

ANNEX II

SCHEDULE OF HONG KONG, CHINA

INTRODUCTORY NOTES

Where an inconsistency arises in relation to the interpretation of an entry, the Description element of the entry shall prevail to the extent of the inconsistency.

II-HKC-1

| | |
|--------------------------------|--|
| Sector | All Sectors |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>Hong Kong, China reserves the right to adopt or maintain any measure with respect to:</p> <ul style="list-style-type: none">(a) public law enforcement, ambulance services, correctional services, firefighting and rescue services; and(b) the following, to the extent that they are social services established for a public purpose:<ul style="list-style-type: none">(i) health;(ii) education;(iii) housing;(iv) training;(v) transport;(vi) public utilities;(vii) social security; and(viii) social welfare. |

II-HKC-2

Sector All Sectors

Industry Classification

Obligations Concerned National Treatment (Article 12.4)
Most-Favoured-Nation Treatment (Article 12.5)
Performance Requirements (Article 12.6)
Senior Management and Boards of Directors (Article 12.7)

Description Establishment and Related Provisions

Hong Kong, China reserves the right to adopt or maintain any measure with respect to the acquisition or ownership of land and properties in Hong Kong, China.

II-HKC-3

Sector All Sectors

Industry Classification

Obligations Concerned National Treatment (Article 12.4)

Description Establishment and Related Provisions

Hong Kong, China reserves the right to adopt or maintain any measure with respect to the acquisition, sale or other disposition by natural persons of Australia of bonds, bills, notes, or other kinds of debt securities or instruments issued by the Government of the Hong Kong Special Administrative Region of the People's Republic of China (including the Hong Kong Monetary Authority) or by a Government enterprise.

II-HKC-4

Sector All Sectors

Industry Classification

Obligations Concerned National Treatment (Article 12.4)
Most-Favoured-Nation Treatment (Article 12.5)
Performance Requirements (Article 12.6)
Senior Management and Boards of Directors (Article 12.7)

Description Establishment and Related Provisions

Hong Kong, China reserves the right to adopt or maintain any measure with respect to the privatisation, divestment, sale or other disposition of corporate entities, equity interests or assets in government ownership.

II-HKC-5

Sector All Sectors

Industry Classification

Obligations Concerned National Treatment (Article 12.4)
Most-Favoured-Nation Treatment (Article 12.5)

Description Establishment and Related Provisions

Hong Kong, China reserves the right to adopt or maintain any measure with respect to its legislation relating wholly or mainly to taxation.

II-HKC-6

Sector All Sectors

Industry Classification

Obligations Concerned Market Access (Article 7.3)
National Treatment (Articles 7.4 and 12.4)
Local Presence (Article 7.5)
Performance Requirements (Article 12.6)

Description Cross-Border Trade in Services, and Establishment and Related Provisions

Hong Kong, China reserves the right to adopt or maintain any measure affecting the presence of natural persons and supply of service through such presence, except as specified in its Schedule to Annex 10-A.

II-HKC-7

Sector All Sectors

Industry Classification

Obligations Concerned Most-Favoured-Nation Treatment (Articles 7.6 and 12.5)

Description Cross-Border Trade in Services, and Establishment and Related Provisions

Hong Kong, China reserves the right to adopt or maintain any measure that accords differential treatment to non-Parties under any bilateral or multilateral agreement or arrangement in force or signed prior to the date of entry into force of this Agreement.

For greater certainty, the above paragraph includes measures under any bilateral or multilateral agreement or arrangement that strengthens, expands or modifies an agreement or arrangement referred to in the above paragraph.

Hong Kong, China reserves the right to adopt or maintain any measure that accords differential treatment to non-Parties under any bilateral or multilateral agreement or arrangement in force or signed after the date of entry into force of this Agreement involving:

- (a) aviation;
- (b) fisheries; or
- (c) maritime matters including salvage.

II-HKC-8

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|--------------------------------|--|
| Sector | BUSINESS SERVICES Professional Services |
| Industry Classification | CPC 861 Legal Services ¹ |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Most-Favoured-Nation Treatment (Articles 7.6 and 12.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to Legal Services, except for:</p> <p>the provision of Legal Services through Modes 1 and 2 in accordance with the terms and conditions set out below, which involve exclusively Australian law, private international law or public international law, and do not involve Hong Kong law²:</p> <ul style="list-style-type: none">• lawyers and law firms in Australia may only supply such Legal Services to the consumers of Hong Kong, China to the extent consistent with the <i>Legal Practitioners Ordinance (Cap. 159)</i> and its subsidiary legislation³. |

¹ For Hong Kong, China, arbitration, mediation and conciliation services are classified under services related to management consulting (CPC 866).

² Except for Australian law, private international law or public international law as provided, any Legal Services which, having regard to all the circumstances of the case, can properly be regarded as a service customarily provided by a Hong Kong solicitor in his or her capacity as such are also not covered.

³ These refer to the *Legal Practitioners Ordinance (Cap. 159)* and its subsidiary legislation, as of the date of entry into force of this Agreement.

II-HKC-9

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|--------------------------------|--|
| Sector | BUSINESS SERVICES Professional Services |
| Industry Classification | CPC 9312 Medical and dental services CPC 93191 Services provided by midwives, nurses, physiotherapists and para-medical personnel Other Professional Services ⁴ |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to the services as set out above, except for Mode 2 for: (a) Medical and dental services (CPC 9312); and (b) Services provided by midwives, nurses, physiotherapists and para-medical personnel (CPC 93191). |

⁴ This refers to the services covered by item k. of subsector “A. Professional Services” under the Sector “BUSINESS SERVICES” of MTN.GNS/W/120.

II-HKC-10

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|--------------------------------|---|
| Sector | BUSINESS SERVICES Real Estate Services |
| Industry Classification | CPC 821 Real Estate Services Involving own or leased property CPC 822 Real Estate Services On a fee or contract basis |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Most-Favoured-Nation Treatment (Articles 7.6 and 12.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> Hong Kong, China reserves the right to adopt or maintain any measure with respect to Real Estate Services, except for the real estate services which are limited to the provision, on a fee or contract basis, of management services for residential or commercial buildings which, in turn, consist of cleaning, maintenance and guarding of such buildings (part of CPC 822). |

II-HKC-11

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|--------------------------------|---|
| Sector | BUSINESS SERVICES Rental/Leasing Services without Operators |
| Industry Classification | CPC 83104 Rental/Leasing Services without Operators Relating to aircraft CPC 83101, Rental/Leasing Services without Operators Relating to other transport equipment 83102 and 83105 CPC 832 Other Rental/Leasing Services without Operators |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to: (a) Rental/Leasing Services without Operators Relating to aircraft (CPC 83104) and other land transport equipment (CPC 83105); (b) Other Rental/Leasing Services without Operators (CPC 832); and (c) Rental/Leasing Services without Operators relating to air transport. |

II-HKC-12

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|--------------------------------|--|
| Sector | Energy Services incidental to energy distribution Manufacturing DISTRIBUTION SERVICES Storage and warehouse services |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to electricity market. |

II-HKC-13

| | |
|--------------------------------|--|
| Sector | COMMUNICATION SERVICES Postal services |
| Industry Classification | CPC 7511 Postal services |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> Hong Kong, China reserves the right to adopt or maintain any measure with respect to Postal services. |

II-HKC-14

| | |
|--------------------------------|---|
| Sector | COMMUNICATION SERVICES Courier services |
| Industry Classification | CPC 7512 Courier services |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to Courier services, except for:</p> <ul style="list-style-type: none">(a) Mode 2; and(b) Mode 3 <p>(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 the <i>Post Office Ordinance (Cap. 98)</i>).</p> |

II-HKC-15

Sector COMMUNICATION SERVICES
Telecommunication services

Industry Classification

Obligations Concerned Market Access (Article 7.3)

Description Cross-Border Trade in Services, and Establishment and Related Provisions

With respect to Telecommunication services, commitments made by Hong Kong, China shall not prevent it from adopting or maintaining non-discriminatory measures which restrict or require specific types of legal entity through which a service supplier may supply a service, to achieve a legitimate policy objective.

II-HKC-16

| | |
|--------------------------------|--|
| Sector | COMMUNICATION SERVICES Audiovisual services |
| Industry Classification | CPC 9613 Radio and television services CPC 7524 Radio and television transmission services Other Audiovisual services ⁵ |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> Hong Kong, China reserves the right to adopt or maintain any measure with respect to the services as set out above except for: (a) Radio and television services which are limited to Modes 2 and 3 of: (i) production services of programme content for sale to operators of radio services, provided that such production services are not subject to licensing under the relevant legislation of Hong Kong, China; and (ii) production services of programme content for sale to operators of television services, provided that such production services are not subject to licensing under the relevant legislation of Hong Kong, China; (b) Market Access for Other Audiovisual services. |

⁵ This refers to the services covered by item f. of subsector “D. Audiovisual services” under the sector “COMMUNICATION SERVICES” of MTN.GNS/W/120.

II-HKC-17

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|--------------------------------|---|
| Sector | CONSTRUCTION AND RELATED ENGINEERING SERVICES ^{6 7} |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to CONSTRUCTION AND RELATED ENGINEERING SERVICES, except for:</p> <ul style="list-style-type: none">(a) General construction work for civil engineering (CPC 513);(b) Installation and assembly work (CPC 514 and 516) (other than Mode 1);(c) Building completion and finishing work (CPC 517) (other than Mode 1); and(d) Other – project management services (other than Mode 1): limited to the supervision and coordination of construction projects but do not cover engineering or architectural services. |

⁶ For railway construction and project implementation services, refer to II-HKC-25.

⁷ Also refer to I-HKC-12.

II-HKC-18

| | | |
|--------------------------------|--|------------------------------|
| Sector | EDUCATIONAL SERVICES | |
| Industry Classification | CPC 921 | Primary education services |
| | CPC 922 | Secondary education services |
| | CPC 923 | Higher education services |
| | CPC 924 | Adult education |
| | CPC 929 | Other education services |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Article 12.4) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) | |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to Mode 3 for: (a) Adult education; (b) Other education services that is inconsistent with Article 7.3; and (c) all educational services: the admission of non-local students, except that this does not apply to the admission to international schools ⁸ of non-local students who are natural persons of Australia. | |

⁸ International schools are schools which follow a non-local curriculum and whose students do not sit local examinations. It generally refers to those schools offering full non-local curricula designed primarily for non-Chinese speaking students and foreign nationals.

II-HKC-19

| | |
|--------------------------------|---|
| Sector | HEALTH RELATED AND SOCIAL SERVICES |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to HEALTH RELATED AND SOCIAL SERVICES, except for Mode 2 for:</p> <ul style="list-style-type: none">(a) Hospital services (CPC 93110); and(b) Other human health services not elsewhere classified (CPC 93199). |

II-HKC-20

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|--------------------------------|---|
| Sector | TOURISM AND TRAVEL RELATED SERVICES |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to TOURISM AND TRAVEL RELATED SERVICES, except for:</p> <ul style="list-style-type: none">(a) Hotel lodging services (CPC 6411);(b) Motel lodging services (CPC 6412);(c) Other lodging services (limited to CPC 64191, 64192, 64194 and 64195 only) (other than Mode 1);(d) Restaurant and catering services (CPC 642 and 643) (other than Mode 1); and(e) Travel agencies and tour operator services (limited to the business of obtaining for clients carriage or accommodation outside Hong Kong, China and the provision of related services such as the furnishing of travel information, advice and planning (part of CPC 7471))⁹. |

⁹ Also refer to I-HKC-16.

II-HKC-21

| | |
|--------------------------------|---|
| Sector | RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services) |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>Hong Kong, China reserves the right to adopt or maintain any measure with respect to Gambling and betting services (part of CPC 964).</p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to RECREATIONAL, CULTURAL AND SPORTING SERVICES, except for:</p> <ul style="list-style-type: none">(a) Entertainment services (CPC 9619) (other than Circus, amusement park and similar attraction services (CPC 96194) and Other entertainment services n.e.c. (CPC 96199));(b) Library and archives services (CPC 9631) (other than Mode 1); and(c) Sporting and other recreational services. |

II-HKC-22

| | |
|--------------------------------|---|
| Sector | TRANSPORT SERVICES Maritime Transport Services |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to: (a) cabotage ¹⁰ transport; and (b) provision of certain port services (pilotage; anchorage, berth and berthing services; towing and tug assistance; provisioning, fuelling and watering; garbage collecting and ballast waste disposal; port captain's services; navigation aids; shore-based operational services essential to ship operation, including communications, water and electrical supplies; and emergency repair facilities). However, no measures shall be applied which deny Australian maritime transport service suppliers reasonable and non-discriminatory access to the above port services. |

¹⁰ "Cabotage" covers 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.

II-HKC-23

| | |
|--------------------------------|---|
| Sector | TRANSPORT SERVICES Internal Waterways Transport Space Transport Other Transport Services ¹¹ |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to the services as set out above. |

¹¹ This refers to the services covered by subsector “I. Other Transport Services” under the sector “TRANSPORT SERVICES” of MTN.GNS/W/120.

II-HKC-24

| | |
|--------------------------------|--|
| Sector | TRANSPORT SERVICES Air Transport Services or related services in support of air services |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Most-Favoured-Nation Treatment (Articles 7.6 and 12.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to Air Transport Services or related services in support of air services, except for:</p> <ul style="list-style-type: none">(a) selling and marketing of air transport services;(b) computer reservation system services;(c) Modes 1 and 2 for flight training services under specialty air services; except that Mode 1 does not include physical flight flying;(d) Modes 2 and 3 of airline representation services; except that with respect to Mode 3, airline representation services relating to passenger handling services are subject to the limitations as set out under paragraph (e) below;(e) Modes 2 and 3 of passenger handling services¹²; except that with respect to Mode 3: |

¹² Passenger handling services exclude all licences and contracts in relation to ancillary passenger services (e.g. wheelchairs, passengers assistance services, lost and found services, left luggage services, etc.) and commercial services counters (e.g. tourists information, hotels, airline counters, etc.), airline commercially important person lounges and commercial pay-in lounges providing services to the general passengers and all permit holders in relation to passenger pick-up services (including the service providers who are sponsored by hospitality organisations, and are allowed to pick up passengers from designated areas at the Hong Kong International Airport).

- (i) passenger handling permits may be granted to airlines or agents acting for airlines subject to land availability and the operational relationship of the permit applicant with the relevant airlines as well as reservation of autonomy by the Airport Authority to set a ceiling on the total number of Passenger Handling Permits at the Hong Kong International Airport based on review, from time to time, on the service demand and market sustainability, having regard to the optimisation of land usage and operation constraints;
 - (ii) permit holders are required to provide a local presence to keep close liaison with the Airport Authority and offer fast response in service monitoring and maintaining efficient day-to-day airport operations; and
 - (iii) permit holders shall implement a comprehensive quality management system addressing the quality aspects of its activities and work at the Hong Kong International Airport during the subsistence of the permit; and
- (f) Modes 2 and 3 of ramp handling services¹³; except that with respect to Mode 3:
- (i) ramp handling licences may be granted subject to land availability and the operational relationship of the licence applicant with the relevant airlines as well as subject to the reservation of autonomy by the Airport Authority to set a ceiling on the total number of licensees at the Hong Kong International Airport based on review, from time to time, on the service demand and market sustainability having regard to the optimisation of land usage and operation constraints;
 - (ii) unless with the Airport Authority's consent, the controlling shareholder of a licensee shall not be

¹³ Ramp handling services are limited to operation of aerobridge, provision of passenger boarding stairs, loading and unloading of cargo from aircraft, baggage make-up, baggage sortation and baggage delivery (baggage related services above exclude baggage handling system) but exclude mail handling.

the controlling shareholder of any other service provider providing ground handling services (including similar services, i.e. ramp handling services) at the Hong Kong International Airport;

- (iii) the licensee is required to be set up as a sole purpose company for the relevant licence only; and
- (iv) the licensee shall provide services in accordance with the key performance indexes set up by the Airport Authority. The Airport Authority shall, at its absolute discretion, review and revise the key performance index and service standards when necessary.

II-HKC-25

| | |
|--------------------------------|--|
| Sector | TRANSPORT SERVICES Rail Transport Services Railway construction and project implementation |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to the services as set out above except for:</p> <ul style="list-style-type: none">(a) Pushing and towing services (CPC 7113);(b) Maintenance and repair of rail transport equipment (part of CPC 8868); and(c) Supporting services for rail transport services (CPC 743). <p>Paragraph (a), paragraph (b) and paragraph (c) do not include those services relating to cross boundary train services (including Intercity Passenger Services and Hong Kong Section of the Guangzhou-Shenzhen-Hong Kong Express Rail Link).</p> <p>Note: For transparency, the MTR Corporation Limited (Corporation) has been granted a franchise to operate railway (including maintenance of railway assets, construction of any extension and any other railway which the Secretary for Transport and Housing has authorised the Corporation to construct, and management of railway premises and related transport interchanges) in Hong Kong for a period of 50 years from 2 December 2007. The Corporation may apply for extension of the franchise.</p> |

II-HKC-26

| | |
|--------------------------------|---|
| Sector | TRANSPORT SERVICES Road Transport Services |
| Industry Classification | |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <p><u>Cross-Border Trade in Services, and Establishment and Related Provisions</u></p> <p>For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to Road Transport Services, except for:</p> <ul style="list-style-type: none">(a) Freight transportation (CPC 7123);(b) Rental services of commercial freight vehicles with operator (CPC 71240); and(c) Maintenance and repair of road transport equipment (CPC 6112 and 8867). |

II-HKC-27

| | |
|--------------------------------|--|
| Sector | TRANSPORT SERVICES Services auxiliary to all modes of transport |
| Industry Classification | CPC 741 Cargo-handling services CPC 742 Storage and warehousing services, including distribution centre services and materials handling and equipment services such as container station and depot services |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to: (a) Cargo-handling services in respect of air (except in respect of ramp handling services ¹⁴) and rail; and (b) Storage and warehousing services, including distribution centre services and materials handling and equipment services such as container station and depot services, in respect of air (except in respect of ramp handling services ¹⁴) and rail. |

¹⁴ Refer to II-HKC-24.

II-HKC-28

| | |
|--------------------------------|---|
| Sector | OTHER SERVICES NOT INCLUDED ELSEWHERE |
| Industry Classification | CPC 95 Services of membership organisations CPC 97 Other services CPC 98 Private households with employed persons CPC 99 Services provided by extraterritorial organisations and bodies |
| Obligations Concerned | Market Access (Article 7.3) National Treatment (Articles 7.4 and 12.4) Local Presence (Article 7.5) Performance Requirements (Article 12.6) Senior Management and Boards of Directors (Article 12.7) |
| Description | <u>Cross-Border Trade in Services, and Establishment and Related Provisions</u> For trade in services, Hong Kong, China reserves the right to adopt or maintain any measure with respect to the services as set out above, except for Modes 2 and 3 for Spa services (part of CPC 9702). |