ANNEX 9-A

CROSS-BORDER TRADE

Hong Kong, China

1. Article 9.6.1 (Cross-Border Trade) shall apply to the cross-border supply of or trade in financial services, as defined in subparagraph (a) of the definition of "cross-border supply of financial services" (Mode 1) in Article 9.1 (Definitions), with respect to the financial services as referred to in the following subparagraphs of the definition of "financial service" in Article 9.1 (Definitions):

> subparagraph (a)(ii), subparagraph (b), subparagraph (c), subparagraph (d), subparagraph (g), subparagraph (i) and subparagraph (o).

2. Article 9.6.1 (Cross-Border Trade) shall apply to the cross-border supply of or trade in financial services, as defined in subparagraph (b) of the definition of "cross-border supply of financial services" (Mode 2) in Article 9.1 (Definitions), with respect to the financial services as referred to in the following subparagraphs of the definition of "financial service" in Article 9.1 (Definitions):

> subparagraph (a)(ii), subparagraph (b), subparagraph (c), subparagraph (d), subparagraph (e), subparagraph (f), subparagraph (g), subparagraph (h), subparagraph (i), subparagraph (j)(i), subparagraph (j)(ii), subparagraph (j)(iii), subparagraph (j)(iv), subparagraph (j)(v), subparagraph (k), subparagraph (l), subparagraph (m), subparagraph (o) and subparagraph (p) (excluding intermediation services under subparagraph (p)).

3. For greater certainty, Hong Kong, China reserves the right to adopt or maintain any measure under III B-HKC-1 of Section B of Hong Kong, China's Schedule to Annex III, to the extent that the measure is related to this Annex 9-A.

Peru

Insurance and insurance-related services

1. Article 9.6.1 (Cross-Border Trade) shall apply to the cross-border supply of or trade in financial services, as defined in subparagraph (a) of the definition of "cross-border supply of financial services" (Mode 1) in Article 9.1 (Definitions), with respect to:

(a) insurance of risks related to:

(i) maritime shipping and commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods, and any liability arising there from; and

(ii) goods in international transit;

(b) reinsurance and retrocession;

(c) consultancy, actuarial, risk assessment and claim settlement services; and

(d) insurance intermediation, such as brokerage and agency, as referred to in subparagraph (c) of the definition of "financial service" in Article 9.1 (Definitions), of insurance of risks relating to services listed in subparagraph (a) and subparagraph (b) in this paragraph.

Banking and other financial services (excluding insurance)

2. Article 9.6.1 (Cross-Border Trade) shall apply only with respect to the provision and transfer of financial information, and financial data processing and related software as referred to in subparagraph (o) of the definition of "financial service" in Article 9.1 (Definitions)[1], subject to prior authorisation from the relevant regulator, as required, and advisory and other auxiliary financial services[2], excluding intermediation, relating to banking and other financial services as referred to in subparagraph (p) of the definition of "financial service" in Article 9.1 (Definitions).[3]

[1] The Parties understand that, if the financial information or financial data processing referred to in paragraph 2 of this Annex involves personal data, the treatment of such personal data shall be in accordance with Peru's law regulating the protection of such data.

[2] The Parties understand that advisory and other auxiliary financial services do not include those services referred to in subparagraphs (e) through (o) of the definition of "financial service" in Article 9.1 (Definitions).

[3] The Parties understand that a trading platform, whether electronic or physical, does not fall within the range of services specified in this paragraph.