

For New Zealand:***Section A: List of Entities***

Archives New Zealand
Crown Law Office
Department of Building and Housing
Department of Conservation
Department of Internal Affairs
Department of Labour
Department of the Prime Minister and Cabinet
Education Review Office
Government Communications Security Bureau
Inland Revenue Department
Land Information New Zealand
Ministry of Agriculture and Forestry
Ministry for Culture and Heritage
Ministry of Defence
Ministry of Economic Development
Ministry of Education
Ministry for the Environment
Ministry of Fisheries
Ministry of Foreign Affairs and Trade
Ministry of Justice
Ministry of Māori Development
Ministry of Pacific Island Affairs
Ministry of Research, Science and Technology
Ministry of Social Development
Ministry of Women's Affairs
New Zealand Customs Service
New Zealand Food Safety Authority
Serious Fraud Office
State Services Commission
The Treasury

Section B: Goods and Services**1. Goods**

Chapter 12 (Government Procurement) applies to all goods procured by the entities listed in Section A, except in the case of procurements listed in Section C.

2. Services

Chapter 12 (Government Procurement) applies to all services procured by the entities listed in Section A, except in the case of the following:

- (a) procurement of research and development services⁶;
- (b) procurement of public health, education and welfare services⁷; and
- (c) procurements listed in Section C.

3. Construction Services⁸

Chapter 12 (Government Procurement) applies to all construction services procured by the entities listed in Section A, except in the case of procurements listed in Section C.

Section C: General Conditions

1. Chapter 12 (Government Procurement) shall not apply to procurement of goods or services in respect of contracts for construction, refurbishment or furnishing of chanceries abroad⁹.

2. Subject to the requirement that such measures are not applied in a manner that would constitute a means of arbitrary or unjustifiable discrimination between the Parties where the same conditions prevail or a disguised restriction on trade between the Parties, nothing in Chapter 12 (Government Procurement) shall be construed to prevent New Zealand from adopting or maintaining measures relating to goods or services of not for profit institutions.

⁶ As defined in WTO document MTN.GNS/W/120 (CPC 851- 853).

⁷ Refers to procurement, for provision to the public, of services classified in WTO document MTN.GNS/W/120 under the sector headings "Educational Services" (CPC 921, 922, 923, 924, and 929) and "Health Related and Social Services" (Public Health: CPC 931, including 9311, 9312 and 9319; Welfare: CPC 933 and 913).

⁸ This refers to WTO document MTN.GNS/W/120 sector heading "Construction and Related Engineering Services".

⁹ As regards construction services, this refers to WTO document MTN.GNS/W/120 sector heading "Construction and Related Engineering Services".