

**MULTILATERAL TRADE
NEGOTIATIONS
THE URUGUAY ROUND**

RESTRICTED
MTN.GNS/W/225/Rev.1
15 December 1993
Special Distribution
(UR-93-0273)

Group of Negotiations on Services

Original: Spanish

COMMUNICATION FROM COLOMBIA

Final List of m.f.n. Exemptions of Colombia

Revision

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

Colombia presents below its final list of m.f.n. exemptions set out in accordance with the Annex on Article II Exemptions of the General Agreement on Trade in Services (GATS) in document MTN/FA of 13 December 1993.

In the light of the commitments and agreements contained in the Ministerial Decision on Financial Services and the second Annex on Financial Services, Colombia's final list does not include any exemption based on the principle of reciprocity for the application of its initial commitments in the financial services sector. The inclusion of such an exemption will depend on the effective access given to suppliers of financial services established in Colombia in markets of interest to them.

In view of the Chairman's Statement on issues relating to the scope of the General Agreement on Trade in Services, Colombia does not make any m.f.n. commitments concerning measures related to social security, judicial and administrative assistance among public authorities and the settlement of disputes pursuant to bilateral investment protection agreements.

In keeping with its position during the Uruguay Round negotiations, the exemptions requested by Colombia represent the minimum necessary to protect the international commitments that are incompatible with m.f.n. treatment, thus departing as little as possible from this key principle of the GATS.

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FINAL LIST OF M.F.N. EXEMPTIONS OF COLOMBIA

| Sector or sub-sector | Description of measure | Countries to which the measure applies | Intended duration | Need for the exemption |
|----------------------|--|--|-------------------|--|
| Telecommunications | The principle of national treatment for the purposes of commercial presence is only granted to suppliers of services in the Andean Market of Value-Added Telecommunications Services. | Andean Group countries | Indefinite | Maintains preferential treatment for suppliers of the relevant services belonging to countries members of the Andean Group |
| Maritime transport | Application of the principle of reciprocity: Colombia will apply the principle of reciprocity, taking into account the country's foreign trade interests. In applying the principle it will be guided by the proportion and access conditions of Colombian maritime transport companies with respect to the import cargoes generated by other countries. Reciprocity may be extended to the enterprises associated with Colombian enterprises when access conditions affect the country's foreign trade interests. | All countries | Unlimited | Measures that allow the partial or total restriction of access of foreign enterprises to Colombian cargoes in order to guarantee access for Colombian maritime transport enterprises to the cargoes of other member countries of the GATS. |
| Maritime transport | Unfair competition: Colombia will apply measures aimed at levelling distortions in conditions of competition stemming from unfair trade practices. | All countries | Unlimited | Measures to counter the adverse effects of unfair practices. |
| Audiovisual | Measures under existing or future bilateral or multilateral agreements on the co-production of audiovisual works for the cinema or television, in particular with regard to their distribution, access and financing conditions. | Belgium; countries' members of the Latin American Agreement on Cinematographic Co-production; other countries concerned. | Unlimited | Protects the principle of the agreements concerned. |
| Land transport | Measures which grant preferential treatment to countries of the Andean Road Freight System. | Countries of the Andean Group. | Indefinite | Protects regional integration efforts in this area. |