

ANNEX I TO CHAPTER 14 (MOVEMENT OF BUSINESS PERSONS)

SCHEDULE OF HONG KONG, CHINA

1. The following sets out Hong Kong, China's commitments in accordance with Article 4 (Grant of Temporary Entry) in respect of the temporary entry of business persons, including the presence of natural persons mode (Mode 4).

2. For greater certainty, Hong Kong, China reserves the right to adopt or maintain any measure in respect of the supply of a service by a service supplier of New Zealand, through presence of natural persons of New Zealand in the Area of Hong Kong, China (Mode 4) except as set out in these commitments.

Entry in the following categories only	Conditions (including duration of stay)
Business visitors	<p>The commitments shall apply in relation to goods and services set out in all divisions in the United Nations Central Product Classification Provisional Code.</p> <p>Entry for a period not exceeding 90 days, provided that normal immigration requirements are met.</p>
Intra-corporate transferees	<p>The commitments:</p> <p>(a) shall only apply to the sectors and sub-sectors in MTN.GNS/W/120 as set out in paragraph 3 below;</p> <p>(b) shall only apply to natural persons of New Zealand of service suppliers or investors of New Zealand which have a bona fide business establishment operating in Hong Kong, China. The number of natural persons who may seek entry under these commitments shall be reasonable having regard to the size and the nature of the business operation of the relevant establishment in Hong Kong, China; and</p> <p>(c) are limited to entry and temporary stay. Temporary</p>

Entry in the following categories only	Conditions (including duration of stay)
	<p>stay implies that the appropriate prior authority will have been applied for and obtained before departure for Hong Kong, China. For senior managers and specialists, temporary stay shall be limited to one year in the first instance, which may be extended up to a total of five years.</p> <p>Natural persons of New Zealand seeking entry into Hong Kong, China as senior manager or specialist under Hong Kong, China's commitments on intra-corporate transferees shall:</p> <ul style="list-style-type: none"> (a) be employees who have been in the prior employ of the concerned service supplier or investor which sponsors their entry into Hong Kong, China for a period of not less than one year immediately preceding the date of application for admission; and (b) during their stay in Hong Kong, China, except with the prior approval of the Government of Hong Kong, China, not change employment or employers.
Installers or servicers	<p>The commitments shall only apply to the sectors and sub-sectors in MTN.GNS/W/120 as set out in paragraph 4 below.</p> <p>Entry for a period not exceeding three months in any 12-month period and subject to economic needs tests²⁴.</p>

²⁴ Including economic benefits test and labour market test.

3. In respect of intra-corporate transferees, the commitments apply only to the following sectors and sub-sectors in MTN.GNS/W/120:

<u>SECTORS AND SUB-SECTORS</u>	<u>CORRESPONDING CPC</u>
1 <u>BUSINESS SERVICES</u>	<u>Section B</u>
A. <u>Professional Services</u>	
b. Accounting, auditing and bookkeeping services	862
c. Taxation Services	863
d. Architectural services	8671
e. Engineering services	8672
f. Integrated engineering services	8673
g. Urban planning and landscape architectural services	8674
i. Veterinary services	932
B. <u>Computer and Related Services</u>	
a. Consultancy services related to the installation of computer hardware	841
b. Software implementation services	842
c. Data processing services	843
d. Data base services	844
e. Other	845+849
D. <u>Real Estate Services</u>	
a. Involving own or leased property	821
b. On a fee or contract basis	822
E. <u>Rental/Leasing Services without Operators</u>	
a. Relating to ships	83103
c. Relating to other transport equipment, excluding other land transport equipment	83101+83102
d. Relating to other machinery and equipment	83106-83109
F. <u>Other Business Services</u>	
a. Advertising services	871
b. Market research and public opinion polling services	864
c. Management consulting service	865
d. Services related to man. consulting	866
e. Technical testing and analysis serv.	8676
f. Services incidental to agriculture, hunting and forestry	881
g. Services incidental to fishing	882
i. Services incidental to manufacturing	884+885 (except for 88442)
k. Placement and supply services of Personnel	872
l. Investigation and security	873
m. Related scientific and technical consulting services	8675
n. Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment)	633+8861-8866
o. Building-cleaning services	874
p. Photographic services	875
q. Packaging services	876

<u>SECTORS AND SUB-SECTORS</u>	<u>CORRESPONDING CPC</u>
r. Printing, publishing	88442
s. Convention services	87909*
t. Other	8790
2 <u>COMMUNICATION SERVICES</u>	
B. <u>Courier services</u> These are limited to the provision of services on a fee or contract basis for the delivery of documents and parcels, but excluding services reserved to the Post Office under Post Office Ordinance	7512**
C. <u>Telecommunication services</u>	
a. Voice telephone services	7521
b. Packet-switched data transmission services	7523**
c. Circuit-switched data transmission services	7523**
d. Telex services	7523**
e. Telegraph services	7522
f. Facsimile services	7521**+7529**
g. Private leased circuit services	7522**+7523**
h. Electronic mail	7523**
i. Voice mail	7523**
j. On-line information and data base retrieval	7523**
k. electronic data interchange (EDI)	7523**
l. enhanced/value-added facsimile services, incl. store and forward, store and retrieve	7523**
m. code and protocol conversion	n.a.
n. on-line information and/or data processing (incl. transaction processing)	843**
o. other	
D. <u>Audiovisual services</u>	
a. Motion picture and video tape production and distribution services	9611
b. Motion picture projection service	9612
e. Sound recording	n.a.
3 <u>CONSTRUCTION AND RELATED ENGINEERING SERVICES</u>	
A. <u>General construction work for buildings</u>	512
B. <u>General construction work for civil engineering</u>	513
C. <u>Installation and assembly work</u>	514+516
D. <u>Building completion and finishing work</u>	517
E. <u>Other</u>	511+515+518
4 <u>DISTRIBUTION SERVICES</u>	
A. <u>Commission agents' services</u>	621
B. <u>Wholesale trade services</u>	622
C. <u>Retailing services</u>	631+632; 6111+6113+6121
D. <u>Franchising</u>	8929
E. <u>Other</u>	

	<u>SECTORS AND SUB-SECTORS</u>	<u>CORRESPONDING CPC</u>
5	<u>EDUCATIONAL SERVICES</u>	
A.	<u>Primary education services</u>	921
B.	<u>Secondary education services</u>	922
C.	<u>Higher education services</u> (limited to courses regulated under Non-local Higher and Professional Education (Regulation) Ordinance (Cap. 493))	923
D.	<u>Adult education services</u> (limited to courses regulated under Non-local Higher and Professional Education (Regulation) Ordinance (Cap. 493))	924
E.	<u>Other education services</u>	929
6	<u>ENVIRONMENTAL SERVICES</u>	
A.	<u>Sewage services</u>	9401
B.	<u>Refuse disposal services</u>	9402
C.	<u>Sanitation and similar services</u>	9403
	<u>Cleaning services of exhaust gases</u>	9404
	<u>Noise abatement services</u>	9405
	<u>Nature and landscape protection services</u>	9406
	<u>Other environmental protection services n.e.c.</u>	9409
7	<u>FINANCIAL SERVICES (W/120)</u>	
A.	<u>All insurance and insurance-related services</u>	812**
a.	Life, accident and health insurance services	8121
b.	Non-life insurance services	8129
c.	Reinsurance and retrocession	81299*
d.	Services auxiliary to insurance (including broking and agency services)	8140
B.	<u>Banking and other financial services (excl. insurance)</u>	
a.	Acceptance of deposits and other repayable funds from the public	81115-81119
b.	Lending of all types, incl., inter alia, consumer credit, mortgage credit, factoring and financing of commercial transaction	8113
c.	Financial leasing	8112
d.	All payment and money transmission services	81339**
e.	Guarantees and commitments	81199**
f.	Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:	
	- money market instruments (cheques, bills, certificate of deposits, etc.)	81339**
	- foreign exchange	81333
	- derivative products incl., but not limited to, futures and options	81339**
	- exchange rate and interest rate instruments, inclu. products such as swaps, forward rate agreements, etc.	81339**
	- transferable securities	81321*
g.	Participation in issues of all kinds of securities, incl. under-writing and placement as agent (whether publicly or privately) and provision of service related to such issues	8132

<u>SECTORS AND SUB-SECTORS</u>		<u>CORRESPONDING CPC</u>
	i. Asset management, such as cash or portfolio management, all forms of collective investment management, pension fund management, custodial depository and trust services	8119**+81323*
	k. Advisory and other auxiliary financial services on all the activities listed in Article 1B of MTN.TNC/W/50, incl. credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy	8131 or 8133
	l. Provision and transfer of financial information, and financial data processing and related software by providers of other financial services	8131
9	<u>TOURISM AND TRAVEL RELATED SERVICES</u>	
	A. <u>Hotels and restaurants (incl. catering)</u>	641 - 643
	B. <u>Travel agencies and tour operators services</u>	7471
	C. <u>Tourist guides services</u>	7472
	D. <u>Other</u>	
10	<u>RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services)</u>	
	A. <u>Entertainment services</u> (including theatre, live bands and circus services)	
	- Theatrical producer, singer group, band and orchestra entertainment services	96191
	- Ancillary theatrical services n.e.c.	96193
	- Ballroom, discotheque and dance instructor services	96195
	C. <u>Libraries, archives, museums and other cultural services</u>	
	- Library and archive services	9631
	D. <u>Sporting and other recreational services</u>	
	- Sporting and other recreational services except gambling and betting services	964 except 96492
11	<u>TRANSPORT SERVICES</u>	
	A. <u>Maritime Transport Services (excluding cabotage)</u> ²⁵	
	a. Passenger transportation	7211
	b. Freight transportation	7212
	c. Rental of vessels with crew	7213
	d. Maintenance and repair of vessels	8868**
	e. Pushing and towing services	7214
	f. Supporting services for maritime transport	745**

²⁵ Cabotage is assumed to cover transportation of passengers or goods between a point in Hong Kong, China and another point in Hong Kong, China, as well as traffic originating and terminating in the same point in Hong Kong, China, provided that this traffic remains within the waters of Hong Kong, China.

<u>SECTORS AND SUB-SECTORS</u>	<u>CORRESPONDING CPC</u>
C. <u>Air Transport Services</u>	
- Selling and marketing of air transport services	As defined in Article 3 (Definitions) of Chapter 13 (Trade in Services)
- Computer reservation system services	As defined in Article 3 (Definitions) of Chapter 13 (Trade in Services)
H. <u>Services auxiliary to all modes of transport</u>	
a. Cargo-handling services (except those of rail and air)	741**
b. Storage and warehouse services (except those of rail and air)	742**
c. Freight transport agency services	748
d. Other	749

The (*) indicates that the service specified is a component of a more aggregated CPC item specified elsewhere in MTN.GNS/W/120.

The (**) indicates that the service specified constitutes only a part of the total range of activities covered by the CPC concordance.

4. In respect of installers or servicers, the commitments apply only to the following sectors and sub-sectors in MTN.GNS/W/120:

<u>SECTORS AND SUB-SECTORS</u>	<u>CORRESPONDING CPC</u>
1 <u>BUSINESS SERVICES</u>	<u>Section B</u>
B. <u>Computer and Related Services</u>	
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b. Software implementation services	842
c. Data Processing Services	843
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<u>Other environmental protection services n.e.c.</u>	9409