

APPENDIX 11

**NEW ANNEX 9 (SECTORAL COVERAGE UNDER ARTICLE 5 OF CHAPTER 9
(TRADE IN SERVICES))**

ANNEX 9: Sectoral Coverage under Article 5 of Chapter 9 (Trade in Services)

Annex 9 Part A: China Sectoral Coverage under Article 5 of New Chapter 9 (Trade in Services)

I. Horizontal Limitations

In terms of Most-Favoured-Nation (MFN) Treatment commitments under Article 5 of Chapter 9 (Trade in Services), the following rights are reserved by China:

For China, the term “non-party” under Article 5 (Most-Favoured Nation Treatment) of Chapter 9 (Trade in Services) shall not include the following WTO members within the meaning of the WTO Agreement: Hong Kong, China; Macao, China; and Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei).

II. MFN Sectoral Coverage

1. BUSINESS SERVICES	
A. Professional Services	
(a) legal services (CPC 861, excluding Chinese law practice)	Most-Favoured Nation (MFN)
(c) taxation services (CPC 8630)	Most-Favoured Nation (MFN)
(d) architectural services (CPC 8671)	Most-Favoured Nation (MFN)
- Scheme design	Most-Favoured Nation (MFN)
- Others	Most-Favoured Nation (MFN)
(e) engineering services (CPC 8672)	Most-Favoured Nation (MFN)
(f) integrated engineering services (CPC 8673)	Most-Favoured Nation (MFN)
(g) urban planning services (except general urban planning) (CPC 8674)	Most-Favoured Nation (MFN)
B. Computer and Related Services (Computer and related services do not cover the economic activity consisting of the provision of content services which require computer and related services as means of supply)	
(a) Consultancy services related to the installation of computer hardware (CPC 841)	Most-Favoured Nation (MFN)
(b) Software implementation services (CPC 842)	Most-Favoured Nation (MFN)
(c) Data processing services (CPC 843) - Input preparation services (CPC 8431)	Most-Favoured Nation (MFN)

- Data processing and tabulation services (CPC 8432) - Time-sharing services (CPC 8433)	
- Database services (CPC 844)	Most-Favoured Nation (MFN)
- Maintenance and repair services of office machinery and equipment including computers (CPC 845)	Most-Favoured Nation (MFN)
- Other Computer services (CPC 849)	Most-Favoured Nation (MFN)
F. Other Business Services	
(c) Management Consulting services (CPC 865)	Most-Favoured Nation (MFN)
(e) Technical testing and analysis services (CPC 8676)	Most-Favoured Nation (MFN)
(f) Services incidental to forestry (CPC 8814)	Most-Favoured Nation (MFN)
(f) Services incidental to Agriculture (CPC 8811) With respect to China, its MFN commitments under CPC 8811 are limited to preferential treatment accorded to members of the Organization for Economic Cooperation and Development (“OECD”).	Most-Favoured Nation (MFN)
(o) Building-cleaning services (CPC 874)	Most-Favoured Nation (MFN)
(q) Packaging services (CPC 876)	Most-Favoured Nation (MFN)
(s) Convention services (CPC 87909)	Most-Favoured Nation (MFN)
(t) Translation and interpretation services (CPC 87905)	Most-Favoured Nation (MFN)
2. COMMUNICATION SERVICES	
B. Courier Services (CPC 75121, except for those specifically reserved to Chinese postal authorities by the related law at the time of China’s accession to WTO on December 11th 2001)	Most-Favoured Nation (MFN)
D. Audiovisual Services	
- Cinema Theatre Services	Most-Favoured Nation (MFN)
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES	
(CPC 511, 512, 513 ¹ , 514, 515,516, 517, 518 ²)	Most-Favoured Nation (MFN)
4. DISTRIBUTION SERVICES (as defined in Appendix 2)	
D. Franchising	Most-Favoured Nation

¹ Including dredging services relating to infrastructure construction.

² Coverage of CPC 518 is limited only to the rental and leasing services of construction and/or demolition machines with operator which are owned and used by foreign construction enterprises in their supply of services

	(MFN)
5. EDUCATIONAL SERVICES	
(Excluding special education services e.g. military, police, political and party school education) A. Primary education services(CPC 921, excluding national compulsory education in CPC 92190) B. Secondary education services(CPC 922, excluding national compulsory education in CPC 92210) C. Higher education services(CPC 923) D. Adult education services (CPC 924, Including non-academic training of beauty treatment, spa, and acupuncture) E. Other education services (CPC 929, including non-academic training in the following areas: a. English language b. cooking c. handicraft	Most-Favoured Nation (MFN)
6. ENVIRONMENTAL SERVICES (excluding environmental quality monitoring and pollution source inspection)	
A. Sewage Services (CPC 9401)	Most-Favoured Nation (MFN)
B. Solid Waste Disposal Services (CPC 9402)	Most-Favoured Nation (MFN)
C. Cleaning Services of Exhaust Gases (CPC 9404)	Most-Favoured Nation (MFN)
D. Noise Abatement Services (CPC 9405)	Most-Favoured Nation (MFN)
G. Sanitation Services (CPC 9403)	Most-Favoured Nation (MFN)
E. Nature and Landscape Protection Services (CPC 9406 excluding the construction and operation of Natural Reserves and Ramsar Sites)	Most-Favoured Nation (MFN)
F. Other Environmental Protection Services (CPC 9409)	Most-Favoured Nation (MFN)
9. TOURISM AND TRAVEL RELATED SERVICES	
A. Hotels (including apartment buildings) and Restaurants (CPC 641-643)	Most-Favoured Nation (MFN)
B. Travel Agency and Tour Operator (CPC 7471)	Most-Favoured Nation (MFN)
- Tourist Guides Services (CPC 7472)	Most-Favoured Nation (MFN)
11. TRANSPORT SERVICES	
F. Road Transport Services	
- Freight transportation by rail (CPC 7112)	Most-Favoured Nation (MFN)
- Freight transportation by road in trucks or cars (CPC 7123)	Most-Favoured Nation (MFN)

- Freight inspection covered by CPC 749, excluding statutory inspection services for freight inspection services	Most-Favoured Nation (MFN)
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**Annex 9 Part B: New Zealand Sectoral Coverage under Article 5 of Chapter 9
(Trade in Services)**

Most-Favoured Nation (MFN) Sectoral coverage:

1. BUSINESS SERVICES	
A. Professional Services	
(d) Architectural Services CPC 8671	Most-Favoured Nation (MFN)
(e) Engineering services CPC 8672	Most-Favoured Nation (MFN)
(f) Integrated engineering services CPC 8673	Most-Favoured Nation (MFN)
(i) Veterinary Services CPC 932	Most-Favoured Nation (MFN)
B. Computer and Related Services	
(a) Consultancy services related to the installation of computer hardware CPC 841	Most-Favoured Nation (MFN)
(b) Software implementation services CPC 842	Most-Favoured Nation (MFN)
(c) Data processing services CPC 843	Most-Favoured Nation (MFN)
(d) Data base services CPC 844	Most-Favoured Nation (MFN)
(e) Maintenance and repair of office machinery and equipment including computers CPC 845	Most-Favoured Nation (MFN)
(e) Other Computer Services CPC 849	Most-Favoured Nation (MFN)
F. Other Business Services	
(f) Services incidental to agriculture and forestry CPC 8811 and 8814	Most-Favoured Nation (MFN)
2. COMMUNICATION SERVICES	
D. Audio visual Services	
Production, distribution, exhibition and broadcasting of audio visual works CPC 9611-9613, CPC 96192**, CPC 7524, CPC 753 (except treatment granted under preferential coproduction arrangements)	Most-Favoured Nation (MFN)
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES	

A. General Construction Work for Buildings CPC 512, CPC 515	Most-Favoured Nation (MFN)
B. General Construction Work for Civil Engineering CPC 513	Most-Favoured Nation (MFN)
C. Installation and Assembly Work CPC 514, CPC 516	Most-Favoured Nation (MFN)
D. Building Completion and Finishing Work CPC 517	Most-Favoured Nation (MFN)
E. Other Site preparation: new construction (other than pipelines) CPC 511 Renting Services related to Equipment for Construction or Demolition of Buildings or Civil Engineering, with Operator CPC 518	Most-Favoured Nation (MFN)
5. EDUCATION SERVICES	
Private Primary Education services CPC 921	Most-Favoured Nation (MFN)
Private Secondary education services CPC 922	Most-Favoured Nation (MFN)
Private Higher education services CPC 923	Most-Favoured Nation (MFN)
Private Adult education services CPC 924	Most-Favoured Nation (MFN)
Private Other education services CPC 929	Most-Favoured Nation (MFN)
6. ENVIRONMENTAL SERVICES	
A. Waste water management CPC 9401	Most-Favoured Nation (MFN)
B. Refuse disposal services CPC 9402	Most-Favoured Nation (MFN)
C. Sanitation and similar services CPC 9403	Most-Favoured Nation (MFN)
C. Protection of ambient air and climate CPC 9404	Most-Favoured Nation (MFN)
D. Remediation and cleanup of soil and water CPC 9406	Most-Favoured Nation (MFN)
E. Noise and vibration abatement CPC 9405	Most-Favoured Nation (MFN)
F. Protection of biodiversity and landscape CPC 9406	Most-Favoured Nation (MFN)
F. Other environmental and ancillary services CPC 9409	Most-Favoured Nation (MFN)
9. TOURISM AND TRAVEL RELATED SERVICES	
A. Hotels and restaurants CPC 641, CPC 642, CPC 643	Most-Favoured Nation

	(MFN)
B./ C. Travel Agencies, Tour Guides and Tour Operator Services CPC 7471 and 7472	Most-Favoured Nation (MFN)
11. TRANSPORT SERVICES	
C. Air Transport Services	
Airport management services	Most-Favoured Nation (MFN)
Airfreight Storage and warehousing services CPC 742	Most-Favoured Nation (MFN)
Air Ramp handling services	Most-Favoured Nation (MFN)
Air Cargo and baggage handling services	Most-Favoured Nation (MFN)
Other supporting services for air transport CPC 74690	Most-Favoured Nation (MFN)
Airport Operation Services CPC 74610	Most-Favoured Nation (MFN)
Aircraft repair and maintenance Services	Most-Favoured Nation (MFN)
Computer reservation system services CPC 7523	Most-Favoured Nation (MFN)
Selling and marketing of air transport services	Most-Favoured Nation (MFN)
Specialty Air Services	Most-Favoured Nation (MFN)