

Annex

Supplements and Amendments V to the Mainland's Specific Commitments on Liberalization of Trade in Services for Hong Kong^①.

Sectors or sub-sectors	1. Business services
	A. Professional services
	b. Accounting, auditing and bookkeeping services (CPC862)
Specific commitments	<p>1. The validity period of the "Provisional Licence to Perform Audit-Related Services ", applied for by Hong Kong accounting firms for the purpose of conducting auditing business on a temporary basis in the Mainland, is extended from two years to five years.</p> <p>2. To permit the setting up of an examination centre in Hong Kong for holding the Mainland's Accounting Professional Technician Qualification Examination.</p> <p>3. To allow Shenzhen and Dongguan in the Guangdong Province to set up dedicated examination centres for Hong Kong residents to sit the Mainland's accounting qualification examination and handle related matters. Those who pass the examination will be issued an accounting qualification certificate by the Guangdong Province.</p>

^① Sectoral classification is based on WTO's GATS Services Sectoral Classification List (GNS/W/120). For the contents of the sectors, reference is made to the relevant CPC, United Nations Provisional Central Product Classification.

Sectors or sub-sectors	1. Business services
	A. Professional services
	<ul style="list-style-type: none"> d. Architectural services (CPC8671) e. Engineering services (CPC8672) f. Integrated engineering services (CPC8673) g. Urban planning and landscape architectural services (except general urban planning) (CPC8674)
Specific commitments	<p>1. Hong Kong professionals, who have obtained Mainland's registered Urban Planner qualification, are allowed to register in Guangdong Province regardless of whether they are registered in Hong Kong or not.</p> <p>2. Hong Kong professionals, who have obtained Mainland's Supervision Engineer qualification, are allowed to register and practise in Guangdong Province regardless of whether they are registered practitioners in Hong Kong or not.</p> <p>3. When the Hong Kong service suppliers set up construction and engineering design enterprises in the form of equity joint venture or contractual joint venture in the Mainland, there is no restriction on the proportion of the total capital contributed by the Mainland partners to the registered capital.</p>

Sectors or sub-sectors	1. Business services
	A. Professional services
	h. Medical and dental services (CPC9312)
Specific commitments	<p>1. Hong Kong service suppliers are allowed to set up wholly-owned outpatient clinics in Guangdong Province.^①</p> <p>2. No restriction is imposed on the ratio of capital investment between Hong Kong service suppliers and Mainland partners in setting up outpatient clinics in the form of equity joint venture or contractual joint venture in Guangdong Province.</p> <p>3. No requirement is imposed on the total investment in setting up outpatient clinics by Hong Kong service suppliers on a wholly-owned, equity joint venture or contractual joint venture basis in Guangdong Province.</p> <p>4. The health administrative department at provincial level of Guangdong Province is responsible for the project establishment and approval procedures for setting up outpatient clinics by Hong Kong service suppliers on a wholly-owned, equity joint venture or contractual joint venture basis in Guangdong Province.</p> <p>5. Qualified Hong Kong permanent residents with Chinese citizenship are allowed to apply for and obtain the Mainland's "medical practitioner's qualification certificates" through accreditation.^②</p>

① Subject to the Mainland's requirements on setting up outpatient clinics.

② Details of implementation to be promulgated by the Ministry of Health

Sectors or sub-sectors	1. Business services
	F. Other business services
	h. Services incidental to mining (CPC 883, only including oil and natural gas)
Specific commitments	To allow Hong Kong service suppliers to provide oil and gas exploitation services in the Mainland on a contractual joint venture basis.

Sectors or sub-sectors	1. Business services
	F. Other business services
	k. Placement and supply services of personnel (CPC 872)
Specific commitments	<p>1. The minimum registered capital required for Hong Kong service suppliers to set up wholly-owned job referral agencies in Guangdong Province follows the requirements applicable to Mainland enterprises in Guangdong Province.</p> <p>2. The minimum registered capital required for Hong Kong service suppliers to set up wholly-owned job intermediaries in Guangdong Province follows the requirements applicable to Mainland enterprises in Guangdong Province.</p>

Sectors or sub-sectors	1. Business services
	F. Other business services
	<p>m. Related scientific and technical consulting services</p> <p>Prospecting services for iron, copper and manganese</p> <ul style="list-style-type: none"> - Geological, geophysical and other scientific prospecting services (part of CPC 86751) - Sub-surface surveying services (part of CPC 86752)
Specific commitments	<p>To allow Hong Kong service suppliers to provide prospecting and surveying services in respect of iron, copper and manganese in the Mainland on a wholly-owned, equity joint venture or contractual joint venture basis.</p>

Sectors or sub-sectors	1. Business services
	F. Other business services
	r. Printing and publishing services
Specific commitments	<p>The minimum registered capital required for Hong Kong service suppliers to set up printing enterprise to provide services in respect of packaging materials follows the requirements applicable to the Mainland enterprises.</p>

Sectors or sub-sectors	1. Business services
	F. Other business services
	Convention services and exhibition services (CPC 87909)
Specific commitments	<p>To allow enterprises set up by Hong Kong service suppliers on a wholly-owned, equity joint venture or contractual joint venture basis in Beijing Municipality, Tianjin Municipality, Chongqing Municipality, and Zhejiang Province to organize overseas exhibitions on a pilot basis^①. Participating enterprises should be registered enterprises in that province or municipality.</p>

① Subject to the approval of the China Council for the Promotion of International Trade according to relevant laws and regulations in the Mainland.

Sectors or sub-sectors	<p>4. Distribution services</p> <p>A. Commission agents' services (excluding salt and tobacco)</p> <p>B. Wholesale trade services (excluding salt and tobacco)</p> <p>C. Retailing services (excluding tobacco)</p> <p>D. Franchising</p>
Specific commitments	<p>For the same Hong Kong service supplier which opens more than 30 stores accumulatively in the Mainland, if the commodities for sale include pharmaceutical products, pesticides, mulching films, chemical fertilizers, vegetable oil, edible sugar and cotton, and the above commodities are of different brands and come from different suppliers, the Hong Kong service supplier is allowed to operate on a wholly-owned basis.^①</p>

① If the commodity for sale is processed oil, the Mainland's commitments to members of the World Trade Organization are still applicable.

Sector or Sub-sector	<p>6. Environmental services (excluding environmental quality monitoring and pollution source investigation)</p> <p>A. Sewage services (CPC 9401)</p> <p>B. Refuse disposal services (CPC 9402)</p> <p>C. Cleaning services of exhaust gases (CPC 9404)</p> <p>D. Noise abatement services (CPC 9405)</p> <p>E. Nature and landscape protection services (CPC 9406)</p> <p>F. Other environmental protection services (CPC 9409)</p> <p>G. Sanitation services (CPC 9403)</p>
Specific Commitments	<p>To permit the Guangdong Province to approve the qualification of the Hong Kong service suppliers for setting up enterprises to operate environmental pollution control facilities in Guangdong.</p>

Sectors or Sub-sectors	7. Financial services
	B. Banking and other financial services (excluding insurance and securities)
	<ul style="list-style-type: none"> a. Acceptance of deposits and other repayable funds from the public; b. Lending of all types, including consumer credit, mortgage credit, factoring and financing of commercial transactions; c. Financial leasing; d. All payment and money transmission services, including credit, charge and debit cards, travellers cheques and bankers drafts (including import and export settlement) e. Guarantees and commitments; f. Trading for own account or for account of customers: foreign exchange.
Specific commitments	<p>To allow any Mainland-incorporated banking institution established by a Hong Kong bank that meets the following criteria to locate its data centre in Hong Kong: ^①</p> <ul style="list-style-type: none"> (1) Incorporated in the Mainland on or before 30 June 2008; (2) At the time of its incorporation, its parent bank has already established a data centre in Hong Kong; (3) The data centre for the Mainland business

^① Subject to the conditions set out in the supervisory cooperation agreement, signed by the relevant Mainland and Hong Kong supervisory authorities, on the supervision of the data centres of Mainland-incorporated banking institutions established by Hong Kong banks that are located in Hong Kong.

	<p>(which should include core systems such as those for customer, accounting and product information) should operate independently;</p> <p>(4) Its board of directors and senior management should assume the ultimate oversight and accountability over the management of the data centre for the Mainland business; and</p> <p>(5) The data centre for the Mainland business should meet the relevant supervisory requirements and be subject to the approval of the relevant Mainland authorities.</p>
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Sectors or sub-sectors	8. Health related services and social services
	C. Social services
	<p>Welfare services delivered through residential institutions to old persons and the handicapped (CPC93311)</p> <p>Welfare services not delivered through residential institutions (CPC93323)</p>
Specific commitments	<p>To allow Hong Kong service suppliers to operate welfare agencies for persons with disabilities in the form of wholly-owned private non-enterprises in Guangdong Province on a pilot basis.</p>

Sectors or sub-sectors	<p>9. Tourism and travel related services</p> <p>A. Hotel (including apartment buildings) and restaurants (CPC 641-643)</p> <p>B. Travel agency and tour operator services (CPC 7471)</p> <p>C. Tourist guides services (CPC 7472)</p> <p>Others</p>
Specific commitments	<p>1. To delegate to the Guangdong Province approval of applications submitted by Hong Kong service suppliers for setting up travel agents on a wholly owned, equity joint venture or contractual joint venture basis in Guangdong.</p> <p>2. To allow Hong Kong permanent residents with Chinese citizenship to take the "Mainland Qualification Examination for Tourist Guide". Those who have passed the examination can obtain the "Mainland Tourist Guide Certificate" in accordance with the relevant requirements.</p>

Sectors or sub-sectors	11. Transport services
	A. Maritime transport services H. Auxiliary services
	International transport (freight and passengers) (CPC7211, 7212, less cabotage transport services) Container station and depot services Others
Specific commitments	To allow Hong Kong service suppliers to set up wholly-owned enterprises and their branches in Guangdong Province, which is the location chosen for pilot implementation, to provide shipping agency services to vessel operators for routes between Guangdong Province and Hong Kong/Macao.

Sector or sub-sectors	11. Transport services
	C. Air transport services
	<p>Airport operation services (excluding cargo handling) (CPC 74610)</p> <p>Other supporting services for air transport (CPC 74690)</p> <p>Computer reservation system (CRS) services</p> <p>Sales and marketing services for air transport</p>
Specific commitments	<p>To allow Hong Kong service suppliers to submit the economic guarantee provided by Mainland-incorporated banks or guarantee companies recommended by the China Air Transport Association in their applications for the setting up of air transport sales agencies (in the form of wholly-owned enterprises, equity joint ventures or contractual joint ventures) in the Mainland.</p>

Sectors or Sub-sectors	11. Transport services
	F. Road transport services
	<p>Freight transportation by road in trucks or cars (CPC 7123)</p> <p>Road passenger transportation (CPC 7121, 7122)</p> <p>Interurban regular passenger transportation (CPC 71213)</p> <p>Road freight transport station (depot)</p> <p>Bus station services (CPC 7441)</p> <p>Motor vehicle repair</p> <p>Driver training</p>
Specific Commitments	<p>1. To delegate to the Guangdong Province approval of the provision of road freight transport services by Hong Kong-invested production enterprises in Guangdong.</p> <p>2. To delegate to the Guangdong Province approval of Hong Kong service suppliers setting up repair and driver training enterprises, and passenger and freight transport stations (depots) in Guangdong.</p>

Sectors or sub-sectors	Service sectors (sectors not set out in GNS/W/120)
	Individually owned stores
Specific commitments	<p>1. To allow Hong Kong permanent residents with Chinese citizenship to set up, in accordance with the relevant Mainland laws, regulations and administrative regulations, individually owned stores in all provinces, autonomous regions and municipalities directly under the Central Government in the Mainland without being subject to the approval procedures applicable to foreign investments, to provide the following services (excluding franchising operation): building-cleaning services and advertising production services. No more than 8 persons should be engaged in the operation of the individually owned stores.</p> <p>2. To allow Hong Kong permanent residents with Chinese citizenship to set up, in accordance with the relevant Mainland laws, regulations and administrative regulations, individually owned stores in Guangdong Province without being subject to the approval procedures applicable to foreign investments, to provide the following services (excluding franchising operation): trade brokerage and commission agency (excluding auction) and renting and leasing services (excluding the renting and leasing of housing premises). No more than 8 persons should be engaged in the operation of the individually owned stores.</p>