

ANNEX 4A

JORDAN'S SCHEDULE OF SPECIFIC COMMITMENTS

Explanatory Note

The classification of service sectors in this schedule is based on the 1991 professional Central Product Classification (CPC) of the United Nations Statistical Office and WTO document MTN.GNS/W/120 dated 10 July 1991 unless otherwise indicated by the absence of a CPC number or otherwise indicated in the specific service sector . The scheduling of specific commitments follows the guidelines stated in WTO documents MTN.GNS/W/164 dated 3 September 1993 and MTN.GNS/W/164/Add.1 dated 30 November 1993.

HASHEMITE KINGDOM OF JORDAN – SCHEDULE OF SPECIFIC COMMITMENTS

Modes of supply: 1) Cross-Border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
I. HORIZONTAL COMMITMENTS			
All sectors included in this schedule			
		Regarding subsidies, modes 1), 2), 3) and 4) are Unbound.	
		3) Foreign investments may not be less than JD 50,000. This does not apply to investments in public share-holding companies.	
		<u>Real Estate:</u> 3) All purchase of real estate by non-Jordanian firms must be related to the approved business activities and is subject to Cabinet authorization.	
		Lease of real estate by non-Jordanian firms for more than three years is subject to Cabinet approval.	
		All juridical entities are prohibited from engaging in real estate trading.	
		<u>State Owned Land:</u> 3) Authorization for purchase or lease of state owned lands is restricted to Jordanian nationals.	
	3) All investments in public utilities are generally subject to		

Modes of supply: 1)	Cross-Border supply 2)	Consumption abroad 3)	Commercial presence 4)	Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
	<p>concession. In sectors where service provision is granted by concession, commercial establishment must be in the form of Public Shareholding Companies.</p>			
	<p>4) Unbound except for measures concerning the entry and temporary stay of a natural person who falls in one of the following categories:</p>	<p>4) Unbound, except for measures affecting the categories referred to under market access.</p>		
	<p><u>Business visitors</u> A natural person who stays in Jordan without acquiring remuneration from within Jordan and without engaging in making direct sales to the general public or supplying services, for the purposes of participating in business meetings, business contacts including negotiations for the sale of services and/or other similar activities including those to prepare for establishing a commercial presence in Jordan. Entry and stay shall be for a period of 90 days.</p>			
	<p><u>Intra-Corporate Transferees</u> Natural persons employed by a juridical entity of another member for a period of not less than one year and who seek temporary stay in order to</p>			

Modes of supply: 1)	Cross-Border supply 2)	Consumption abroad 3)	Commercial presence 4)	Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
	<p>render services to (i) the same juridical entity which is engaged in substantive business operation in Jordan or (ii) a juridical entity constituted in Jordan and engaged in substantive business operation in Jordan which is owned by or controlled by or affiliated with the aforementioned juridical entity.</p>			
	<p><u>Executives</u> Natural persons who are senior employees of a juridical entity, who are responsible for the entire or a substantial part of the entity's operations in Jordan, receiving general supervision or direction principally from higher level executives, the board of directors or stock-holders of the business.</p>			
	<p><u>Managers</u> Natural persons who direct the juridical entity, or department or sub-division of the juridical entity, supervise and control the work of supervisory, professional or managerial employees, have the authority to hire and fire or recommend hiring, firing, or other</p>			

Modes of supply: 1)	Cross-Border supply 2)	Consumption abroad 3)	Commercial presence 4)	Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
	<p>personnel actions and exercise discretionary authority over day-to-day operations at a senior level.</p>			
	<p><u>Specialists</u> Natural persons employed by a juridical entity and possess knowledge at an advanced level of expertise and proprietary knowledge of a juridical entity product, service, research, equipment, techniques, or management.</p>			
	<p><u>Professionals</u> Natural persons seeking to engage, as part of services contract granted by a juridical entity engaged in substantive business in Jordan and obtained by a juridical entity of another Member, (other than entities providing services as defined by CPC 872) which has no commercial presence in Jordan in the activity at a professional level. The person must possess the necessary academic credentials and professional qualifications, which have been duly recognized, where appropriate by the professional association in Jordan. The commitment relates only to the service activity which is the subject of the</p>			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
		contract.					
		Work permits for all categories are granted on the basis of an economic needs test, i.e. to candidates whose qualifications are not available in Jordanians or those who are seeking work in fields in which Jordanians are in short supply.					
		Intra-corporate transferees who are executives, managers and specialists (as defined above) are presumed to meet the economic needs test requirements.					
		Temporary work and residency permits are required. Such permits are issued for a maximum period of one year, but are renewable.					
				<u>Residency requirements:</u> 4) Managing director of a branch or juridical entity must be resident in Jordan.			
II. SECTOR-SPECIFIC COMMITMENTS							
1. BUSINESS SERVICES							
A. <u>Professional Services</u>							
a)	Legal services (advisory services on foreign law only (excluding Jordanian	1) None	2) None	3) None	1) None	2) None	3) None, representation in Jordanian courts is assigned only to

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
Law) (part of CPC 861)		4)	Unbound, except as indicated in the horizontal section.	4)	Jordanian nationals. Unbound, except as indicated in the horizontal section.		
b)	Auditing (part of CPC 862)	1)	Auditing services must be performed through a resident licensed auditor in Jordan.	1)	None		
		2)	Auditing services must be performed through a resident licensed auditor in Jordan.	2)	None		
		3)	None, service to be provided through resident auditors as natural persons or in general partnerships. Auditors must be Jordanian nationals.	3)	None		
		4)	Unbound, except as indicated in the horizontal section. Auditors must be Jordanian nationals.	4)	Unbound, except as indicated in the horizontal section.		
b)	Accounting and bookkeeping services (part of CPC862)	1)	None	1)	None		
		2)	None	2)	None		
		3)	None	3)	None		
c)	Taxation services (CPC 863)	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
d)	Architectural services (CPC 8671)	1)	None for consultation, planning or design services. However, all engineering designs and plans must be undersigned by a local	1)	None		
e)	Engineering services (CPC 8672)						

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
g) Urban planning and landscape architectural services (CPC 8674)	2) engineering firm before implementation in Jordan. None for consultation, planning or design services. However, all engineering designs and plans must be undersigned by a local engineering firm before implementation in Jordan.	2) None		
	3) Subject to 50% foreign equity limitation. Also, at least 50% of equity must be held by engineers. Otherwise, non-Jordanian engineering and architectural firms may provide services only through a contractual association with Jordanian firms for the purpose of implementing a specific project or tender. Architects, engineers, urban planners and landscape architects must be Jordanian nationals.	3) Foreign firms are required to train and upgrade the technical and management skills of local employees.		
	4) Unbound, except as indicated in the horizontal section. Architects, engineers, urban planners and landscape	4) Unbound, except as indicated in the horizontal section.		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Limitations on national treatment	Additional commitments
	architects must be Jordanian nationals.			
h) Medical services (excluding Dental services) (CPC 9312)	1) None 2) None 3) None, except access is restricted to physicians. Physicians must be Jordanian nationals. 4) Unbound, except as indicated in the horizontal section. Physicians must be Jordanian nationals.	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section. Physicians Association pensions and social security program is available for Jordanians only.		
j) Services provided by midwives, nurses, physiotherapists (CPC 93191)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
k) Other	<u>Pharmacists</u> 1) None 2) None 3) Access restricted to pharmacists as natural persons or in general partnership. Only one outlet per pharmacist allowed. Pharmacists must be Jordanian nationals.	1) None 2) None 3) None		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
		4) Unbound, except as indicated in the horizontal section. Pharmacists must be Jordanian nationals.		4) Unbound, except as indicated in the horizontal section.			
B. <u>Computer and Related Services</u>							
a)	Consultancy services related to the installation of computer hardware (CPC 841)	1) None	2) None	3) None	4) Unbound, except as indicated in the horizontal section.	1) None	2) None
b)	Software implementation services (CPC 842)						
c)	Data processing services (CPC 843)						
d)	Data base services (CPC 844)						
e)	Maintenance and repair services of office machinery and equipment including computers (CPC 845)						
f)	Other computer services (CPC 849)						
C. <u>Research and Development Services</u>							
a)	R & D services on	1) None				1) None	

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
b)	natural sciences (CPC 851) excluding geology related sciences	2)	None	2)	None		
		3)	None	3)	None		
c)	R & D services on social sciences and humanities (CPC 852)	4)	Unbound, except as indicated in the horizontal section. Director of research center must be a Jordanian national.	4)	Unbound, except as indicated in the horizontal section.		
	Inter disciplinary R & D services (CPC 853)						
D.	<u>Real Estate Services</u>						
a)	Real estate services involving own or leased property (CPC 8210)	1)	Unbound.	1)	Unbound.		
		2)	None	2)	None		
b)	On a fee or contract basis (CPC 822)	3)	Access restricted to Jordanian natural persons. Juridical entities are not allowed. Real estate agents and licensed surveyors must be Jordanian nationals.	3)	None		
		4)	Unbound, except as indicated in the horizontal section. Real estate agents and licensed surveyors employed by real estate offices must be Jordanian nationals.	4)	Unbound, except as indicated in the horizontal section.		
E.	<u>Rental/leasing service without operators</u>						
a)	Leasing or rental services concerning ships without operators	1)	None	1)	None		
		2)	None	2)	None		
		3)	Subject to 50% foreign equity	3)	None		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
d)	(CPC 83103) relating to other machinery and equipment CPC 83106-83109)	4)	limitation. Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
F.	<u>Other Business Services</u>						
a)	Advertising services (CPC 871)	1) 2) 3)	None None Access restricted to Jordanian natural persons, Jordanian partnerships with maximum 50% foreign equity and Jordanian limited liability companies with maximum 50% foreign equity. Director of advertising agency must be a Jordanian national.	1) 2) 3)	None None None		
		4)	Unbound, except as indicated in the horizontal section. Director of advertising agency must be a Jordanian national.	4)	Unbound, except as indicated in the horizontal section.		
b)	Market research (CPC 86401)	1) 2)	None None	1) 2)	None None		
c)	Management consulting service (CPC 865)	3) 4)	None Unbound, except as indicated in the horizontal section.	3) 4)	None Unbound, except as indicated in the horizontal section.		
d)	Services related to management consulting						

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
q)	(CPC 866) Packaging services (CPC 876)						
b)	Public Opinion Polling Services (CPC 86402)	1) Unbound. 2) None 3) None, except director of public opinion bureau must be a Jordanian national. 4) Unbound, except as indicated in the horizontal section. Director of public opinion bureau must be a Jordanian national.		1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
e)	Technical testing and analysis services (CPC 8676)	1) None 2) None 3) None, except geo-technical testing services are subject to 50% foreign equity limitation. 4) Unbound, except as indicated in the horizontal section.		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
f)	Services incidental to agriculture (CPC 8811)	1) None 2) None		1) None 2) None			
f)	Services incidental to animal husbandry, only advisory and consultancy services (part of CPC 8812)	3) Subject to 50% foreign equity limitation. 4) Unbound, except as indicated in the horizontal section.		3) None 4) Unbound, except as indicated in the horizontal section.			
i)	Services incidental to	1) None		1) None			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
manufacturing (CPC 884 & 885)		2) None		2) None			
		3) None, except for engineering or related services and printing and publishing services, which are subject to the same limitations under (CPC 8672) and (CPC 88442).		3) None			
		4) Unbound, except as indicated in the horizontal section.		4) Unbound, except as indicated in the horizontal section.			
m)	Related scientific and technical consulting services (part of CPC 8675) excluding prospecting, surveying, exploration, exploitation and map making	1) Unbound		1) Unbound.			
		2) None		2) None			
		3) Subject to 50% foreign equity limitation. Cabinet authorization is required. Geologists/ geological engineers must be Jordanian nationals.		3) None			
		4) Unbound, except as indicated in the horizontal section. Geologist/geological engineers must be Jordanian nationals.		4) Unbound, except as indicated in the horizontal section.			
n)	Maintenance and repair of equipment (not including maritime vessels, aircraft, or other transport	1) Unbound*		1) Unbound*			
		2) None		2) None			
		3) None		3) None			
		4) Unbound, except as indicated in the horizontal section.		4) Unbound, except as indicated in the horizontal section.			

*Unbound due lack of technical feasibility

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Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
o)	equipment and television and radio transmitters and apparatus for line telephony or telegraphy; and radio broadcast equipment) (CPC 633, 8861-8866) Building/ Cleaning services (CPC 874)						
p)	Photographic services (excluding military portraits and aerial photography of the territory of the Hashemite Kingdom of Jordan) (CPC 875)	1) Unbound* 2) None 3) Subject to 50% foreign equity limitation. 4) Unbound, except as indicated in the horizontal section.		1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
s)	Convention services (CPC 87909)	1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
r)	Printing and Publishing (CPC 88442)	1) None 2) None 3) Subject to 50% foreign equity limitation. However, ownership of periodical publications is restricted to		1) None 2) None 3) None			

Modes of supply: 1) Cross-Border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons			
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
	<p>Jordanian natural persons or Jordanian juridical entities wholly owned by Jordanians. Director of printing and publishing house must be a Jordanian national.</p> <p>4) Unbound, except as indicated in the horizontal section. Director of printing and publishing house must be a Jordanian national.</p>	<p>4) Unbound, except as indicated in the horizontal section.</p>	

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
2. COMMUNICATION SERVICES							
B. <u>Courier services</u> (CPC 7512)		1) None	2) None	1) None	2) None		
		3) None	4) Unbound, except as indicated in the horizontal section	3) None	4) Unbound, except as indicated in the horizontal section.		
C. <u>Telecommunication Services</u>							
<p>Jordan's commitments are based on the Chairman's Note dated 16 January 1997 (S/GBT/W/2/Rev.1). Jordan has removed its market access limitation on spectrum availability, in light of the Chairman's note S/GBT/W/3 dated 3 February 1997 on market access limitations on spectrum availability.</p>							
a) Voice telephone services (CPC 7521)		1) International callback is not allowed. Starting no later than 31 December 2004, none.		1) International callback is not allowed. Starting no later than 31 December 2004, none.		Jordan undertakes the obligations contained in the reference paper attached hereto.	
d) Telex services (CPC 7523)		2) None		2) None			
e) Telegraph services (CPC 7522)		3) Jordan Telecommunications Company (JTC) has the exclusive right until 31 December 2004. Starting no later than 31 December 2004, none.		3) Unbound. Starting no later than 31 December 2004, none.			
f) Facsimile services (CPC 7521 + 7529)							
g) Private leased circuit services (7522+7523)		4) Unbound, except as indicated in the horizontal section.		4) Unbound, except as indicated in the horizontal section.			
b) Packet- switched data transmission services (CPC 7523)		1) None		1) None			
		2) None		2) None			
		3) Service provided only over circuits leased from JTC.		3) None			
c) Circuit- switched data							

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
transmission services (CPC 7523) Value added services: h) e-mail (CPC 7523) i) voice-mail (CPC 7523) j) On-line information and data base-retrieval (CPC 7523). k) Electronic Data Interchange (CPC 7523) l) Enhanced value added facsimile services (CPC 7523) m) Code and protocol conversion n) On-line information and/or data processing (including transaction processing) (CPC 843) Internet (excluding voice telephone and facsimile services)	Starting no later than 31 December 2004, none. 4) Unbound, except as indicated in the horizontal section.	4) Unbound, except as indicated in the horizontal section.		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
o) Other:							
Mobile voice and data services	1) None 2) None 3) Commercial presence is subject to 51% foreign equity limitation. Starting no later than 31 December 2004, none. 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) Unbound. Starting no later than 31 December 2004, none. 4) Unbound, except as indicated in the horizontal section.		1) None 2) None 3) Unbound. Starting no later than 31 December 2004, none. 4) Unbound, except as indicated in the horizontal section.			
Global Mobile Personal Communication by Satellite (GMPCS)	1) None 2) None 3) None, except through local authorized provider (gateway provider). 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None, except through local authorized provider (gateway provider). 4) Unbound, except as indicated in the horizontal section.		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
Paging Services (land based) (CPC 75291)	1) None 2) None 3) The total number of service suppliers is subject to an economic needs test. Starting no later than 31 December 2004, none. 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) The total number of service suppliers is subject to an economic needs test. Starting no later than 31 December 2004, none. 4) Unbound, except as indicated in the horizontal section.		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
Public pay-phone services (booth)	1) International callback is not allowed. Starting no later than	1) International callback is not allowed. Starting no later than		1) International callback is not allowed. Starting no later than			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
services)		31 December 2004, none.		31 December 2004, none.			
	2)	None		2)	None		
	3)	The total number of service suppliers is subject to an economic needs test. Starting no later than 31 December 2004, none.		3)	None		
	4)	Unbound, except as indicated in the horizontal section.		4)	Unbound, except as indicated in the horizontal section.		
D. <u>Audio-visual services</u>							
a)	Motion picture and video-tape production and distribution services (CPC 9611)	1) None		1)	None		
		2) None		2)	None		
		3) None, except motion picture and video-tape distribution services are subject to 50% foreign equity limitation. Director of retail outlet must be a Jordanian national.		3)	None		
b)	Motion picture projection service (CPC 9612)						
c)	Sound recording	4) Unbound, except as indicated in the horizontal section. Director of retail outlet must be a Jordanian national.		4)	Unbound, except as indicated in the horizontal section.		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES							
A.	<u>General Construction</u> Work for buildings (CPC 512)	1) Unbound*	2) None	3) Foreign equity in Jordanian construction and contracting firms is limited to 50%.	1) Unbound*	2) None	3) None
B.	<u>General Construction</u> Work for Civil <u>Engineering</u> (CPC 513)	3) Foreign equity in Jordanian construction and contracting firms may provide services only through a contractual association with Jordanian firms for the purpose of implementing a specific project or tender.		4) Unbound, except as indicated in the horizontal section.			
C.	<u>Installation and Assembly Work</u> (CPC 514 + 516)						
D.	<u>Building Completion and Finishing Work</u> (CPC 517)	4) Unbound, except as indicated in the horizontal section. The number of foreign engineers to be employed by a firm may not exceed twice the number of qualified Jordanian engineers employed by the same firm.					
E.	<u>Other</u> (CPC 511, 515, 518) excluding site preparation work for mining (CPC 5115)						
4.	DISTRIBUTION SERVICES					If, in future, Jordan's legislation permits non-Jordanian investors to own a greater percentage of equity	

*Unbound due lack of technical feasibility

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons			
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments			
						with respect to projects or an economic activity in this sector, such liberalization will immediately be bound in Jordan's schedule of specific commitments			
a)	Commission Agent's Services (except for firearms) (CPC 621)	1) None	2) None	3) None, except access is restricted to Jordanian natural persons, Jordanian partnerships with the majority ownership by Jordanians, and Jordanian companies with a Jordanian majority on the Board of Directors.	4) Unbound, except as indicated in the horizontal section.	1) None	2) None	3) None	4) Unbound, except as indicated in the horizontal section.
b)	Wholesale Trade (except wholesale trade of firearms and pharmaceuticals) (CPC 622)	1) None	2) None	3) Subject to 50% foreign equity limitation, except that service providers that are also registered as agents in Jordan are subject to the same limitations applicable to CPC 621.	4) Unbound, except as indicated	1) None	2) None	3) None	4) Unbound except as indicated in
c)	Retailing Services (except retail trade of pharmaceuticals) (CPC 631, 632, 6111, 6112, 6113, 6121)	1) None	2) None	3) Subject to 50% foreign equity limitation, except that service providers that are also registered as agents in Jordan are subject to the same limitations applicable to CPC 621.	4) Unbound, except as indicated	1) None	2) None	3) None	4) Unbound except as indicated in

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Limitations on national treatment	Additional commitments
d) Franchising (CPC 8922, 8923, 8929)	in the horizontal section	the horizontal section.		
5. EDUCATIONAL SERVICES				
A. <u>Primary Educational Services</u> (CPC 921)	1) Unbound. 2) None 3) None	1) Unbound. 2) None 3) None		
B. <u>Secondary Educational Services</u> (CPC 922)	4) Unbound, except as indicated in the horizontal section.	4) Unbound, except as indicated in the horizontal section.		
C. <u>Higher Educational Services</u> (CPC 923)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section		
D. <u>Adult Education Services</u> (CPC 924)	1) None 2) None 3) None, except director of adult education center must be Jordanian national. 4) Unbound, except as indicated in the horizontal section. Director of adult education center must be a Jordanian national.	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
E. <u>Other Education Services</u> (CPC 929), specifically cultural centers	1) None 2) None 3) None, except director of cultural center must be a	1) None 2) None 3) None		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
		4) Jordanian national. Unbound, except as indicated in the horizontal section. Director of cultural center must be a Jordanian national.		4) Unbound, except as indicated in the horizontal section.			
6. ENVIRONMENTAL SERVICES							
C. <u>Sanitation and Similar Services</u> (CPC 9403)		1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
D. <u>Other</u>							
Cleaning Services of exhaust gases (CPC 9404) Noise abatement services (CPC 9405) Other environmental protection services n.e.c. (CPC 9409)		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
Water Treatment Services ¹							
Water Purification Waste Water Treatment Water Recycling		(1) Unbound* (2) Unbound (3) Access is restricted to companies		(1) Unbound* (2) Unbound (3) Unbound			

*Unbound due to lack of technical feasibility

¹ As defined in Jordan's national laws and regulations as of the date of signature of this Agreement.

Modes of supply: 1) Cross-Border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons			
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
Desalination Fluid Treatment for Processed Industries	providing services for the use of Singaporean private sector investors within a specific project and should not provide services to the public. Establishment and the supply of the services should be in compliance with domestic laws and regulations, including fulfillment of the requirement of environment assessment studies and subject to an agreement with the Government of Jordan. Number of service providers may be restricted. (4) Unbound, except as indicated in the horizontal section.	(4) Unbound, except as indicated in the horizontal section.	
7. FINANCIAL SERVICES			
If and when applicable, the absence of any limitation on the ability of a resident consumer to purchase the service in the territory of another Member does not signify a commitment to allow a non-resident service supplier to solicit business or to conduct active marketing in the territory of the Member.			
A. <u>Insurance and insurance - related services</u> (CPC 812)			
a) Life, insurance services including health insurance services (CPC 81211) and	1) Commercial presence is required. 2) Unbound. 3) Access is restricted to public	1) Commercial presence is required. 2) Unbound. 3) None	

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Limitations on national treatment	Additional commitments
b) (CPC 81212) excluding pension fund management. Non- life insurance services (including accident insurance) (CPC 8129)	4) share holding companies constituted in Jordan and to branches of foreign insurance companies. Unbound, except as indicated in the horizontal section.	4) Unbound, except as indicated in the horizontal section.		
c) Reinsurance and retrocession (CPC 81299)	1) None 2) None 3) Access is restricted to Public Share Holding companies constituted in Jordan and to branches of foreign reinsurance companies. 4) Unbound, except as indicated in horizontal section.	1) None 2) None 3) None 4) Unbound, except as indicated in horizontal section.		
d) Auxiliary Services (CPC 8140)				

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector	Limitations on market access		Limitations on national treatment		Additional commitments		
Agency services (CPC 81401)	1) Unbound. 2) Unbound. 3) Access restricted to Jordanian natural persons, Jordanian general partnerships with majority ownership by Jordanians, and limited liability companies with Jordanians as majority in board of directors. Insurance agent or director of agent company must be Jordanian nationals. 4) Unbound, except as indicated in the horizontal section. Insurance agent or director of agent company must be Jordanian nationals.		1) Unbound. 2) Unbound. 3) None 4) Unbound, except as indicated in the horizontal section.				
Insurance consultancy (CPC 81402 excluding pension consultancy)	1) None 2) None 3) None 4) Unbound, except as indicated in horizontal section.		1) None 2) None 3) None 4) Unbound, except as indicated in horizontal section.				
Average and loss adjustment services (CPC 81403)	1) Unbound. 2) Unbound. 3) None 4) Unbound, except as indicated in the horizontal section.		1) Unbound. 2) Unbound. 3) None 4) Unbound, except as indicated in the horizontal section.				
Actuarial services (CPC	1) None		1) None				

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
81404)		2) None		2) None			
		3) None		3) None			
		4) Unbound, except as indicated in horizontal section.		4) Unbound, except as indicated in horizontal section.			
B. <u>Banking and Other Financial Services</u> (excluding insurance)							
<p>The establishment of a commercial presence (in mode 3 only) or the conduct of new activities is restricted to Public Shareholding companies constituted in Jordan, and to branches and subsidiaries of foreign banks, unless otherwise stated in the specific sub-sector. Furthermore, it is noted that only Banks may undertake activities involving the acceptance of deposits and other repayable funds from the public (CPC 81115-81119 excluding CPC 81117) and extend guarantees and commitments services (CPC 81199**) and money broking (CPC 81339**). Financial service companies as seen in sub-sector entries below may provide all other financial activities. Financial service companies are licensed to undertake Investment Trusteeship, Investment Management, Financial Consultations Financial Brokerage, Depository, Management of Primary Issues.</p>							
a)	Acceptance of deposits and other repayable funds from the public (CPC 81115-81119 excluding CPC 81117)	1) None		1) Real property in Jordan may not be mortgaged to banks outside Jordan.			
		2) None		2) None			
e)	Guarantees and Commitments (CPC 81199**)	3) None		3) None			
		4) Unbound, except as indicated in the horizontal section.		4) Unbound, except as indicated in the horizontal section. Branches of foreign banks are required to have a resident regional manager.			
h)	Money broking (CPC 81339**)						
b)	Lending of all types including consumer credit, factoring, mortgage credit, and	1) None		1) Real property in Jordan may not be mortgaged to banks outside Jordan.			
		2) None		2) None			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
c)	financing of commercial transaction (CPC 8113)	3)	Service must be provided through banks and specialized financial companies.	3)	None		
	Financial leasing (CPC 8112)	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section. Branches of foreign banks are required to have a resident regional manager.		
	d) All payment and money transmission services (CPC 81339)						
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 and certificates of deposits) (CPC 81339**)	1)	None, except for derivative products, unbound.	1)	None		
		2)	None, except for derivative products, unbound.	2)	None		
		3)	Access restricted to: a. Banks b. Financial services companies constituted in Jordan, in the form of public shareholding company, limited liability company or a limited partnership in shares company.	3)	None		
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.			
	Foreign Exchange (CPC 81333) Derivative products incl., but not limited to, futures and options (CPC 81339**) Exchange rate and interest rate						

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Limitations on national treatment	Additional commitments
instruments, including products such as swaps and forward rate agreements (CPC 81339**) Transferable securities (CPC 81321) Other negotiable instruments and financial assets, including bullion (CPC 81339**)				
g) Participation in issues of all kinds of securities, incl. underwriting and placement as agent (whether publicly or privately) and provision of service related to such issues. i) Asset management, such as cash or portfolio management, all forms of collective investment management, custodial, depository, trust services, and pension	1) Unbound. 2) Unbound, except for issuance and public offer of securities outside Jordan by foreign service providers abroad, and for management by service suppliers outside Jordan of assets which are not traded on Amman Financial Market or otherwise traded in Jordan. 3) Access restricted to: a. Financial services companies constituted in Jordan, in the form of public shareholding company, limited liability company or a limited	1) Unbound. 2) Unbound, except for issuance and public offer of securities outside Jordan by foreign service providers abroad, and for management by service suppliers outside Jordan of assets which are not traded on Amman Financial Market or otherwise traded in Jordan. 3) None		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Limitations on national treatment	Limitations on national treatment	Limitations on national treatment	Additional commitments	Additional commitments
fund management.	<p>partnership in shares company. b. Licensed banks through affiliated companies or separate accounts.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>			4) Unbound, except as indicated in the horizontal section.			
j) Settlement and clearing services for financial assets including securities, derivative products and other negotiable instruments.	<p>1) Unbound*</p> <p>2) None</p> <p>3) Access restricted to the Depository Center at the Amman Bourse for securities, and to the Central Bank of Jordan for all other financial instruments.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	1) Unbound*	2) None	3) Access is restricted to the Depository Center at the Amman Bourse for securities, and the Central Bank of Jordan for all other financial instruments			
k) Advisory and other auxiliary financial services on all the activities (a - l) , incl. credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring	<p>1) None</p> <p>2) None</p> <p>3) Access restricted to: a. Financial services companies constituted in Jordan, in the form of a public shareholding company, limited liability company or a limited partnership in shares company. b. Banks</p>	1) None	2) None	3) None			

*Unbound due to lack of technical feasibility

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector and strategy		Limitations on market access		Limitations on national treatment		Additional commitments	
		4) Unbound, except as indicated in the horizontal section.		4) Unbound, except as indicated in the horizontal section.			
1) Provision and transfer of financial information as related to financial data processing and related software by providers of other financial services		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.			
8. HEALTH RELATED & SOCIAL SERVICES (other than those listed under 1.A.)							
A. <u>Hospital Services</u> (CPC 9311)		1) None 2) None 3) One of the owners must be a physician except in a public limited company.		1) None 2) None 3) None			
C. <u>Social Services</u> (CPC 933). Specifically, these are nursing homes, convalescent homes, rehabilitation centers		4) Unbound, except as indicated in the horizontal section. At least ¾ of physicians in any hospital or nursing or convalescent homes must be Jordanian nationals; at least ½ of all staff must be Jordanian nationals.		4) Unbound, except as indicated in the horizontal section.			
B. <u>Other Human Health Services</u> , specifically		1) None 2) None		1) None 2) None			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
medical labs (CPC 93199)		3)	None, except lab. director must be a Jordanian national.	3)	None		
		4)	Unbound, except as indicated in the horizontal section. Lab. director must be a Jordanian national.	4)	Unbound, except as indicated in the horizontal section.		
9. TOURISM AND TRAVEL RELATED SERVICES							
A. <u>Hotel & Motel Lodging Services</u> , excluding casinos (CPC 6411 & 6412)		1)	None	1)	None		
		2)	None	2)	None		
		3)	None	3)	None		
		4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
Meal serving services with full restaurant services (excluding transport facilities) (CPC 6421)		1)	None	1)	None		
Meal serving services in self-serving facilities (cafeterias) (CPC 6422)		2)	None	2)	None		
Beverage serving services for consumption on the premises, excluding casinos (CPC 643)		3)	Subject to 50% foreign equity limitation. Jordanian juridical entity is required for franchising. Foreign equity limitation does not apply to these services when operated in hotels or motels.	3)	None		
		4)	Unbound, except as indicated in the horizontal section	4)	Unbound, except as indicated in the horizontal section.		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons			
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments			
Caterer services providing meals to outside (CPC 6423). Institutional Food Service caterers (with the exception of Airport and airline catering facilities which are confined only to the national air carriers)		1) None	2) None	3) None	4) Unbound, except as indicated in the horizontal section.	1) None	2) None	3) None	4) Unbound, except as indicated in the horizontal section.
Air catering services (part of CPC 6423)		1) Unbound	2) Unbound	3) Exclusivity is currently granted to the national carrier. However, once exclusivity is lifted, access will be subject to 50% limitation on foreign equity and to any other limitations on legal form provided for by the Jordanian law. Number of service providers may be restricted.	4) Unbound, except as indicated in the horizontal section.	1) Unbound	2) Unbound	3) None	4) Unbound except as indicated in the horizontal section.
B.	<u>Travel Agencies and Tour Operator Services</u> (CPC 7471)	1) Foreign travel agencies must implement their tours in Jordan through a local service provider.				1) None			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector	Limitations on market access		Limitations on national treatment		Additional commitments		
	2) None		2) None				
	3) Service may be provided through Jordanian natural or juridical entities with maximum 50 % foreign equity . Service provider must be a specialized tourist firm. Director must be a Jordanian national.		3) None				
	4) Unbound, except as indicated in the horizontal section. Director must be a Jordanian national.		4) Unbound, except as indicated in the horizontal section.				
Tourist guide services (CPC 7472)	1) None		1) Unbound				
	2) None		2) None				
	3) None		3) None				
	4) Unbound, except as indicated in the horizontal section.		4) Unbound, except as indicated in the horizontal section.				
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (Other than audio-visual services)							
A. <u>Other Entertainment Services</u> (CPC 96191) Theatrical producer,	1) Unbound*		1) Unbound*				
	2) None		2) None				
	3) None		3) None				

*Unbound due lack of technical feasibility.

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
singer group, bands and orchestra entertainment services		4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
Circus troupes (CPC 96194)		1)	Unbound*	1)	Unbound*		
		2)	None	2)	None		
		3)	Foreign circus shows must be sponsored by a registered Jordanian sports club.	3)	None		
		4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
B.	<u>News Agency Services</u> (CPC 962) Correspondents only	1)	None	1)	None		
		2)	None	2)	None		
		3)	None	3)	None		
		4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
C.	<u>Libraries, Archives, Museums and Other Cultural Services</u> (CPC 963) Museum services (except for historical sites and buildings) (CPC 96321)	1)	None	1)	None		
		2)	None	2)	None		
		3)	None	3)	None		
		4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.		
D.	<u>Sporting and Other Recreational Services</u> (CPC 964) <u>Health and fitness clubs:</u>	1)	Unbound*	1)	Unbound*		
		2)	None	2)	None		

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments	
		3) None 4) Unbound, except as indicated in the horizontal section.		3) None 4) Unbound, except as indicated in the horizontal section.			
11. TRANSPORT SERVICES							
Commercial presence (in mode 3) is subject to 50% foreign equity limitation.							
A. <u>Maritime Transport Services:</u> Transport services by Sea –going vessels (CPC 721)							
a) Passenger transportation (CPC 7211)	(1)(a) Liner Shipping: None, but all ships docking in Jordan must have a local Port Agent.	(1) None				The following services at the port are made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions: 1. Pilotage (excluded) 2. Towing and tug assistance 3. Provisioning, fuelling, and watering. 4. Garbage collecting and ballast waste disposal.	
b) Freight transportation (CPC 7212)	(b) Bulk, tramp, and other international shipping, including passenger transportation: None (2) None	(2) None					

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons			
Sector or sub-sector		Limitations on market access		Limitations on national treatment		Additional commitments			
						5. Port Captain's services.			
		<p>(3)(a) Establishment of registered company for the purpose of operating a fleet under the national flag of Jordan: None</p> <p>(b) Other forms of commercial presence for the supply of international maritime transport services: None</p> <p>(4) Unbound, except as indicated in horizontal section. 1/5 of crew on Jordanian ships must be Jordanian.</p>		<p>(3) Service fees for pilotage, berthing and docking are 10% less for Jordanian ships. Jordanian ships are exempt from any Port dues when anchoring in Jordanian territorial waters. Jordanian ships enjoy preferential treatment in prices of bunker provided at the Aqaba Port.</p> <p>(4) Unbound, except as indicated in the horizontal section.</p>		<p>6. Navigation aids.</p> <p>7. Shore-based operational services, essential to ship operations including communications, water and electrical supplies.</p> <p>8. Emergency repair facilities.</p> <p>9. Anchorage, berth and berthing services(excluded).</p> <p>Please note that Pilotage and anchorage services have been excluded due to the national treatment limitation as seen from commitments under the national treatment column.</p>			
<u>Maritime Auxiliary Services</u>									
c)	Rental services of sea-going vessels with operator (CPC 7213)	1) None	2) None	3) None	4) Unbound, except as indicated in the horizontal section.	1) None	2) None	3) None	4) Unbound, except as indicated in the horizontal section.
d)	Maintenance and repair of vessels (CPC 8868)	1) None	2) None	1) None	2) None				

Modes of supply: 1)	Cross-Border supply 2)	Consumption abroad 3)	Commercial presence 4)	Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Limitations on national treatment	Additional commitments
	3) Access restricted to Jordanian natural or juridical entities. 4) Unbound, except as indicated in the horizontal section.	3) None 4) Unbound, except as indicated in the horizontal section.		
Storage and warehousing services (CPC 742)	1) Unbound* 2) None 3) None** 4) Unbound, except as indicated in the horizontal section.	1) Unbound* 2) None 3) None** 4) Unbound, except as indicated in the horizontal section.		
Shipping Agents Maritime Freight Forwarding Services (CPC 748) Maritime Freight Inspection services (CPC 749) Food Supply Catering (Provisioning)	1) Unbound. 2) None 3) Access restricted to Jordanian natural or juridical entities. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. <u>Air Transport Services</u> (as defined in the Annex on Air Transport)				
Maintenance and repair of Aircraft (part of CPC 8868)	1) Subject to an agreement with Royal Jordanian Airline (National Carrier).	1) None		

* A commitment on this mode of delivery is not feasible.

** Public utility concession or licensing procedures may apply in case of occupation of the public domain

Modes of supply: 1) Cross-Border supply		2) Consumption abroad		3) Commercial presence		4) Presence of natural persons	
Sector or sub-sector	Limitations on market access		Limitations on national treatment		Additional commitments		
	2)	None	2)	None			
	3)	Unbound	3)	None			
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.			
Computer Reservation Systems (CRS): Sales and Marketing Maintenance and Repair	1)	None	1)	None			
	2)	None	2)	None			
	3)	None	3)	None			
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.			
<u>Air Auxiliary Services</u>							
Freight forwarding services (part of CPC 748)	1)	None	1)	None			
	2)	None	2)	None			
	3)	Access restricted to Jordanian natural or juridical entities. Director must be a Jordanian national.	3)	None			
	4)	Unbound, except as indicated in the horizontal section. Director must be a Jordanian national.	4)	Unbound, except as indicated in the horizontal section.			
Packing and crating and de-packing and de-crating services (part of CPC 749)	1)	None	1)	None			
	2)	None	2)	None			
	3)	Access restricted to Jordanian natural or juridical entities.	3)	None			
	4)	Unbound except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.			
Freight inspection services (part of CPC	1)	None, Jordan does not accept pre-shipment inspection for	1)	None			

Modes of supply: 1) Cross-Border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector	Limitations on market access	Limitations on national treatment		Additional commitments
749) excluding pre-shipment inspection for customs valuation purposes on imports.				
	2)	customs valuation purposes on imports. None, Jordan does not accept pre-shipment inspection for customs valuation purposes on imports.	2)	None
	3)	Access restricted to freight forwarders in the form of Jordanian natural or juridical entities. Director must be a Jordanian national. Once issuance of specialized licenses for provision of freight inspection services is regulated, access will also be granted to inspection firms in the form of Jordanian natural or juridical entities.	3)	None
	4)	Unbound, except as indicated in the horizontal section. Director must be a Jordanian national.	4)	Unbound, except as indicated in the horizontal section.

REFERENCE PAPER

Scope

The following are definitions and principles on the regulatory framework for the basic telecommunications services.

Definitions

Users mean service consumers and service suppliers.

Essential facilities mean facilities of a public telecommunications transport network or service that

- (a) are exclusively or predominantly provided by a single or limited number of suppliers; and
- (b) cannot feasibly be economically or technically substituted in order to provide a service.

A major supplier is a supplier, which has the ability to materially affect the terms of participation (having regard to price and supply) in the relevant market for basic telecommunications services as a result of:

- (a) control over essential facilities; or
- (b) use of its position in the market.

1. Competitive safeguards

1.1 Prevention of anti-competitive practices in telecommunications

Appropriate measures shall be maintained for the purpose of preventing suppliers who, alone or together, are a major supplier from engaging in or continuing anti-competitive practices.

1.2 Safeguards

The anti-competitive practices referred to above shall include in particular:

- (a) engaging in anti-competitive cross-subsidization;
- (b) using information obtained from competitors with anti-competitive results; and
- (c) not making available to other services suppliers on a timely basis technical information about essential facilities and commercially relevant information which are necessary for them to provide services.

2. Interconnection

2.1 This section applies to linking with suppliers providing public telecommunications transport networks or services in order to allow the users of one

supplier to communicate with users of another supplier and to access services provided by another supplier, where specific commitments are undertaken.

2.2 Interconnection to be ensured

Interconnection with a major supplier will be ensured at any technically feasible point in the network. Such interconnection is provided.

- (a) under non-discriminatory terms, conditions (including technical standards and specifications) and rates and of a quality no less favourable than that provided for its own like services or for like services of non-affiliated service suppliers or for its subsidiaries or other affiliates;
- (b) in a timely fashion, on terms, conditions (including technical standards and specifications) and cost-oriented rates that are transparent, reasonable, having regard to economic feasibility, and sufficiently unbundled so that the supplier need not pay for network components or facilities that it does not require for the service to be provided; and
- (c) upon request, at points in addition to the network termination points offered to the majority of users, subject to charges that reflect the cost of construction of necessary additional facilities.

2.3 Public availability of the procedures for interconnection negotiations

The procedures applicable for interconnection to a major supplier will be made publicly available.

2.4 Transparency of interconnection arrangements

It is ensured that a major supplier will make publicly available either its interconnection agreements or a reference interconnection offer.

2.5 Interconnection: dispute settlement

A service supplier requesting interconnection with a major supplier will have recourse, either:

- (a) at any time or
- (b) after a reasonable period of time which has been made publicly known

to an independent domestic body, which may be a regulatory body as referred to in paragraph 5 below, to resolve disputes regarding appropriate terms, conditions and rates for interconnection within a reasonable period of time, to the extent that these have not been established previously.

3. Universal service

Any Member has the right to define the kind of universal service obligation it wishes to maintain. Such obligations will not be regarded as anti-competitive *per se*, provided they are administered in a transparent, non-discriminatory and competitively neutral manner and are not more burdensome than necessary for the kind of universal service defined by the Member.

4. Public availability of licensing criteria

Where a licence is required, the following will be made publicly available:

- (a) all the licensing criteria and the period of time normally required to reach a decision concerning an application for a licence; and
- (b) the terms and conditions of individual licences.

The reasons for the denial of a licence will be made known to the applicant upon request.

5. Independent regulators

The regulatory body is separate from, and not accountable to, any supplier of basic telecommunications services. The decisions of and the procedures used by regulators shall be impartial with respect to all market participants.

6. Allocation and use of scarce resources

Any procedures for the allocation and use of scarce resources, including frequencies, numbers and rights of way, will be carried out in an objective, timely, transparent and non-discriminatory manner. The current state of allocated frequency bands will be made publicly available, but detailed identification of frequencies allocated for specific government uses is not required.
