in their articles of incorporation the preclusion or limitation of the transfer of registered shares.

2. Presence of Natural Persons

Entry and stay of foreign services suppliers in Liechtenstein is subject to authorization (requirement of residency permit and work permit). Authorization is granted subject to measures fixing overall numbers of work permits allocated and subject to the fact that no objections for reasons of national interests or of labour market situation exist.

The following measures apply to persons entering Liechtenstein under the terms and conditions of the Agreement: working conditions prevailing

in the branch and the place of activity provided by law and/or collective agreement (with respect to remuneration, working hours, etc.), measures limiting professional mobility, regulations related to statutory systems of social security and public plans and all other provisions of the legislation relating to immigration, stay and work. The enterprise employing such persons shall cooperate, upon request, with the authorities in charge of the enforcement of these measures.

3. Real Estate

All acquisitions of real estate are subject to authorization. Such authorization is granted only if an actual and proven requirement for living or business purposes is given and a certain period of residence has been completed. Non-residents are excluded from the acquisition of real estate.

PART II: SECTORAL COMMITMENTS

Sector/Subsector	Mode ¹	Market Areas: terms, limitations, conditions (Art. XVI GATS)	National Treatment conditions, qualifications (Art. XVII GATS)
I. BUSINESS SERVICES			
<i>Professional services</i>			
Legal Services: Consultancy on foreign country law and international law (except for consulting on Liechtenstein law) (part of 861)	1 2 3 4	none none unbound unbound except as indicated in Part I (provision number 2)	none none unbound unbound except as indicated in Part I (provision number 2)
Accounting and auditing services (8621)	1 2 3 4	none none Foreign equity ceiling of 40%. Foreign voting rights may not exceed 49%. At least one member of the administration body authorized to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as an auditor and must work full-time for the juridical person. The majority of the members of the administrative body must be in possession of the professional licence to act as an auditor. unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Bookkeeping services, except tax returns (8622)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)

Tariff services (863)	1	none	none	none
	2	none	none	none
	3	Foreign equity ceiling of 49%. Foreign voting rights may not exceed 49%. At least one member of the administrative body authorized to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as an auditor or trustee and must work full-time for the juridical person.	unbound	
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Architectural services (8671)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Engineering services (8672)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Integrated engineering services (8673)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Urban planning and landscape architectural services (8674)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Computer and Related Services (841 - 845, 8491)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	
Research and Development Services				

R&D services on natural sciences, excluding projects financed in whole or in part by public funds (part of 851)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
R&D services on social sciences, excluding projects financed in whole or in part by public funds (part of 852)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Interdisciplinary R&D sciences, excluding projects financed in whole or in part by public funds (part of 853)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Rental/Leasing Services without Operators			
Relating to other transport equipment (83101 + 83102 + 83105)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Relating to other machinery and equipments (83106 - 83109)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Other Business Services			
Advertising services (including direct mail advertising), excluding outdoor advertising and excluding advertising for goods subject to import authorization and excluding pharmaceutical products, alcohol, tobacco, toxics, explosives, weapons and ammunition (part of 8711 + part of 8712)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)

Market research and public opinion polling services (864)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Management consulting services (865)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Services related to management consulting (866)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Technical testing and analysis services (8676)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Consulting services on agriculture, hunting and forestry (part of 881)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Consulting services relating to fishing (part of 882)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Services incidental to mining (part of 883 + part of 5115) excluding prospecting, surveying, exploration and exploitation	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Consulting services relating to manufacturing (part of 884 + part of 885)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Related scient. and tech. consulting (part of 8875) excluding prospection, surveying, exploration and exploitation	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Maintenance and repair of equipment not in- cluding maritime vessels, aircraft or other trans- port equipment (633 + 8861-8866)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required for subsector 633	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required for subsector 633	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required for subsector 633
Building-cleaning services (874 except 87409)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound due to lack of technical feasibility
Photographic services (875)	1	none	none	none
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)	unbound due to lack of technical feasibility
Packaging services (876)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none	none
	3	none	none	none
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound due to lack of technical feasibility

Printing publishing (8B42)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
2. COMMUNICATION SERVICES			
Telecommunications services	General condition applicable to all telecommunication sectors: national monopoly on network infrastructure, services have to be provided over the public network or over leased lines; wireless networks subject to licensing; pricing of leased lines not volume-sensitive, connection with the public network possible		
Electronic mail (part of 7523)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Voice mail (part of 7523)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
On-line info. and database retrieval (part of 7523)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Electronic data interchange (EDI) (part of 7523)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Enhanced/value-added facsimile serv. (part of 7523)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Code and protocol conversion	1	none			
	2	none			
	3	none			
	4	unbound except as indicated in Part I (provision number 2)			
On-line info. and/or data processing (part of 843)	1	none			
	2	none			
	3	none			
	4	unbound except as indicated in Part I (provision number 2)			
Videotex	1	none			
	2	none			
	3	none			
	4	unbound except as indicated in Part I (provision number 2)			
Enhanced/value added services based on licensed wireless networks including enhanced/value added paging services, except for voice transmission	1	none			
	2	none			
	3	none			
	4	unbound except as indicated in Part I (provision number 2)			
Audiosvisual services					
Radio and television services (96.13)	1	unbound, except for direct reception within national territory			
	2	none			
	3	unbound			
	4	unbound except as indicated in Part I (provision number 2)			
Motion picture production, production and rental/leasing of video tapes (96.112 + 83.202)	1	none			
	2	none			
	3	none			
	4	unbound except as indicated in Part I (provision number 2)			

Motion picture projection services (9612)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	domicile in Liechtenstein for natural persons, corporate seat in Liechtenstein (juridical person according to Liechtenstein law) for juridical persons required	domicile in Liechtenstein for natural persons, corporate seat in Liechtenstein (juridical person according to Liechtenstein law) for juridical persons required
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required
Sound recording	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES			
Pro-construction work at construction sites (511)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
General construction work for buildings (512)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
General construction work for civil engineering (5131 + 5132)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

Installation and assembly work (514 + 516)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility none
	2	none	unbound for installations in the area of energy, heating, water, communications and elevators
	3	none	unbound except as indicated in Part I (provision number 2)
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Building completion and finishing work (517)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility none
	2	none	none
	3	none	unbound except as indicated in Part I (provision number 2)
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
4. DISTRIBUTION SERVICES			
Commission agents' services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons and ammunition, and precious metals (part of 6211)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Wholesale trade services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons and ammunition, and precious metals (part of 6211)	1	none	none
	2	none	none
	3	restrictions on sales area	restrictions on sales area
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Retailing services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons and ammunition, and precious metals; not covered in retailing through mobile sales unit (part of 631 + part of 632 + part of 6111 + part of 6113 + part of 6121).	1	none	none
	2	none	none
	3	restrictions on sales area	restrictions on sales area
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required

Practising (8929)	1	none	none
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

5. PRIVATE EDUCATIONAL SERVICES

Compulsory education services (primary and secondary I)	1	unbound	unbound
	2	unbound	unbound
	3	Foreigners may establish commercial presence only when organized as juridical persons according to Liechtenstein law.	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Non compulsory secondary education services (secondary II)	1	none	none
	2	none	none
	3	Foreigners may establish commercial presence only when organized as juridical persons according to Liechtenstein law.	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Higher education services (923)	1	none	none
	2	none	none
	3	Foreigners may establish commercial presence only when organized as juridical persons according to Liechtenstein law.	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Adult education services (924)	1	none	none
	2	none	none
	3	Foreigners may establish commercial presence only when organized as juridical persons according to Liechtenstein law.	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

6. ENVIRONMENTAL SERVICES

Nothing in this offer should be construed to include public work function whether owned and operated by municipalities or Liechtenstein government or contracted out by them.

Sewage services (9401)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Refuse disposal services (9402)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	domestic in Liechtenstein for natural persons, corporate seat in Liechtenstein for juridical persons required for transportation of dangerous materials; unbound for garbage dump	domestic in Liechtenstein for natural persons, corporate seat in Liechtenstein for juridical persons required for transportation of dangerous materials; unbound for garbage dump
	4	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required	unbound except as indicated in Part I (provision number 2); commercial presence in Liechtenstein required
Sanitation and similar services (9403)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)
Other environmental services (9404 + 9405 + 9406 + part of 9409)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility
	2	none	none
	3	none	none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2)

7. FINANCIAL SERVICES

Banking, securities and insurance services, in accordance with the "Understanding on Commitments in Financial Services" (hereafter "Understanding") and subject to reservations as contained in Part I (financial commitments) and as listed below. Liechtenstein will not maintain restrictions to National Treatment other than those listed below, without prejudice to the limitations or conditions listed under Market Access.

	Banking and other financial services (excluding insurance)	
1	The following limitations relate to the cross-border provision of the whole range of banking and other financial services (excluding insurance), including those defined in number 3 of the "Understanding": Participation in settlement and clearing networks is subject to a commercial presence in Liechtenstein. According to the practice in Liechtenstein, mutual funds (collective investments) have to be marketed through banks having a commercial presence in Liechtenstein.	Subvention for house building is only granted to Liechtenstein citizen, which have to take out the loan for the house building at a domestic bank.
2	Swiss franc denominated issues can be lead managed only by a bank having a commercial presence (registered office or branch office) in Liechtenstein.	Subvention for house building is only granted to Liechtenstein citizen, which have to take out the loan for the house building at a domestic bank.
3	According to the Liechtenstein Banking and Financial Companies Act the licence by the government has to be approved by the Liechtenstein parliament.	One member of the board of directors and the administrators must have domicile in Liechtenstein. They must be duly authorized to fully represent their company.
4	Banks and financial companies must be organized in the form of a limited company. Commercial presence of foreign financial institutions is subject to specific licensing requirements relating to the name of firms, duties toward the Swiss national bank and regulations on financial institutions in the country of origin	unbound except as indicated in Part I (provision number 2)

	Insurance and insurance related services	
1	Establishment of a commercial presence is required for the provision of insurance services in Liechtenstein. Residents may not purchase insurance services in the territory of another Party.	Establishment of a commercial presence is required for the provision of insurance services in Liechtenstein. Residents may not purchase insurance services in the territory of another Party.
2	Establishment of a commercial presence is required for the provision of insurance services in Liechtenstein. Residents may not purchase insurance services in the territory of another Party.	Establishment of a commercial presence is required for the provision of insurance services in Liechtenstein. Residents may not purchase insurance services in the territory of another Party.
3	<ul style="list-style-type: none"> - Only insurance companies established in Switzerland can establish in Liechtenstein. - To be recognized for participation in the basic health insurance scheme, health insurance providers must be organized in the form of mutual associations (Genossenschaft, Verein: Vertriebsvertrag auf Gegenseitigkeit or Hilfskasse) or foundations (Stiftung) - Duty of security for insurance services - Economic need test for accident insurance services - commercial presence does not cover the setting up of representative offices 	<p>Domestic legal entities and the branch or agency establishment of foreign legal entities whose managing or representing bodies, such as the board of directors and the administration, are comprised in the main of foreigners or foreign firms, shall appoint in Liechtenstein a Liechtensteiner citizen who is permanently resident here either to represent the legal entity towards the authorities as a legal representative or, empowered as an authorized signatory (proxist), to exercise the representation, without the cooperation of others. Before setting up a commercial presence to provide specific classes of insurance services, a foreign insurer must have been authorized to operate in the same classes of insurance in its country of origin for at least three years</p>
4		unbound except as indicated in Part I (provision number 2)

8. TOURISM AND TRAVEL RELATED SERVICES

Hotel and restaurants (incl. catering) (641-643)	1	unbound due to lack of technical feasibility, except unbound for catering (6423) none	unbound due to lack of technical feasibility, except unbound for catering (6423) none passing on examination may be required
	2	licences only granted if need for restaurants exists	unbound except as indicated in Part I (provision number 2) none
	3	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2) none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2) none
Travel agencies and tour operators services (7471)	1	none	unbound due to lack of technical feasibility none
	2	none	unbound due to lack of technical feasibility none
	3	none	unbound due to lack of technical feasibility none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2) none
Tourist guides services (7472)	1	unbound due to lack of technical feasibility none	unbound due to lack of technical feasibility none
	2	none	unbound due to lack of technical feasibility none
	3	none	unbound due to lack of technical feasibility none
	4	unbound except as indicated in Part I (provision number 2)	unbound except as indicated in Part I (provision number 2) none

9. RECREATIONAL, CULTURAL AND SPORTING SERVICES

News agency services (962)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Sporting services (9641)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
10. TRANSPORT			
Road transport services			
Passenger transportation regular, 'door-to-door' hours only (part of 7121)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Passenger transportation occasional, excluding empty entrance, cabotage and taxi services (7122)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Rental of commercial vehicles with operator (7124)	1 2 3 4	none none none unbound except as indicated in Part I (provision number 2)	none none none unbound except as indicated in Part I (provision number 2)
Maintenance and repair of road transport equip- ment (6112 + 8867)	1 2 3 4	unbound due to lack of technical feasibility none none unbound except as indicated in Part I (provision number 2)	unbound due to lack of technical feasibility none none unbound except as indicated in Part I (provision number 2)
Services ancillary to all modes of transport			

Cargo-handling services (741)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility none none none unbound except as indicated in Part I (provision number 2)
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	
Storage and warehouse services (742)	1	unbound due to lack of technical feasibility	unbound due to lack of technical feasibility none none none unbound except as indicated in Part I (provision number 2)
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	
Freight transport agency services (748 + 749)	1	none	none none none none unbound except as indicated in Part I (provision number 2)
	2	none	
	3	none	
	4	unbound except as indicated in Part I (provision number 2)	

- 1. modes of delivery:** 1 = Cross border supply 2 = Consumption abroad
 3 = Commercial Presence 4 = Presence of natural persons