

## **ANNEX 1: EXPORT DUTIES**

<b>HS 2002</b>	<b>Description of Goods</b>
2601	IRON ORES AND CONCENTRATES, INCLUDING ROASTED IRON PYRITES:
2601.1	-Iron ores and concentrates, other than roasted iron pyrites:
2601.11	--Non-agglomerated
2614.00	TITANIUM ORES AND CONCENTRATES
2615	NIOBIUM, TANTALUM, VANADIUM OR ZIRCONIUM ORES AND CONCENTRATES:
2615.10	--Zirconium ores and concentrates
2701	COAL; BRIQUETTES, OVOIDS AND SIMILAR SOLID FUELS MANUFACTURED FROM COAL:
2701.1	-Coal, whether or not pulverised, but not agglomerated:
2701.11	--Anthracite
2701.12	--Bituminous coal
2701.19	--Other coal
2701.20	--Briquettes, ovoids and similar solid fuels manufactured from coal
2702	LIGNITE, WHETHER OR NOT AGGLOMERATED, EXCLUDING JET:
2702.10	--Lignite, whether or not pulverised, but not agglomerated:
2702.20	--Agglomerated lignite
2703.00	PEAT (INCLUDING PEAT LITTER), WHETHER OR NOT AGGLOMERATED
2704.00	COKE AND SEMI-COKE OF COAL, OF LIGNITE OR OF PEAT WHETHER OR NOT AGGLOMERATED; RETORT CARBON
7403	REFINED COPPER AND COPPER ALLOYS, UNWROUGHT:
7403.1	-Refined copper:
7403.11	--Cathodes and sections of cathodes
7501	NICKEL MATTES, NICKEL OXIDE SINTERS AND OTHER INTERMEDIATE PRODUCTS OF NICKEL METALLURGY:
7501.20	-Nickel oxide sinters and other intermediate products of nickel metallurgy
7502	UNWROUGHT NICKEL:
7502.10	-Nickel, not alloyed
7801	UNWROUGHT LEAD:
7801.9	-Other:
7801.99	--Unwrought, unrefined lead not containing by weight antimony as the principal other element

## **ANNEX 3B: LIST OF ENTITIES FOR SINGAPORE**

### **List of Ministries, Departments and Organs of State**

Attorney-General's Chambers  
Auditor-General's Office  
Cabinet Office  
Istana  
Judicature  
Ministry of Community Development & Sports  
Ministry of Defence  
Ministry of Education  
Ministry of Environment  
Ministry of Finance  
Ministry of Foreign Affairs  
Ministry of Health  
Ministry of Home Affairs  
Ministry of Information, Communications and the Arts  
Ministry of Law  
Ministry of Manpower  
Ministry of National Development  
Ministry of Trade and Industry  
Ministry of Transport  
Parliament  
Presidential Councils  
Prime Minister's Office  
Public Service Commission

## **List of Statutory Boards**

Agency for Science, Technology and Research  
Board of Architects  
Building & Construction Authority  
Civil Aviation Authority of Singapore  
Economic Development Board  
Housing and Development Board  
Info-Communications Development Authority of Singapore  
Inland Revenue Authority of Singapore  
International Enterprise Singapore  
Jurong Town Corporation  
Land Transport Authority of Singapore  
Maritime and Port Authority of Singapore  
Monetary Authority of Singapore  
Nanyang Technological University  
National Parks Board  
National University of Singapore  
Preservation of Monuments Board  
Professional Engineers Board  
Public Transport Council  
Sentosa Development Corporation  
Singapore Broadcasting Authority  
Singapore Tourist Promotion Board  
Standards, Productivity and Innovation Board  
Urban Redevelopment Authority

## ANNEX 2A: CERTIFICATE OF ORIGIN REQUIREMENTS

### 1. Authorised Bodies

The following bodies, and their successor bodies, are authorised to certify origin for the purposes of Section C (Documentary Evidence) of Chapter 3 (Rules of Origin).

AUSTRALIA	SINGAPORE
Australian Chamber of Commerce and Industry and affiliated bodies	International Enterprise Singapore
Australian Industry Group	Any body authorised by the Government of Singapore, subject to the agreement of the Parties
Any body authorised by the Government of Australia, subject to the agreement of the Parties	

### 2. Minimum data requirements – Application for Certificate of Origin

The minimum data to be included in an application for a Certificate of Origin are:

1. Exporter (and Producer or Principal Manufacturer) details	The name, address and business number of the Exporter (and of the Producer or Principal Manufacturer if different from the Exporter).
2. First Shipment details (if known)	(a) Consignee name and address (b) Sufficient details to identify the consignment, such as invoice number and date and Air Way Bill, Sea Way Bill or Bill of Lading (c) Export Permit/Declaration (d) Port of Discharge
3. Full Description of the Goods	Detailed description of the goods, including the relevant code under the Harmonized Commodity Description and Coding System, and if applicable, product number and brand name.
4. Exporter Declaration	Declaration completed by a competent representative of the Exporter that the details provided in items 1 to 3 above are true and correct, signed and dated by that representative and annotated with the representative's name and designation.

### 3. Minimum data requirements – Certificate of Origin

The minimum data to be included in the Certificate of Origin are:

1. Exporter details	The name and address of the Exporter.
2. First Shipment details (if known)	(a) Consignee name and address (b) Sufficient details to identify the consignment, such as invoice number and date and Air Way Bill, Sea Way Bill or Bill of Lading (c) Export Permit/Declaration

	(d) Port of Discharge
3. Full Description of the Goods	Detailed description of the goods, including the relevant code under the Harmonized Commodity Description and Coding System, and if applicable, product number and brand name.
4. Exporter Declaration	Declaration completed by a competent representative of the Exporter that the details provided in items 1 to 3 above are true and correct, signed and dated by that representative and annotated with the representative's name and designation.
5. Certification by Authorised Body	Certification completed by a competent representative of the authorised body that, based on evidence provided by the producer or manufacturer, the goods specified in the Certificate of Origin originate in the exporting Party and comply with the rules of origin, as provided in Section A (Origin Conferment) of Chapter 3 (Rules of Origin) and specified in the Certificate of Origin. The Certificate of Origin must be signed and dated by the competent representative and annotated with the representative's name and designation.
6. Certificate Number	A unique number assigned to the Certificate of Origin by the authorised body.

## **ANNEX 2B: ALLOWABLE LABOUR AND OVERHEAD COSTS**

### **Section (i): Labour Costs**

For the purposes of Article 7 (Calculation of Costs – Allowable Expenditure on Labour) of Chapter 3 (Rules of Origin), each of the following costs, to the extent that the cost relates to labour, is allowed:

- (a) the cost of wages and employee benefits;
- (b) the cost of supervision and training;
- (c) the cost of management of the process of manufacture;
- (d) the cost of receipt and storage of materials;
- (e) the cost of quality control;
- (f) the cost of packing of goods into inner containers;
- (g) the cost of handling and storage of goods within the place or places in which a process is performed, that is operated by the principal manufacturer in the territory of the exporting Party.

### **Section (ii): Overheads**

1. For the purposes of Article 8 (Calculation of Costs – Allowable Expenditure on Overheads) of Chapter 3 (Rules of Origin), each of the following costs, to the extent that the cost relates to overheads, is allowed:

- (a) the cost of inspection and testing of materials and goods;
- (b) the cost of insurance of the following kinds:
  - (i) insurance of plant, equipment and materials used in the production of the goods;
  - (ii) insurance of work in progress and finished goods;
  - (iii) liability insurance;
  - (iv) accident compensation insurance; and
  - (v) insurance against consequential loss from accident to plant and equipment;

- (c) the cost of dies, moulds, and tooling and the depreciation, maintenance and repair of plant and equipment;
- (d) the cost of interest payments for plant and equipment;
- (e) the cost of research, development, design and engineering;
- (f) the cost of the following items in respect of real property in the territory of the exporting Party used in the manufacture of the goods:
  - (i) insurance;
  - (ii) rent and lease payments;
  - (iii) mortgage interest;
  - (iv) depreciation on buildings;
  - (v) maintenance and repair; and
  - (vi) rates and taxes;
- (g) the cost of leasing of plant and equipment;
- (h) the cost of energy, fuel, water, lighting, lubricants, rags and other materials and supplies not directly incorporated in goods manufactured in the territory of the exporting Party;
- (i) the cost of storage of goods at the place or places in which a process is performed, that is operated by the principal manufacturer in the territory of the exporting Party;
- (j) the cost of royalties or licences in respect of patented machines or processes used in the manufacture of the goods or in respect of the right to manufacture the goods;
- (k) the cost of subscriptions to standards institutions and industry and research associations;
- (l) the cost of the provision of medical care, cleaning services, cleaning materials and equipment, training materials and safety and protective clothing and equipment;
- (m) the cost of the disposal of non-recyclable waste;
- (n) the cost of subsidisation of a cafeteria in the place or places in which a process is performed, that is operated by the principal manufacturer in the territory of the exporting Party, to the extent not recovered by returns;

- (o) the cost of security in the place or places in which a process is performed, that is operated by the principal manufacturer in the territory of the exporting Party;
- (p) the cost of computer facilities allocated to the process of manufacture of the goods;
- (q) the cost of contracting out part of the manufacturing process within Australia or Singapore, including any associated transport or storage costs;
- (r) the cost of employee transport;
- (s) the cost of vehicle expenses;
- (t) the cost of any tax in the nature of a fringe benefits tax; and
- (u) the cost of transporting goods between places in the territory of the exporting Party in which one or more processes are performed by the principal manufacturer.

2. In working out a cost for the purposes of paragraph (1), the following costs are not included:

- (a) any cost or expense relating to the general expense of doing business (including, but not limited to, any cost or expense relating to insurance or to executive, financial, sales, advertising, marketing, accounting or legal services);
- (b) the cost of telephone, mail and other means of communication;
- (c) the cost of international travel expenses, including fares and accommodation;
- (d) the cost of the following items in respect of real property used by persons carrying out administrative functions:
  - (i) insurance;
  - (ii) rent and lease payments;
  - (iii) mortgage interest;
  - (iv) depreciation on buildings;
  - (v) maintenance and repair; and
  - (vi) rates and taxes;
- (e) the cost of conveying, insuring or shipping the goods after manufacture;



(f) the cost of shipping containers or packing the goods into shipping containers;

(g) the cost of any royalty payment relating to a licensing agreement to distribute or sell the goods;

(h) the profit of the principal manufacturer and the profit or remuneration of any trader, agent, broker or other person dealing in the goods after manufacture;

(i) any other cost incurred after the completion of all processes performed by, or on behalf of, the principal manufacturer; and

(j) the cost of processing goods in the territory of a non-Party.

3. For the purposes of paragraphs (1)(c) and (1)(f), the cost of depreciation of plant, equipment or buildings must be calculated in accordance with Generally Accepted Accounting Principles, as applied by the principal manufacturer.

**ANNEX 2C: LIST OF GOODS WHICH MUST BE SUBJECT TO THE LAST PROCESS OF MANUFACTURE WITHIN THE TERRITORY OF A PARTY<sup>1</sup>**

3917.22.00	4205	5406	5811
3917.23.00	4302	5407	5901
3917.29.00	4302	5408	5902
3917.21.10	4303	5501	5903
3917.31.10	4304	5502	5905
3917.32.10	5004	5503	5906
3917.33.10	5005	5504	5907
3917.39.10	5006	5505	5908
3926.30.10	5007	5506	5909
3926.90.10	5101	5507	5910
4009.11.10	5103	5508	5911
4009.12.10	5104	5509	6001
4009.21.10	5105	5510	6002
4009.22.10	5106	5511	6003
4009.31.10	5107	5512	6004
4009.32.10	5108	5513	6005
4009.41.10	5109	5514	6006
4009.42.10	5110	5515	6101
4010.31.00	5111	5516	6102
4010.32.00	5112	5601	6103
4010.33.00	5113	5602	6104
4010.34.00	5202	5603	6105
4010.39.00	5203	5604	6106
4011.10.00	5204	5605	6107
4011.20.00	5205	5606	6108
4012.11.00	5206	5607	6109
4012.20.00	5207	5608	6110
4015	5208	5609	6111
4016.91.00	5209	5701	6112
4016.93.00	5210	5702	6113
4016.99.00	5211	5703	6114
4101	5212	5704	6115
4102	5306	5705	6116
4103	5307	5801	6117
4104	5308	5802	6201
4105	5309	5803	6202
4106	5310	5804	6203
4107	5311	5805	6204
4113	5401	5806	6205
4114	5402	5807	6206
4115	5403	5808	6207
4203	5404	5809	6208
4204	5405	5810	6209

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<sup>1</sup> The 8 digit tariff classifications in this Annex are those specified in Australia's Customs Tariff Act 1995 as at the time of entry into force of this Agreement.

6210	7113	8483.30.10	8707.10.10
6211	7114	8483.40.11	8707.90.10
6212	7116	8483.50.11	8707.10.91
6213	7117	8483.90.00	8708.10.10
6214	7318.15.00	8483.10.91	8708.21.10
6215	7320.10.00	8483.40.90	8708.40.30
6216	7320.20.00	8483.50.90	8708.50.30
6217	7320.90.00	8501.10.00	8708.29.91
6301	7322.11.00	8503.00.00	8708.31.91
6302	7326.19.00	8507.10.10	8708.93.30
6303	7326.90.10	8507.90.10	8708.99.30
6304	8301.20.00	8511.10.00	8708.39.91
6305	8302.10.00	8511.30.00	8708.40.91
6306	8302.30.00	8511.40.10	8708.50.91
6307	8407.33.10	8511.50.10	8708.60.91
6308	8407.34.10	8511.80.00	8708.70.91
6309	8407.90.10	8511.90.00	8708.80.91
6310	8408.20.10	8512.20.00	8708.91.91
6401	8409.91.10	8512.30.00	8708.92.91
6402	8409.99.10	8512.40.00	8708.93.91
6403	8413.30.90	8512.90.10	8708.94.91
6404	8415.20.00	8519.92.00	8708.99.91
6405	8415.90.00	8519.93.00	9021.10.10
6406	8421.23.00	8519.99.00	9021.10.20
6501	8421.31.00	8527.21.00	9021.10.30
6502	8421.99.00	8527.29.00	9021.10.41
6503	8424.89.10	8536.50.93	9021.10.49
6504	8425.42.00	8539.10.90	9026.10.20
6505	8425.49.00	8544.30.00	9026.20.20
6506	8424.90.90	8703.21.19	9026.80.20
6507	8481.10.00	8703.22.19	9029.10.20
6812.90.30	8481.30.00	8703.23.19	9029.20.10
6813.10.10	8481.40.00	8703.24.19	9029.90.10
6813.90.10	8482.10.10	8703.31.19	9401.20.00
7007.11.11	8482.20.10	8703.32.19	9401.90.20
7007.21.11	8482.40.11	8703.33.19	9404
7009.10.10	8482.91.10	8703.90.19	9613.80.90
7014.00.20	8482.99.10	8706.00.10	
	8483.20.00	8706.00.91	

## ANNEX 2D: LIST OF GOODS SUBJECT TO 30% THRESHOLD

### Section (i)

8414.80	8504.23	8516.31	8539.22
8414.90	8504.31	8516.33	8539.29
8419.89	8504.32	8516.40	8539.31
8419.90	8504.33	8518.10	8539.32
8422.30	8504.34	8518.21	8539.39
8422.40	8504.40	8518.22	8539.41
8424.30	8504.50	8518.29	8539.49
8467.21	8504.90	8518.30	8539.90
8467.22	8505.11	8518.40	8540.72
8467.29	8505.19	8518.50	8540.79
8467.91	8506.80	8520.33	8540.89
8467.99	8509.10	8520.90	8543.20
8501.20	8509.20	8523.30	8543.30
8501.31	8509.90	8524.60	8543.90
8501.32	8511.20	8525.10	8544.49
8501.33	8513.10	8525.30	8544.51
8501.34	8514.10	8525.40	8545.20
8501.53	8514.20	8526.10	8546.10
8501.61	8514.30	8526.91	8548.10
8501.62	8514.40	8526.92	9001.10
8502.11	8514.90	8527.19	9006.10
8502.12	8515.11	8527.31	9008.30
8502.13	8515.19	8527.39	9010.90
8502.20	8515.21	8529.10	9017.20
8502.31	8515.31	8529.90	9017.80
8502.39	8515.80	8535.29	9018.11
8502.40	8515.90	8535.40	9031.10
8504.21	8516.21	8536.41	
8504.22	8516.29	8536.49	

**Section (ii)**

Goods the subject of Orders, or equivalent instruments, made under the Tariff Concession System pursuant to Part XVA of the Australian Customs Act 1901, or its successor.

## **ANNEX 3A: LIST OF ENTITIES FOR AUSTRALIA**

### **List of Departments**

Department of Agriculture, Fisheries and Forestry  
Attorney-General's Department  
Department of Communications, Information Technology and the Arts  
Department of Defence  
Department of Education, Science and Training  
Department of Employment and Workplace Relations  
Department of Environment and Heritage  
Department of Family and Community Services  
Department of Finance and Administration  
Department of Foreign Affairs and Trade  
Department of Health and Ageing  
Department of Immigration and Multicultural and Indigenous Affairs  
Department of Industry, Tourism and Resources  
Department of the Prime Minister and Cabinet  
Department of Transport and Regional Services  
Department of the Treasury  
Department of Veterans' Affairs  
Department of the House of Representatives  
Department of the Senate  
Joint House Department  
Department of the Parliamentary Library  
Department of the Parliamentary Reporting Staff

### **List of Other Financial Management and Accountability Act Agencies**

Administrative Appeals Tribunal  
Australia-Japan Foundation  
Australian Agency for International Development  
Australian Bureau of Statistics  
Australian Centre for International Agricultural Research  
Australian Competition and Consumer Commission  
Australian Crime Commission  
Australian Customs Service  
Australian Electoral Commission  
Australian Federal Police  
Australian Greenhouse Office  
Australian Industrial Registry  
Australian National Audit Office  
Australian Office of Financial Management  
Australian Public Service Commission  
Australian Radiation Protection and Nuclear Safety Agency  
Australian Research Council  
Australian Secret Intelligence Service  
Australian Security Intelligence Organisation

Australian Taxation Office  
Australian Transaction Reports and Analysis Centre  
Bureau of Meteorology  
Centrelink  
Classification Board  
Classification Review Board  
Commonwealth Grants Commission  
Commonwealth Ombudsman Office  
Comsuper  
CrimTrac Agency  
CSS Board  
Dairy Adjustment Authority  
Equal Opportunity for Women in the Workplace Agency  
Family Court of Australia  
Federal Court of Australia  
Federal Magistrates Court  
Geoscience Australia  
Human Rights and Equal Opportunity Commission  
Insolvency and Trustee Service Australia  
IP Australia  
Migration Review Tribunal  
National Archives of Australia  
National Capital Authority  
National Competition Council  
National Native Title Registry  
National Oceans Office  
National Office for the Information Economy  
Office of Film and Literature Classification  
Office of National Assessments  
Office of Parliamentary Counsel  
Office of the Director of Public Prosecutions  
Office of the Inspector-General of Intelligence and Security  
Office of the Official Secretary to the Governor-General  
Office of the Privacy Commissioner  
Productivity Commission  
Professional Services Review Scheme  
PSS Board  
Refugee Review Tribunal

## **ANNEX 4-I: RESERVATIONS TO CHAPTER 7 (TRADE IN SERVICES) AND CHAPTER 8 (INVESTMENT)**

### **Notes:**

1. Where appropriate, reservations are referenced to the Provisional Central Product Classification (CPC) as set out in Statistical Office of the United Nations Statistical Papers, Series M, No. 77, Provisional Central Product Classification, 1991 (UN CPC code).
2. This annex sets out the reservations taken by each Party for measures that do not conform with obligations imposed by Articles 3 (Market Access) and 4 (National Treatment) in Chapter 7 (Trade in Services) and Article 3 (National Treatment) in Chapter 8 (Investment).
3. All measures affecting Articles 3 (Market Access) and 4 (National Treatment) in Chapter 7 (Trade in Services) and Article 3 (National Treatment) in Chapter 8 (Investment) shall be stated in the description. In the interpretation of a reservation, all elements of the reservation shall be considered in their totality.
4. A National Treatment reservation includes a reservation in respect of National Treatment under Chapter 7 (Trade in Services) and Chapter 8 (Investment) unless the context or circumstances require otherwise.
5. The reservations and commitments relating to trade in services shall be read together with the relevant guidelines, stated in GATT documents MTN.GNS/W/164 dated 3 September 1993 and MTN.GNS/W/164 Add.1 dated 30 November 1993.

Each reservation sets out the following elements:

- (a) **Sector** refers to the general sector in which the reservation is taken;
- (b) **Sub-Sector** refers to the specific sector in which the reservation is taken;
- (c) **Industry Classification** refers, where applicable, to the activity covered by the reservation according to the UN CPC code or domestic industry classification codes;
- (d) **Type of Reservation** specifies the obligation (Market Access, National Treatment) for which a reservation is taken;
- (e) **Source of Measure** identifies the laws, regulations, rules, procedures, decisions, administrative actions or any other forms in relation to the non-conforming measures for which the reservation is taken. A measure cited in the **Source of Measure** element is any existing measure in force as of the date of entry into force of this Agreement and any subordinate measure adopted or maintained thereunder; and
- (f) **Description of Reservation** sets out the non-conforming measure to which the reservation applies.



**ANNEX 4-I(A)**

**AUSTRALIA'S RESERVATIONS TO  
CHAPTER 7 (TRADE IN SERVICES) AND  
CHAPTER 8 (INVESTMENT)**

Sector	All sectors
Sub-sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Australia's foreign investment policy, which comprises the: <i>Foreign Acquisitions and Takeovers Act 1975 (FATA)</i> ; Foreign Acquisitions and Takeovers Regulations; and Ministerial statements.
Description of Reservation	<p>The following investment activities require prior approval from the Australian Government:</p> <ul style="list-style-type: none"> <li>• Acquisitions by 'foreign interests' of 'substantial interests' in existing Australian businesses with total assets of \$A50 million or more.</li> <li>• Proposals by 'foreign interests' to take over offshore companies whose Australian subsidiaries or assets are valued at \$A50 million or more, or account for more than 50 per cent of the target company's global assets.</li> <li>• Proposals by 'foreign interests' to establish new businesses in Australia involving a total investment of \$A10 million or more.</li> <li>• Direct investments by foreign governments or their agencies, irrespective of size.</li> <li>• Proposals where any doubt exists as to whether they are notifiable. (Funding arrangements that include debt instruments having quasi-equity characteristics will be treated as direct foreign investment).</li> </ul> <p>A 'foreign interest' is defined as:</p> <ul style="list-style-type: none"> <li>• a natural person not ordinarily resident in Australia;</li> <li>• a corporation in which a natural person not ordinarily resident in Australia or a foreign corporation holds a controlling interest;</li> <li>• a corporation in which 2 or more persons, each of whom is either a natural person not ordinarily resident in Australia or a foreign corporation, hold an aggregate controlling interest;</li> <li>• the trustee of a trust estate in which a natural person not ordinarily resident in Australia or a foreign corporation holds a substantial interest; or</li> </ul>

	<ul style="list-style-type: none"><li>. the trustee of a trust estate in which 2 or more persons, each of whom is either a natural person not ordinarily resident in Australia or a foreign corporation, hold an aggregate substantial interest.</li></ul> <p>A 'substantial interest' occurs when a single foreigner (and any associates) has 15 per cent or more of the ownership of any corporation, business or trust.</p> <p>An 'aggregate substantial interest' occurs when several foreigners (and any associates) have, in aggregate, 40 per cent or more of the ownership of any corporation, business or trust.</p> <p>A 'controlling interest' will be as defined in section 9 of the FATA.</p> <p>A 'substantial interest in a trust estate' will be as defined in section 9A of the FATA.</p> <p>Proposals may be refused, or approved subject to the parties meeting certain conditions.</p> <p>Separate or additional requirements may apply to measures subject to other Annex 4-I(A) reservations and to sectors, subsectors or activities subject to Annex 4-II(A) reservations.</p>
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Sector	All sectors
Sub-sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Corporations Act 2001;</i> <i>Corporations Regulations 2001</i>
Description of Reservation	At least two of the directors of a public company must be ordinarily resident in Australia.

Sector	Professional Services
Sub-sector	Patent attorney services
Industry classification	-
Type of reservation	National treatment
Source of Measure	Part 2 of Chapter 20 of the <i>Patents Act 1990</i> Regulation 22.10 of the <i>Patent Regulations</i>
Description of Reservation	<p>In order to register to practice in Australia, patent attorneys must:</p> <ul style="list-style-type: none"> <li>(a) be ordinarily resident in Australia;</li> <li>(b) have an address for service in Australia; and</li> <li>(c) attend a place of business in Australia.</li> </ul> <p>A person is taken to be <i>ordinarily resident</i> in Australia if:</p> <ul style="list-style-type: none"> <li>(a) the person has his or her home in Australia; or</li> <li>(b) Australia is the country of his or her permanent abode even though he or she is temporarily absent from Australia.</li> </ul> <p>However, the person is taken not to be ordinarily resident in Australia if he or she resides in Australia for a special or temporary purpose only.</p>

Sector	Professional Services
Sub-sector	Migration advice services
Industry classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Migration Act 1958</i>
Description of Reservation	To practise as a migration agent in Australia a person must be an Australian citizen or permanent resident or a citizen of New Zealand with a special category visa.

Sector	Professional Services
Sub-sector	Accounting, auditing and book-keeping services
Industry classification	CPC 862
Type of Reservation	Market Access National Treatment
Source of Measure	-
Description of Reservation	<p>Only natural persons may be registered as auditors and liquidators.</p> <p>At least one equity partner in a firm providing accounting, auditing and book-keeping services must be a permanent resident.</p>

Sector	Fishing
Sub-sector	
Industry classification	
Type of Reservation	National Treatment
Source of Measure	<i>Fisheries Management Act 1991</i> <i>Foreign Fishing Licenses Levy Act 1991</i>
Description of Reservation:	Foreign fishing vessels <sup>1</sup> seeking to undertake fishing activity in the Australian Fishing Zone must be authorised.  Where foreign fishing vessels are authorised to undertake such fishing activity, they may be subject to a levy <sup>2</sup> .

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<sup>1</sup> For the purposes of fisheries management, a foreign vessel is one that does not meet the definition of an Australian boat, that is, a boat based in Australia which is owned by an Australian resident or corporation.

<sup>2</sup> The levy charged will be in accordance with the Foreign Fishing Licenses Levy Act 1991 or any amendments thereto.



Sector	Professional Services
Sub-sector	Customs clearance (services supplied by customs brokers <sup>3</sup> )
Industry classification	-
Type of Reservation	National Treatment
Source of Measure	<i>Customs Act 1901</i>
Description of Reservation	To act as a customs broker in Australia, service providers must provide the service in and from Australia.

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<sup>3</sup> Customs brokers may complete customs formalities required by the relevant customs legislation on behalf of the owners of goods prior to their import into or export from Australia. Such formalities include the requirement to complete the import or export entries whereby owners notify the goods being exported or imported, the duty and other taxes payable and whether or not the appropriate permits have been obtained.

Sector	Professional Services
Sub-sector	Medical services
Industry classification	9312
Type of Reservation	National Treatment
Source of Measure	<i>Health Insurance Act 1973</i>
Description of Reservation	Doctors who have obtained their training outside Australia and registered as medical practitioners in Australia since December 1996 may only bill Medicare for patient consultations in private medical practices if they work in a “district of workforce shortage”.

Sector	Communication services
Sub-sector	Postal Services
Industry classification	7511
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Australian Postal Corporation Act 1989</i>
Description of Reservation	<p>Australia Post, a wholly-owned government entity, has the exclusive right to issue postage stamps and carry letters within Australia, whether the letters originated within or outside Australia. This includes:</p> <ul style="list-style-type: none"> <li>- the collection within Australia of letters for delivery within Australia; and</li> <li>- the delivery of letters within Australia.</li> </ul> <p>This reservation does not include:</p> <ul style="list-style-type: none"> <li>- the carriage of a letter weighing more than 250 grams;</li> <li>- the carriage of a letter within Australia for a charge or fee that is at least 4 times the rate of postage that is current at the time for the carriage within Australia of a standard postal article by ordinary post;<sup>4</sup> and</li> <li>- other exceptions to the reserved services set out in Section 30 of the <i>Australian Postal Corporation Act 1989</i>.</li> </ul>

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<sup>4</sup> As specified in accordance with the *Australian Postal Corporation Act 1989* and its subordinate legislation and regulations or any amendments thereto.

Sector	Telecommunications
Sub-sector	
Industry classification	
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Telstra Corporation Act 1991</i>
Description of Reservation	<p>Aggregate foreign equity is restricted to no more than 35 per cent of the 49.9 per cent of shares of Telstra that are non-government owned (about 17.5 per cent of total equity). Individual or associated group foreign investment is restricted to no more than 5 per cent of these non-government shares (about 2.5 per cent of total equity).</p> <p>The Chairperson and a majority of directors of Telstra must be Australian citizens and Telstra is required to maintain its head office, main base of operations and place of incorporation in Australia.</p>

Sector	Wholesale trade and retailing services
Sub-sector	Supply of therapeutic goods (medical devices, medicines, blood products) and also chemicals subject to the National Industrial Chemicals Notification and Assessment Scheme.
Industry classification	
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Therapeutic Goods Act 1989</i> <i>Industrial Chemicals (Notification and Assessment) Act 1989</i>
Description of Reservation	<p>A person<sup>5</sup> who imports, exports, manufactures or supplies a therapeutic good<sup>6</sup> in Australia must have that product included in the Australian Register of Therapeutic Goods (ARTG), unless the product is an exempt good. The person who includes a product in the ARTG must be a resident of Australia, or carrying on business in Australia.</p> <p>A person who imports or manufactures industrial chemicals<sup>7</sup> in Australia must hold the relevant permit. The person who holds a permit must be a resident of Australia, or carrying on business in Australia.</p>

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<sup>5</sup> Under the Acts Interpretation Act 1901 "person" includes a body politic or corporate as well as an individual.

<sup>6</sup> As defined in the Therapeutic Goods Act 1989 and any future amendments thereto.

<sup>7</sup> As defined in the NICNAS scheme under the Industrial Chemicals (Notification and Assessment) Act 1989 and any future amendments thereto.

Sector	Financial services
Sub-sector	Life insurance services
Industry Classification	8121
Type of reservation	Market Access National Treatment
Source of Measure	<i>Life Insurance Act 1995.</i>
Description of Reservation	Approval of non-resident life insurers is restricted to subsidiaries incorporated under Australian law.

Sector	Financial services
Sub-sector	Life insurance services
Industry Classification	8121
Type of reservation	Market Access National Treatment
Source of Measure	<i>Corporations Act 2001</i>
Description of Reservation	Registered foreign life insurance companies are required to have a local agent resident in Australia.

Sector	Financial services
Sub-sector	Non-life insurance services
Industry classification	8129
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Insurance Act 1973</i>
Description of Reservation	An authorised insurance company operating in Australia as a non-incorporated entity must appoint an Australian resident as agent of the insurer.



Sector	Financial services
Sub-sector	Non-life insurance services
Industry classification	8129
Type of reservation	Market Access National Treatment
Source of Measure	<i>Safety, Rehabilitation and Compensation Act 1988</i>
Description of Reservation	Comcare, a Commonwealth Government agency, is the monopoly provider of workers' compensation insurance for Commonwealth Government employees.

Sector	Financial services
Sub-sector	Deposit taking services
Industry Classification	811
Type of reservation	National treatment Market Access
Source of Measure	<i>Banking Act 1959</i> <i>Banking Amendment Regulations 2000 (No. 1)</i> <i>Payment Systems (Regulation) Act 1998</i>
Description of Reservation	<p>To undertake banking business in Australia an entity must be a body corporate and authorised by the Australian Prudential Regulation Authority (APRA) as an authorised deposit-taking institution (ADI).</p> <p>Foreign deposit-taking institutions (including foreign banks) may only operate a banking business in Australia through locally-incorporated deposit-taking subsidiaries or authorised branches (foreign ADIs), or through both structures.</p> <p>Foreign ADIs are subject to a condition which specifically restricts the acceptance of retail deposits. Foreign ADIs are not permitted to accept initial deposits (and other funds) from individuals and non-corporate institutions of less than \$A250,000. They can, however, accept deposits and other funds in any amount from incorporated entities, non-residents and their employees.</p> <p>A foreign deposit-taking institution that operates a representative office in Australia is not permitted to undertake any banking business, including advertising for deposits, in Australia. Such a representative office is only permitted to act as a liaison point.</p> <p>Foreign banks located overseas may only raise funds in Australia through the issue of debt securities provided those securities are offered/traded in parcels of not less than \$A500,000 and the securities and any associated information memoranda clearly state the issuing bank is not authorised under the <i>Banking Act 1959</i> in Australia.</p>

Sector	Financial services
Sub-sector	Banking
Industry Classification	-
Type of reservation	National treatment
Source of Measure	<i>Commonwealth Banks Act 1959.</i>
Description of Reservation	Liabilities of the Commonwealth Bank, previously Commonwealth Government-owned, are covered by transitional guarantee arrangements. Under the <i>Commonwealth Banks Act 1959</i> , liabilities of the Commonwealth Bank are guaranteed by the Commonwealth.

Sector	Financial services.
Sub-sector	Banking
Industry Classification	-
Type of reservation	National Treatment
Source of Measure	<i>AIDC Sale Act 1997.</i> <i>Australian Industry Development Corporation Act 1970</i>
Description of Reservation	Liabilities of the Australian Industry Development Corporation (AIDC), previously Commonwealth Government-owned, are covered by transitional guarantee arrangements. Under the AIDC Sale Act 1997, liabilities of the former AIDC are guaranteed by the Commonwealth.

Sector	Financial services
Sub sector	Financial markets
Industry classification	
Type of reservation	Market access
Source of Measure	<i>Corporations Act 2001.</i>
Description of Reservation	To obtain an Australian market licence, an applicant must be a body corporate.

Sector	Financial services
Sub-sector	Superannuation
Industry classification	
Type of reservation	Market Access National Treatment
Source of Measure	<i>Superannuation Act 1922</i> <i>Papua New Guinea (Staffing Assistance) Act 1973</i> <i>Superannuation Act 1976</i> <i>Superannuation Act 1990</i> Establishing legislation of relevant schemes including the Commonwealth Superannuation Scheme (CSS) and the Public Sector Superannuation Scheme (PSS).
Description of Reservation	The Government has a monopoly on administration of Commonwealth civilian sector superannuation schemes and the Commissioner for Superannuation (the CEO of ComSuper – a Commonwealth Government agency) has a monopoly on administration services for certain Commonwealth sector superannuation schemes.

Sector	Financial services
Sub-sector	Managed investments
Industry classification	
Type of reservation	Market access
Source of Measure	<i>Corporations Act 2001.</i>
Description of Reservation	The responsible entity of a registered managed investment scheme must be a public company that holds an Australian financial services licence authorising it to operate a managed investment scheme

Sector	Health Services
Sub-sector	
Industry classification	
Type of Reservation	National Treatment
Source of Measure	<i>Commonwealth Serum Laboratories Act 1961, Part 3</i>
Description of Reservation	The votes attached to significant foreign shareholdings are prevented from being counted in respect to the appointment, replacement or removal of more than one third of CSL's directors who hold office at a particular time. The head office and principal facilities must remain in Australia. Two-thirds of the directors of the board of CSL and the chairperson of any meeting must be Australian citizens. CSL must not seek incorporation outside of Australia.



Sector	Transport
Sub-sector	Maritime transport
Industry classification	-
Type of Reservation	National Treatment Market Access
Source of Measure	<i>Shipping Registration Act 1981</i>
Description of Reservation	For a ship to be registered in Australia it must be majority Australian owned unless the ship is designated as chartered by an Australian operator. Every Australian-owned ship (as defined in the Act) is required to be registered under the Act.

Sector	Transport services
Sub-sector	Maritime transport
Industry classification	7211, 7212
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Trade Practices Act 1974</i>
Description of Reservation	<p>Every ocean carrier that provides international liner cargo shipping services to or from Australia shall, at all times, be represented for the purposes of the Act, by a person who is an individual resident in Australia; has been appointed by the ocean carrier as the ocean carrier's agent for the purposes of the Act; and is specified in the register of ocean carrier agents as the ocean carrier's agent.</p> <p>Part X of the Trade Practices Act 1974 also allows Australian flag operators to apply to the Australian Competition and Consumer Commission to examine whether conference members and non-conference operators with substantial market power are hindering Australian flag shipping operators from engaging efficiently in the provision of outward liner cargo services to an extent which is reasonable.</p>

Sector	Transport
Sub-sector	Air Transport
Industry classification	
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Air Services Act 1995</i> <i>Air Services Regulations</i> <i>Commonwealth Authorities and Companies Act 1997 (CAC Act)</i>
Description of Reservation	Airservices Australia, a government owned commercial enterprise, is the monopoly provider of the following services: airspace management, air traffic flow information, air traffic control, traffic and flight information, navigation services, aeronautical information, and aerodrome rescue and fire fighting services.

Sector	Transport
Sub-sector	Air Transport
Industry classification	-
Type of Reservation	National Treatment Market Access
Source of Measure	<i>Air Navigation Act 1920</i> Ministerial Statement
Description of Reservation	<p>Total foreign ownership of Australian international airlines (other than Qantas) is restricted to a maximum of 49 per cent.</p> <p>Furthermore, it is required that:</p> <ul style="list-style-type: none"> <li>• at least two-thirds of the Board members must be Australian citizens;</li> <li>• the Chairperson of the Board must be an Australian citizen;</li> <li>• the airline's head office must be in Australia; and</li> <li>• the airline's operational base must be in Australia.</li> </ul>

Sector	Transport
Sub-sector	Air Transport
Industry classification	
Type of Reservation	Market Access National Treatment
Source of Measure	<i>Qantas Sale Act 1992</i>
Description of Reservation	<p>Total foreign ownership of Qantas Airways Ltd is restricted to a maximum of 49 per cent in aggregate, with individual holdings limited to 25 per cent and aggregate holdings by foreign airlines to 35 per cent. In addition:</p> <ul style="list-style-type: none"> <li>• the head office of Qantas must always be located in Australia;</li> <li>• the majority of Qantas' operational facilities must be located in Australia;</li> <li>• at all times, at least two thirds of the directors of Qantas must be Australian citizens;</li> <li>• at a meeting of the board of directors of Qantas, the director presiding at the meeting (however described) must be an Australian citizen; and</li> <li>• Qantas is prohibited from taking any action to become incorporated outside Australia.</li> </ul>

## **ANNEX 4-I(B)**

### **SINGAPORE'S RESERVATIONS TO CHAPTER 7 (TRADE IN SERVICES) AND CHAPTER 8 (INVESTMENT)**

Sector	All
Sub-Sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Insurance Act, Cap. 142, MAS Notice 149 Banking Act, Cap. 19, MAS Notice 757 Finance Companies Act, Cap. 108, MAS Notice 816 Monetary Authority of Singapore Act, Cap. 186, MAS Notice 1105 Securities and Futures Act 2001, Act 42 of 2001, MAS Notice 1201
Description of Reservation	<p>Financial institutions extending Singapore dollar (S\$) credit facilities exceeding S\$5 million per entity to non-resident financial entities or arranging S\$ equity or bond issues for non-residents, shall ensure that where the S\$ proceeds are to be used outside Singapore, they are swapped or converted into foreign currency upon draw-down or before remittance abroad.</p> <p>Financial institutions shall not extend S\$ credit facilities to non-resident financial entities if there is reason to believe that the S\$ proceeds may be used for S\$ currency speculation.</p>

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	<p>The aggregate of foreign shareholdings in PSA Corporation and/or its successor body shall be subject to a 49% limit.</p> <p>The “aggregate of foreign shareholdings” is defined as the total number of shares owned by:</p> <p>(i) any individual who is not a Singapore citizen;  (ii) any corporation which is not more than 50% owned by Singapore citizens or by the Singapore Government; and/or  (iii) any other enterprise which is not owned or controlled by the Singapore Government.</p>



Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	<p>All individual investors, apart from the Singapore government, shall be subject to the following equity ownership limits in the enterprises, and/or its successor bodies, as listed below:</p> <p>Singapore Technologies Engineering - 15%</p> <p>PSA Corporation – 5%,</p> <p>Singapore Airlines – 5%</p> <p>Singapore Power, Power Grid, Power Supply, Power Gas – 10%</p> <p>For the purposes of this reservation, ownership of equity by an investor in these enterprises and/or its successor bodies includes both direct and indirect ownership of equity.</p>

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Business Registration Act, Cap. 32, 2001 Revised Edition Companies Act, Cap. 50, 1994 Revised Edition
Description of Reservation	<p>Only a service supplier who is a Singapore citizen, Singapore permanent resident or Singapore Employment Pass holder shall be allowed to register a business without appointing a local manager.</p> <p>A local manager shall be a Singapore citizen, Singapore permanent resident or Singapore Employment Pass holder.</p> <p>All locally incorporated companies shall comply with the following requirements:</p> <p>(i) at least 1 director of the company shall be resident in Singapore. (ii) all branches of foreign companies registered in Singapore shall have at least 2 agents resident in Singapore.</p> <p>To be resident in Singapore, a person shall be either a Singapore citizen or Singapore permanent resident or Singapore Employment Pass holder.</p>

Sector	Business Services
Sub-Sector	Architectural Services  Architectural services includes selling or supplying for gain or reward any architectural plan, drawing, tracing or the like for use in the construction, enlargement or alteration of any building or part thereof. It includes the certification and inspection of buildings for compliance with fire safety regulations.
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Architects Act, Cap.12, 2000 Revised Edition
Description of Reservation	<p>All corporations and partnerships (including those which are providing architectural services as part of a multi-disciplinary corporation or practice) providing architectural services shall obtain a licence from the Board of Architects (BOA) and/or its successor body. To qualify for the licence, the corporation or partnership shall:</p> <p>(i) be under the control and management of a director or partner who is a Singapore-registered architect; where a multi-disciplinary corporation or partnership is concerned, the business of the corporation or partnership relating to architectural services shall be under the control and management of a director or partner who is a Singapore-registered architect; and</p> <p>(ii) where limited corporations are concerned, the Chairman and at least two thirds of the directors of a corporation shall be Singapore-registered architects or allied professionals; where unlimited corporations are concerned, the directors or members shall be registered professional engineers or allied professionals; where partnerships are concerned, the beneficial interest in the capital assets and profits of the partnership shall be held by Singapore-registered architects or allied professionals.</p> <p>Allied professionals are Singapore-registered land surveyors and engineers.</p>

Sector	Business Services
Sub-Sector	Financial Auditing services
Industry Classification	CPC 86211 Financial auditing services
Type of Reservation	Market Access National Treatment
Source of Measure	Accountants Act, Cap. 2, 2001 Revised Edition
Description of Reservation	<p>Only service suppliers who are registered with the Institute of Certified Public Accountants of Singapore (ICPAS) and the Public Accountants Board (PAB) and/or their successor bodies and resident in Singapore shall be appointed as an approved company auditor.</p> <p>At least one of the partners of the firm shall be effectively resident in Singapore.</p>

Sector	Business Services
Sub-Sector	Other tax-related services
Industry Classification	CPC 86309 Other tax-related services
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	Public accountants shall be effectively resident in Singapore or at least one of the partners of the firm shall be effectively resident in Singapore. Only public accountants registered with the Public Accountants Board (PAB) and/or its successor body shall practise as tax consultants for local tax laws.

Sector	Business services
Sub-Sector	Collection agency services
Industry Classification	CPC 87902 Collection agency services
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	Only service suppliers designated by the relevant government bodies and which have local presence shall be allowed to supply collection agency services.

Sector	Business services
Sub-Sector	Non-financial intangible assets
Industry Classification	CPC 892 Non-financial intangible assets
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	Only service suppliers with local presence shall be allowed to set up and register royalty collection management entities.

Sector	Business Services
Sub-Sector	Land Surveying Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Land Surveyors Act, Cap. 156, 1992 Revised Edition
Description of Reservation	<p>Only service suppliers who are registered with the Land Surveyors Board (LSB) and/or its successor body, resident in Singapore and have had practical experience in surveying in Singapore shall be allowed to provide land surveying services.</p> <p>All corporations and partnerships (including those which are providing land surveying services as part of a multi-disciplinary corporation or practice) providing land surveying services shall obtain a licence from the LSB. To qualify for the licence, the corporation or partnership shall:</p> <p>(i) be under the control and management of a director or partner who is a Singapore-registered surveyor resident in Singapore; where a multi-disciplinary corporation or partnership is concerned, the business of the corporation or partnership relating to land surveying services shall be under the control and management of a director or partner who is a Singapore-registered surveyor resident in Singapore;</p> <p>(ii) where limited corporations are concerned, all its directors shall be Singapore-registered surveyors or allied professionals and not less than two-thirds of each class of shares shall be beneficially owned by and registered in the names of registered surveyors and/or allied professionals; where unlimited corporations are concerned, the directors or members shall be registered professional engineers or allied professionals; where partnerships are concerned, only Singapore-registered surveyors and allied professionals shall have a beneficial interest in the capital assets and profits of the partnership.</p> <p>For limited, unlimited and multi-disciplinary corporations, the director who has control and management shall be the registered owner of at least one share of the corporation and shall also have a valid practising certificate.</p>



	Allied professionals are Singapore-registered engineers and architects.
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Sector	Business services
Sub-Sector	Leasing or rental services concerning private cars, goods transport vehicles and other land transport equipment without operator
Industry Classification	CPC 83101, 83102, 83105 Leasing or rental services concerning private cars, goods transport vehicles and other land transport equipment without operator
Type of Reservation	Market Access National Treatment
Source of Measure	Road Traffic Act, Cap. 276, 1994 Edition
Description of Reservation	The cross-border rental of private cars, goods transport vehicles and other land transport equipment without operator by Singapore residents with the intent to use the vehicles in Singapore is prohibited.

Sector	Business services
Sub-Sector	Mailing List compilation and mailing services
Industry Classification	CPC 87906 Mailing list compilation and mailing services
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	Commitments in mailing list compilation and mailing services shall be subject to the reservations in the postal service sector.

Sector	Business Services
Sub-Sector	Patent Agent Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Patents Act, Cap. 221, 1995 Revised Edition
Description of Reservation	<p>Only service suppliers registered with the Intellectual Property Office of Singapore (IPOS) and/or its successor body and resident in Singapore shall be allowed to carry on a business, practise or act as a patent agent in Singapore.</p> <p>Only service suppliers which have at least one Singapore-registered patent agent resident in Singapore either as a director or partner, shall be allowed to carry on a business, practise or act as a patent agent in Singapore.</p>

Sector	Business services
Sub-Sector	Placement and supply services of personnel
Industry Classification	CPC 87204 Supply services of domestic help personnel
Type of Reservation	Market Access National Treatment
Source of Measure	Employment Agencies Act, Cap. 92
Description of Reservation	<p>Only service suppliers with local presence shall be allowed to set up employment agencies and place foreign workers in Singapore.</p> <p>These agencies are not the direct employer of foreign workers in Singapore. They serve as intermediaries to help source and supply foreign workers to employers of these workers. Thus, this reservation shall be read with the Annex 4-II(B) reservation relating to the supply of a service by a natural person.</p>

Sector	Business Services
Sub-Sector	Professional Engineering services  Professional engineering services includes any professional service, consultation, investigation, evaluation, planning, design or responsible supervision of construction or operation in connection with any public or privately owned public utilities, buildings, machines, equipment, processes, works or projects wherein the public interest and welfare, or the safeguarding of life, public health or property is concerned or involved, and that requires the application of engineering principles and data.
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Professional Engineers Act, Cap. 253, 1992 Revised Edition
Description of Reservation	<p>The implementation in Singapore of engineering works which require approval by the authorities shall be carried out by a professional engineer physically present in Singapore for the duration when the project is being implemented.</p> <p>All corporations and partnerships (including those which are providing professional engineering services as part of a multi-disciplinary corporation or practice) providing professional engineering services shall obtain a licence from Professional Engineers Board and/or its successor body. To qualify for the licence, the corporation or partnership shall:</p> <p>(i) be under the control and management of a director or partner who is a Singapore-registered professional engineer and who has a valid practising certificate; where a multi-disciplinary corporation or partnership is concerned, the business of the corporation or partnership relating to professional engineering services shall be under the control and management of a director or partner who is a Singapore-registered professional engineer and who has a valid practising certificate; and</p> <p>(ii) where limited corporations are concerned, the Chairman and at least two thirds of the directors shall be Singapore-registered professional engineers or allied professionals; where unlimited corporations are concerned, the directors or members shall be registered professional engineers or allied professionals; where partnerships are concerned, the</p>

	<p>beneficial interest in the capital assets and profits of the partnerships shall be held by Singapore-registered professional engineers or allied professionals.</p> <p>Allied professionals are Singapore-registered land surveyors and architects.</p>
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Sector	Business Services
Sub-Sector	Real Estate Services
Industry Classification	CPC 82202 Non-residential property management services on a fee or contract basis
Type of Reservation	Market Access National Treatment
Source of Measure	Sentosa Development Corporation Revised Edition 1998 (30 <sup>th</sup> May 1998)
Description of Reservation	Only the Sentosa Development Corporation and/or its successor body shall be allowed to develop and manage the resort island of Sentosa and its waterways and the Southern Islands of Singapore.



Sector	Business Services
Sub-Sector	Technical testing and analysis services
Industry Classification	CPC 86769 Other technical testing and analysis services
Type of Reservation	Market Access National Treatment
Source of Measure	Agri-Food and Veterinary Authority Act, Cap. 5, 2001 Revised Edition Animals and Birds Act, Cap. 7, 1985 Revised Edition Control of Plants Act, Cap. 57A, 2000 Revised Edition
Description of Reservation	<p>Only service suppliers with local presence shall be allowed to provide testing, analytical and certification services on animals, plants, and products derived from animals and plants which are physically present in Singapore, including but not limited to, where such items are intended for import, export and import for the purposes of re-export.</p> <p>Singapore reserves the right and flexibility to modify and/or increase the items as defined and/or listed in the Animals and Birds Act and the Control of Plants Act.</p>

Sector	Business services
Sub-Sector	Testing and analysis services of automobiles
Industry Classification	CPC 86763 Testing and analysis services of automobiles
Type of Reservation	Market Access National Treatment
Source of Measure	Road Traffic Act, Cap. 276, 1994 Edition
Description of Reservation	Only service suppliers with local presence shall be allowed to supply testing and analysis services of automobiles.

Sector	Business services
Sub-Sector	Private Investigation Services Unarmed Guard Services
Industry Classification	CPC 87301 Investigation Services CPC 87302 Security Consultation Services CPC 87305 Guard Services (only applies to unarmed security guard services)
Type of Reservation	Market Access National Treatment
Source of Measure	Private Investigation and Security Agencies Act, Cap. 249, 1985 Revised Edition
Description of Reservation	<p>Foreigners are permitted to set up legal persons to provide unarmed guards for hire but must register a company with local participation. At least two of the directors must be a Singapore citizen or Singapore permanent resident.</p> <p>Foreigners shall not be allowed to work as guards, but can be involved in the administration of the company.</p> <p>The foreign directors shall produce a certificate of no criminal conviction from their country of origin or a statutory declaration before a local commissioner of oaths.</p> <p>All service suppliers providing unarmed guard services shall be precluded from escorting cash-in transit operations of S\$250,000 and above.</p> <p>Private investigators do not have police powers of seizure, search or arrest.</p>

Sector	Business - Professional Services (Legal Services)
Sub-Sector	Supply of legal services in Australian law, international law and/or third country law by Australian law firms and Australian lawyers (but excluding activities of representatives offices of Australian law firms and Australian lawyers; and the supply of legal services in Australian law, international law and third country law by Australian law firms and Australian lawyers engaged in joint law ventures, formal law alliances or any other informal or strategic alliances or any newly-created entities with Singapore law firms as defined and provided under Singapore law)
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>(1) Australian law firms shall apply for registration as foreign law firms (as defined under Singapore law) for their practice of Australian law, international law and/or third country law with offices in Singapore, and upon registration, they can employ :</p> <ul style="list-style-type: none"> <li>(i) qualified foreign lawyers (as defined under Singapore law) of any nationality to practise Australian law, international law and/or third country law;</li> <li>(ii) Singapore lawyers (as defined under Singapore law) to practise only Australian law, international law and/or third country law but not Singapore law; and</li> <li>(iii) non-legally trained local staff in their Singapore offices.</li> </ul> <p>(2) Australian lawyers shall apply for registration as foreign lawyers for their practice of Australian law, international law and/or third country law with physical presence in Singapore in order to work in foreign law firms (either from Australia or any other jurisdiction) in Singapore.</p> <p>(3) Australian lawyers who are registered as foreign lawyers for practice of Australian law, international law and/or third country law with local presence in Singapore and are working in foreign law firms (either from Australia or any other jurisdiction) in Singapore shall be allowed to prepare and appear in international commercial arbitration in Singapore; except that, where the applicable law in the case of any arbitration proceedings is the law of Singapore, the Australian lawyer concerned shall appear in the proceedings jointly with a Singapore advocate and solicitor who has in force a practising certificate or with</p>

	a legal officer of the Singapore Legal Service as defined under Singapore law.
Source of Measure	(1) Legal Profession Act, Cap. 161 (2001 Revised Edition) (2) Legal Profession (International Services) Rules (2002 Revised Edition) (3) Notice to Foreign Law Firms and Foreign Lawyers dated 5 May 2000

Sector	Communication Services
Sub-Sector	Production, distribution and public display of sound recordings
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	Commitments in production, distribution and public display of sound recordings shall not include all the broadcasting and audiovisual services and materials that are broadcasting-related. Examples of services that are not included are: free-to-air broadcasting, cable and pay television, direct broadcasting by satellite and teletext.

Sector	Education Services
Sub-Sector	Higher Education Services in relation to the training of doctors
Industry Classification	CPC 92390 Other Higher Education Services  (Only applies to Higher Education Services in relation to the training of doctors)
Type of reservation	Market Access National Treatment
Source of Measures	Administrative
Description of Reservation	Only local tertiary institutions shall be allowed to operate undergraduate or graduate programmes for the training of doctors.  Local tertiary institutions are tertiary institutions which are established pursuant to an Act of Parliament.

Sector	Financial Services
Sub-Sector	Banking
Industry Classification	CPC 811 Financial Intermediation Services, except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Source of Measure	Banking Act, Cap. 19 MAS Notice 619 Guidelines for Operation of Wholesale Banks, Guidelines for Operation of Offshore Banks
Description of Reservation	<p>Foreign banks may only establish as Singapore branch offices of a corporation or Singapore-incorporated companies.</p> <p><u>Wholesale Banks</u></p> <p>Wholesale banks are not permitted to:</p> <ol style="list-style-type: none"> <li>a) accept Singapore dollar fixed deposits of less than S\$250,000;</li> <li>b) offer savings accounts;</li> <li>c) operate interest-bearing Singapore dollar current accounts for natural persons who are Singapore residents;</li> <li>d) issue Singapore dollar bonds and negotiable certificates of deposit, unless the requirements pertaining to minimum maturity period, minimum denomination or class of investors contained in the Guidelines for Operation of Wholesale Banks issued by the Monetary Authority of Singapore and/or its successor body are complied with.</li> </ol> <p>Only a maximum of 20 new Wholesale Bank licenses will be granted by the Monetary Authority of Singapore and/or its successor body between 30 June 2001 and 30 June 2003.</p> <p><u>Offshore banks</u></p> <p>Offshore banks are not permitted to:</p> <ol style="list-style-type: none"> <li>a) provide credit facilities to non-bank residents of Singapore in Singapore dollars exceeding a total of S\$500 million at any one time;</li> <li>b) offer savings account;</li> <li>c) accept any fixed or other interest-bearing deposits in Singapore</li> </ol>



	<p>dollars from non-bank residents of Singapore;</p> <ul style="list-style-type: none"><li>d) operate current accounts for non-bank residents unless the accounts are offered:<ul style="list-style-type: none"><li>i. in connection with credit facilities granted to, or other business dealings with the customer; or</li><li>ii. to customers of the bank's head office;</li></ul></li><li>e) operate interest-bearing Singapore dollar current accounts for natural persons who are Singapore residents;</li><li>f) accept Singapore dollar fixed deposits of less than S\$250,000 from non-bank non-residents;</li><li>g) issue Singapore dollar bonds and negotiable certificates of deposit, unless the requirements pertaining to minimum maturity period, minimum denomination or class of investors contained in the Guidelines for Operation of Offshore Banks issued by the Monetary Authority of Singapore and/or its successor body are complied with.</li></ul>
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Sector	Financial Services
Sub-Sector	Banking
Industrial Classification	CPC 811 Financial Intermediation Services, except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Source of Measure	Finance Companies Act, Cap. 108
Description of Reservation	<p>No new finance company licenses will be granted.</p> <p>Finance companies may only establish as Singapore-incorporated companies.</p> <p>Finance companies are not permitted to establish off-premise ATMs, ATM networking or allow their accounts to be debited through an Electronic Funds Transfer at Point of Sale (EFTPOS).</p>

Sector	Financial Services
Sub-Sector	Banking
Industrial Classification	CPC 8111 Services of Monetary Intermediaries
Type of Reservation	Market Access
Source of Measure	Banking Act, Cap. 19 Monetary Authority of Singapore Act, Cap. 186 Guidelines for Operation of "Merchant" Banks
Description of Reservation	Merchant banks may only establish as Singapore branch offices of a corporation or Singapore-incorporated companies.  No merchant bank may establish more than one office (excluding back-office operations).

Sector	Financial Services
Sub-Sector	Banking
Industry Classification	CPC 811 Financial Intermediation Services, except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Source of Measure	Banking Act, Cap. 19 Monetary Authority of Singapore Act, Cap. 186 MAS Notice No. 622
Description of Reservation	<p>No foreign shareholder shall, acting alone or in concert with other shareholders, assume control of any Singapore-incorporated bank or a company belonging to a class of financial institutions approved as financial holding companies under section 28 of the Monetary Authority of Singapore Act (“referred to as financial holding company”).</p> <p>A majority of the directors of a bank incorporated in Singapore must be either Singapore citizens or Singapore permanent residents.</p> <p>Approval from the Minister is required before a person, either alone or together with associated persons, is allowed to acquire 5%, 12% or 20% shareholdings in a Singapore-incorporated bank or a financial holding company, and before a Singapore-incorporated bank or a financial holding company is merged or taken over by any other body.</p> <p>In approving applications to exceed the threshold limits, the Minister may impose conditions that are considered necessary to prevent undue control, protect public interests, and ensure the integrity of the financial system.</p> <p>A foreign shareholder is a person that is:</p> <p>(a) in the case of a natural person, not a citizen of Singapore; and</p> <p>(b) in the case of a corporation, not controlled by citizens of Singapore.</p>

Sector	Financial Services
Sub-Sector	Settlement and clearing services for financial assets
Industry Classification	CPC 813 Services auxiliary to financial intermediation other than to insurance and pension funding
Type of Reservation	Market Access National Treatment
Source of Measure	Banking Act, Cap. 19
Description of Reservation	Only a clearing house established under the Banking Act may provide clearing services for cheques and other credit instruments which are drawn on a bank in Singapore (whether payable in Singapore dollars or other currency), and services for interbank GIRO transfers.

Sector	Financial Services
Sub-Sector	-
Industry Classification	CPC 8131 Services related to the administrative of financial markets CPC 8132 Services related to securities markets
Type of Reservation	Market Access National Treatment
Source of Measure	Securities and Futures Act 2001, Act 42 of 2001
Description of Reservation	The establishment or operation of securities and futures markets as exchanges, exempt exchanges or recognized trading system providers, is subject to the authorization, including the imposition of conditions for authorization, by the Monetary Authority of Singapore and/or its successor body.

Sector	Financial Services
Sub-Sector	Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise; participation in all kinds of securities, including underwriting and placement as agent and provision of service related to such issues
Industry Classification	CPC 8132 Services related to securities markets
Type of Reservation	Market Access
Source of Measure	Banking Act, Cap. 19
Description of Reservation	Banks and merchant banks are required to establish separate subsidiaries to trade financial futures for customers.

Sector	Financial Services
Sub-Sector	Asset management
Industry Classification	CPC 8132 Services related to securities market
Type of Reservation	Market Access National Treatment
Source of Measure	Admission Criteria, Guidelines and Application Forms for Fund Management and Insurance Companies included under CPFIS
Description of Reservation	<p>In considering the admission of Fund Management Companies (FMCs) under the Central Provident Fund Investment Scheme (CPFIS), the Central Provident Fund Board and/or its successor body takes into consideration the following factors:</p> <ul style="list-style-type: none"> <li>(a) whether the FMC has a minimum one-year track record as a capital markets services license holder under the Securities and Futures Act 2001 (or its equivalent under the Securities Industry Act) in the fund management industry in Singapore while the group as a whole has a minimum of 3 years track record in fund management;</li> <li>(b) whether the FMC manages at least S\$500 million worth of funds in Singapore;</li> <li>(c) whether the FMC has a minimum of 3 fund managers, two of whom must have at least 5 years of fund management experience;</li> <li>(d) whether the FMC is able to show evidence of its commitment to grow in its Singapore operations;</li> <li>(e) whether the FMC demonstrates a commitment to contribute to the future development of the fund management industry in Singapore, such as the transfer of fund management and other related skills to personnel employed locally and in investor education.</li> </ul>



Sector	Financial Services
Sub-Sector	Participation in all kinds of securities, including underwriting and placement as agent and provision of service related to such issues
Industry Classification	CPC 8132 Services related to securities markets
Type of Reservation	Market Access National Treatment
Source of Measure	Banking Act, Cap. 19
Description of Reservation	Banks' and merchant banks' membership on any securities exchange or futures exchange established in Singapore must be held through subsidiaries.

Sector	Financial Services
Sub-Sector	Asset management, such as cash or portfolio management, all forms of collective investment management, pension fund management, custodial, depository and trust services
Industry Classification	CPC 9119 Other financial intermediation services, other than insurance and pension fund services CPC 8131 Services related to the administration of financial markets] CPC 8132 Services related to securities markets
Type of Reservation	Market Access National Treatment
Source of Measure	Companies Act, Cap. 50
Description of Reservation	Only the Central Depository Pte Ltd and/or its successor body is authorised to provide custodial services for book-entry securities.

Sector	Financial Services
Sub-Sector	Securities
Industry classification	CPC 8132 Services related to securities markets
Type of Reservation	Market Access National Treatment
Source of Measure	Securities and Futures Act 2001, Act 42 of 2001
Description of Reservation	Holders of a capital markets services licence may only establish as Singapore-incorporated companies or Singapore branch offices of a corporation.

Sector	Financial Services
Sub-Sector	Payment and non-money transmission services
Industry Classification	CPC 811 Financial Intermediation Services, except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Source of Measure	Money-Changing and Remittance Businesses Act, Cap. 187
Description of Reservation	Remittance shops and money-changing businesses, except where the remittance or money-changing business is conducted by banks, merchant banks and finance companies, must be majority-owned by Singapore citizens (i.e. ownership of more than 50% shareholding).

Sector	Financial Services
Sub-Sector	Insurance
Industry Classification	CPC 812 Insurance (including reinsurance) and pension fund services except compulsory social security services
Type of Reservation	Market Access National Treatment
Source of Measure	Admission Criteria, Guidelines and Application Forms for Fund Management and Insurance Companies included under CPFIS
Description of Reservation	<p>In considering the admission of insurers under the Central Provident Fund Investment Scheme (CPFIS), the Board takes into consideration the following factors:</p> <p>a) whether the insurer is registered under the Insurance Act to carry on life insurance business;</p> <p>b) whether the insurer has a minimum one-year track record as a registered insurer in Singapore;</p> <p>c) whether the insurer employs a minimum of three fund management staff, two of whom have at least five years of fund management experience. The third may only have two years of fund management experience if he or she:</p> <ul style="list-style-type: none"> <li>i) is a fully qualified Chartered Financial Analyst (CFA), or</li> <li>ii) is an Associate of the Society of Actuaries, or</li> <li>iii) holds a Certificate in Finance and Investments from the Institute of Actuaries, or</li> <li>iv) holds an equivalent qualification from any of the professional actuarial bodies recognised in Singapore;</li> </ul> <p>d) whether the insurer and its related group of companies have a sound financial position;</p> <p>e) whether the insurer and its related group of companies have a good regulatory compliance record in Singapore and in other countries where they operate;</p> <p>f) whether the insurer is able to show evidence of its commitment to grow its Singapore operations in areas such as:</p>

	<ul style="list-style-type: none"><li>i) the amount of funds managed;</li><li>ii) range of products offered.</li></ul> <p>g) whether the insurer demonstrates a commitment to contribute to the future development of the insurance industry in Singapore eg. in the transfer of insurance, fund management and other related skills to personnel employed locally and in investor education.</p> <p>Note: The above listed is the basic criteria for insurers to be included under CPFIS. The Board, in consultation with MAS, may consider an applicant for admission, on case by case basis, if the applicant does not meet a specific criterion but has other strengths.</p> <p>Insurers that pass the qualifying criteria stated above will be allowed to offer new investment-linked insurance products (ILPs) and manage ILP sub-funds.</p>
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Sector	Financial Services
Sub-Sector	Insurance
Industry Classification	CPC 81 Services auxiliary to insurance
Type of Reservation	Market Access National Treatment
Source of Measure	Insurance Act, Cap. 142
Description of Reservation	All insurance (including reinsurance) brokers must be established as Singapore-incorporated companies.

Sector	Financial Services
Sub-Sector	Insurance
Industry Classification	CPC 812 Insurance (including reinsurance) and pension fund services except compulsory social security services
Type of Reservation	Market Access National Treatment
Source of Measure	Insurance Act, Cap. 142
Description of Reservation	<p>Direct life insurers may only establish as Singapore-incorporated companies. Reinsurers and non-life direct insurers may only establish as Singapore-incorporated companies or Singapore branch offices of a corporation.</p> <p>Captive insurers may only establish as Singapore-incorporated companies.</p>



Sector	Financial Services
Sub-Sector	Insurance
Industry Classification	CPC 812 Insurance (including reinsurance) and pension fund services except compulsory social security services
Type of Reservation	Market Access National Treatment
Source of Measure	Motor Vehicles (Third Party Risks and Compensation) Act, Cap. 189 Workmen's Compensation Act, Cap. 354
Description of Reservation	Compulsory insurance of Motor Third Party Liability and Workmen's Compensation can only be purchased directly or through an intermediary from registered insurers in Singapore.

Sector	Health and Social Services
Sub-Sector	Contact Lens Practitioners
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Contact Lens Practitioner Act, Cap. 53A, 1996 Revised Edition
Description of Reservation	Only service suppliers who are resident in Singapore shall be allowed to be Contact Lens Practitioners.

Sector	Health and Social Services
Sub-Sector	Deliveries and related services, nursing services, physiotherapeutic and para-medical services (only for nursing and midwifery services)
Industry Classification	CPC 93191 Deliveries and related services, nursing services, physiotherapeutic and para-medical services (Only applies to nursing and midwifery services)
Type of Reservation	Market Access National Treatment
Source of Measure	Nurses and Midwives Act, Cap. 209, 2000 Revised Edition
Description of Reservation	Only service suppliers who are registered with the Singapore Nursing Board and/or its successor body and resident in Singapore shall be allowed to supply nursing and midwifery services.

Sector	Health and Social Services
Sub-Sector	Medical Services
Industry Classification	CPC 9312 Medical Services
Type of Reservation	Market Access National Treatment
Source of Measure	Medical Registration Act, Cap. 174, 1998 Revised Edition
Description of Reservation	<p>Only service suppliers who are registered with the Singapore Medical Council and/or its successor body and resident in Singapore shall be allowed to supply medical services.</p> <p>This reservation shall be read in conjunction with the Annex 4-II(B) reservation on the limit on the number of doctors who can practise in Singapore.</p>

Sector	Health and Social Services
Sub-Sector	Pharmacy Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Pharmacists Registration Act, Cap. 230, 1985 Revised Edition  Medicines Act, 1985 Revised Edition
Description of Reservation	<p>Only service suppliers who are registered with the Singapore Pharmacy Board and/or its successor body and resident in Singapore shall be allowed to supply pharmacy services.</p> <p>This reservation shall be read in conjunction with the Annex 4-II(B) reservation relating to the limit on the number of pharmacists who can practise in Singapore.</p> <p>Only Singapore-registered pharmacists (apart from medical professionals) shall be able to do the following: prepare, dispense, assemble or sell medicinal products as defined under the Medicines Act.</p> <p>Singapore reserves the right and flexibility to modify and/or increase the list of products as defined and/or listed in the Medicines Act.</p>

Sector	Import, export and trading services
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Regulation of Imports and Exports Act, Cap. 272 A, 1996 Revised Edition
Description of Reservation	Only services suppliers with local presence shall be allowed to apply for import/export permits, certificates of origin or other trade documents from the relevant authorities.

Sector	Post and Telecommunications Services
Sub-Sector	Postal Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Postal Services Act, Cap. 237A
Description of Reservation	<p>(i) Only Singapore Post Pte Ltd is allowed to convey letters and postcards and perform all incidental services of receiving, collecting, sending, dispatching and delivering of letters and postcards.</p> <p>A letter is defined as any written or printed communication in the nature of current and personal correspondence. Current correspondence refers to daily correspondence between individuals and organisations, while personal correspondence refers to any correspondence that is addressed to any person, company or organisation by name or designation. A postcard means a card recognised as a postcard in accordance with the terms of the Convention regulating the affairs of the Universal Postal Union.</p> <p>(ii) Paragraph (i) of this reservation does not apply to express letter services, which is defined as a local, or an international express letter service or both. This service is administered under the Telecommunications (Class License for Postal Services) Regulations 1997.</p> <p>Local express letters must be delivered and received in the same working day and charges must be more than S\$1 per item or 3 times Singapore Post's postage for a 20 gram non-express letter, whichever is higher.</p> <p>An outgoing international express letter must be delivered faster than Singapore Post's published delivery standards for outgoing (non-express) airmail letters and must have a price which is at least 3 times higher than Singapore Post's non-express rate for a 20 gram airmail letter to the same country of destination.</p>

	<p>Incoming international express letters must be delivered within the same working day.</p> <p>(iii) Service suppliers providing express letter services must have a local presence in Singapore.</p>
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Sector	Telecommunications Services
Sub-Sector	Telecommunication Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Info-communications Development Authority of Singapore Act, Cap. 137A Telecommunications Act, Cap. 323
Description of Reservation	Facilities-based operators and service-based operators must be locally incorporated under the Companies Act, Cap. 50, 1994 Revised Edition.

Sector	Telecommunications Services
Sub-Sector	Telecommunications Services  Domain name allocation policies in Internet country code top level domains (ccTLDs) corresponding to Singapore territories (.sg)
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Info-communications Development Authority of Singapore Act, Cap. 137A  Telecommunications Act (Cap. 323)  The Internet Corporation for Assigned Names and Numbers (ICANN), which recognises the ultimate authority of sovereign Governments over ccTLDs corresponding to their territories.
Description of Reservation	Registrars for the .sg domain name must be locally incorporated under the Companies Act, Cap. 50, 1994 Revised Edition.

Sector	Power supply
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Electricity Act, Cap. 89A, 2002 Revised Edition
Description of Reservation	<p>Power producers, whether or not foreign-owned and whether located within or outside Singapore, shall only sell power through the Singapore electricity wholesale market and shall not be allowed to sell directly to consumers.</p> <p>The amount of power supplied cumulatively by power producers located outside of Singapore to Singapore's wholesale power market shall not exceed 600 MW.</p> <p>Singapore reserves the right and flexibility to revise and/or reduce the power supply threshold of 600MW.</p>

Sector	Power supply
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Electricity Act, Cap. 89A, 2002 Revised Edition
Description of Reservation	<p>Only Power Supply Ltd and/or its successor body shall be allowed to supply electricity to:</p> <p>(i) all household consumers of electricity; and</p> <p>(ii) non-household consumers of electricity whose maximum demand is below 5 MW.</p>

Sector	Power transmission and distribution
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Electricity Act, Cap. 89A, 2002 Revised Edition
Description of Reservation	<p>Only Power Grid Ltd and/or its successor body shall be the transmission licensee as defined in the Electricity Act.</p> <p>Power Grid Ltd and/or its successor body shall be the sole owner and operator of the electricity transmission and distribution network in Singapore.</p>

Sector	Private households with employed persons
Sub-Sector	Private households with employed persons
Industry Classification	CPC 980 Private households with employed persons
Type of Reservation	Market Access National Treatment
Source of Measure	Circular No: URA/PB/2001/20-PPD Technopreneur Home Office Scheme
Description of Reservation	Only service suppliers who qualify under the home office schemes shall be allowed to set up businesses in their homes. As set out in Circular No: URA/PB/2001/20-PPD, home office businesses are only allowed on limited sites which are zoned “Commercial & Residential” and “Residential with Commercial on First Storey Only”.

Sector	Tourism and Travel Related services
Sub-Sector	Beverage serving services for consumption on the premises Meal serving services in eating facilities run by the government Retail sales of foods
Industry Classification	CPC 643 Beverage serving services for consumption on the premises. CPC 642 Food serving services CPC 6310 Retail sales of food
Type of Reservation	Market Access National Treatment
Source of Measure	Environmental Public Health Act, Cap. 95, 1999 Revised Edition
Description of Reservation	Only a Singapore citizen or permanent resident can apply for a licence to operate a food establishment in places such as hawker centres, restaurants and cafes, in their personal capacity.

Sector	Trade services
Sub-Sector	Distribution and Sale of Hazardous Substances
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Environmental Pollution Control Act, Cap. 94A, 2000 Revised Edition
Description of Reservation	<p>Only service suppliers with local presence shall be allowed to distribute and sell hazardous substances as defined in the Environmental Pollution Control Act.</p> <p>Singapore reserves the right and flexibility to modify and/or increase the list of hazardous substances as defined and/or listed in the Environmental Pollution Control Act.</p>



Sector	Trade services
Sub-Sector	Distribution Services Retailing Services Wholesale Trade Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Medicines Act, Cap. 176, 1985 Revised Edition
Description of Reservation	<p>Only service suppliers who appoint a local agent shall be allowed to supply wholesale, retail and distribution services for medical and health-related products and materials as defined under the Medicines Act, intended for purposes such as treating, alleviating, preventing or diagnosing any medical condition, disease or injury, as well as any other such items that may have an impact on the health and well-being of the human body.</p> <p>Singapore reserves the right and flexibility to modify and/or increase the list of medical and health-related products and materials as defined and/or listed in the Medicines Act.</p>

Sector	Transport Services
Sub-Sector	Air Transport Services - Ground Handling Services (including but not limited to cargo handling services)
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Civil Aviation Authority of Singapore Act, Cap. 41, 1985 Revised Edition
Description of Reservation	Only Singapore Airport Terminal Services (SATS) and Changi International Airport Services (CIAS) and/or their respective successor bodies shall be allowed to provide ground handling services, including but not limited to cargo handling services at airports.

Sector	Transport Services
Sub-Sector	Air Transport Services - Passengers Transportation by Air Freight Transportation by Air
Industry Classification	CPC 731 Passenger Transportation by Air CPC 732 Freight Transportation by Air
Type of Reservation	Market Access National Treatment
Source of Measure	-
Description of Reservation	<p>Service suppliers providing air transport services (for both passenger and freight) as a Singapore designated airline shall have to comply with the “effective control” and/or “substantial ownership” requirements of Singapore’s bilateral and multilateral air services agreements.</p> <p>Compliance with the requirements of these agreements may require these service suppliers to comply with conditions on effective control and limits on the foreign ownership as stipulated in Singapore’s bilateral and multilateral air services agreements.</p>

Sector	Transport services
Sub-Sector	Maintenance and repair of transport equipment and related manufacturing activities
Industry Classification	CPC 61120 Maintenance and repair services of motor vehicles CPC 88** Maintenance and repair services of parts of motor vehicles
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	Only service suppliers with local presence shall be allowed to supply maintenance and repair services of transport equipment and related manufacturing activities.

Sector	Transport Services
Sub-Sector	Air transport services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	-
Description of Reservation	Only the Civil Aviation Authority of Singapore (CAAS) and/or its successor body shall be allowed to provide rescue and firefighting services at all civil and military airports in Singapore.

Sector	Transport Services
Sub-Sector	Maritime Transport Services Cargo Handling Services Pilotage Services Supply of Desalinated Water to Ships berthed at Singapore ports or in Singapore territorial waters
Industry Classification	CPC 741 Cargo Handling Services CPC 74520 Pilotage and Berthing Services (only applies to Pilotage Services) Supply of Desalinated Water to Ships berthed at Singapore ports or in Singapore territorial waters
Type of Reservation	Market Access National Treatment
Source of Measure	Maritime and Port Authority of Singapore Act, Cap. 170A, 1997 Revised Edition
Description of Reservation	Only PSA Corporation Ltd and Jurong Port Pte Ltd and/or their respective successor bodies shall be allowed to provide cargo handling services.  Only PSA Marine (Pte) Ltd and/or its successor body shall be allowed to provide pilotage services and supply desalinated water to ships berthed at Singapore ports or in Singapore territorial waters.

Sector	Transport Services
Sub-Sector	Maritime Transport Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Maritime and Port Authority of Singapore Act, Cap. 170A, 1997 Revised Edition
Description of Reservation	<p>Only local service suppliers shall be allowed to operate and manage cruise and ferry terminals.</p> <p>Local service suppliers are either Singapore citizens or legal persons which are more than 50% owned by Singapore citizens.</p>

Sector	Transport Services
Sub-Sector	Maritime Transport Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Merchant Shipping Act, Cap. 179, 1996 Revised Edition
Description of Reservation	<p>Only a Singapore citizen or permanent resident or Singapore legal person shall be allowed to register a ship under the Singapore flag.</p> <p>To register a ship in Singapore, the company shall have a paid-up capital of a minimum of S\$50,000 or at least 10% of the value of the first vessel registered under its ownership whichever is higher. Its holding company, if any, shall also have the same amount of paid-up capital.</p> <p>All Singapore legal persons seeking to register ships under the Singapore flag shall appoint a ship manager who is resident in Singapore.</p> <p>Vessels or ships owned by Singapore legal persons that are not majority owned by Singapore citizens or Singapore permanent residents shall be of at least 1,600 Gross Tonnage and be self-propelled before they can be registered under the Singapore flag.</p> <p>For the purposes of this reservation, a Singapore legal person is a locally incorporated company.</p>



Sector	Transport Services
Sub-Sector	Maritime Transport Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Maritime and Port Authority of Singapore Act, Cap. 170A, 1997 Revised Edition Maritime and Port Authority of Singapore (Registration and Employment of Seamen) Regulations
Description of Reservation	Only Singapore citizens and permanent residents can register as Singapore seamen as defined in the Maritime and Port Authority of Singapore Act.

Sector	Production, retail, transportation and distribution of manufactured gas and natural gas (piped gas)
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Source of Measure	Gas Act, Cap. 116A
Description of Reservation	<p>Only City Gas Ltd and/or its successor body shall be allowed to produce and retail manufactured gas.</p> <p>Only Power Gas Ltd and/or its successor body shall be allowed to transport and distribute manufactured and natural gas (piped gas).</p> <p>Power Gas Ltd and/or its successor body shall be the sole owner and operator of the gas pipeline in Singapore.</p>

Sector	Transport Services
Sub-Sector	Transportation services via pipeline
Industry Classification	Transportation of goods via pipeline of goods such as chemical and petroleum products and petroleum, and other related products
Type of Reservation	Market Access National Treatment
Source of Measure	Administrative
Description of Reservation	<p>Only service suppliers with local presence shall be allowed to provide transportation services via pipeline of goods such as chemical and petroleum products and petroleum, and other related products.</p> <p>Singapore reserves the right and flexibility to modify and/or increase the list of the chemical and petroleum products, and other related products that are subject to this reservation.</p>

## **ANNEX 4-II: RESERVATIONS TO CHAPTER 7 (TRADE IN SERVICES) AND CHAPTER 8 (INVESTMENT)**

### **Notes:**

1. Where appropriate, reservations are referenced to the Provisional Central Product Classification (CPC) as set out in Statistical Office of the United Nations Statistical Papers, Series M, No. 77, Provisional Central Product Classification, 1991 (UN CPC code).
2. This annex sets out the reservations taken by each Party for sectors, subsectors or activities for which it may maintain existing or adopt new measures that do not conform with obligations imposed by Articles 3 (Market Access) and 4 (National Treatment) in Chapter 7 (Trade in Services) and Article 3 (National Treatment) in Chapter 8 (Investment).
3. The sectors, subsectors or activities to which a reservation applies shall be stated in the Description of Reservation element. In the interpretation of a reservation, all elements of the reservation shall be considered in their totality.
4. A National Treatment reservation includes a reservation in respect of National Treatment under Chapter 7 (Trade in Services) and Chapter 8 (Investment) unless the context or circumstances require otherwise.
5. The reservations and commitments relating to trade in services shall be read together with the relevant guidelines, stated in GATT documents MTN.GNS/W/164 dated 3 September 1993 and MTN.GNS/W/164 Add.1 dated 30 November 1993.

Each reservation sets out the following elements:

- (a) **Sector** refers to the general sector in which the reservation is taken;
- (b) **Sub-Sector** refers to the specific sector in which the reservation is taken;
- (c) **Industry Classification** refers, where applicable, to the activity covered by the reservation according to the UN CPC code or domestic industry classification codes;
- (d) **Type of Reservation** specifies the obligation (National Treatment, Market Access) for which a reservation is taken;
- (e) **Description of Reservation** sets out the scope of the sector, sub-sector or activities to which the reservation applies; and
- (f) **Existing Measures** identifies, for transparency purposes only, existing laws, regulations, rules, procedures, decisions, administrative actions or any other forms in relation to the non-conforming measures that apply to the sector, sub-sector or activities covered by the reservation. The measures stipulated therein are not exhaustive.

## **ANNEX 4-II(A)**

### **AUSTRALIA'S RESERVATIONS TO CHAPTER 7 (TRADE IN SERVICES) AND CHAPTER 8 (INVESTMENT)**

Sector	All
Sub sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to the supply of a service by the presence of natural persons, or other movement of natural persons, including immigration, entry or temporary stay, subject to the provisions of the Chapter 11 (Movement of Business Persons).
Existing Measures	-

Sector	All
Sub sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Australia reserves the right to adopt or maintain any measure according preferences to any indigenous person or organisation or providing for the favourable treatment of any indigenous person or organisation in relation to acquisition, establishment or operation of any commercial or industrial undertaking in the service sector.</p> <p>Australia reserves the right to adopt or maintain any measure with respect to investment that accords preferences to any indigenous person or organisation or providing for the favourable treatment of any indigenous person or organisation.</p> <p>For the purpose of this reservation, an indigenous person means a person of the Aboriginal race of Australia or a descendent of an indigenous inhabitant of the Torres Strait Islands.</p>
Existing Measures	Legislation and ministerial statements at all levels of government including Australia's foreign investment policy, which encompasses the <i>Foreign Acquisitions and Takeovers Act 1975</i> and the <i>Native Title Act</i> .

Sector	All
Sub sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to proposals by ‘foreign interests’ to invest in Australian urban land (including interests that arise via leases, financing and profit sharing arrangements and the acquisition of interests in urban land corporations and trusts).
Existing Measures	<p>Australia’s foreign investment policy, which comprises the:</p> <ul style="list-style-type: none"> <li>• <i>Foreign Acquisitions and Takeovers Act 1975 (FATA)</i>;</li> <li>• Foreign Acquisitions and Takeovers Regulations; and Ministerial statements.</li> </ul> <p>Prior Government approval is required where they involve the following acquisition of urban lands:</p> <ul style="list-style-type: none"> <li>• acquisition of developed non-residential commercial real estate, where the property is subject to heritage listing, valued at \$A5 million or more;</li> <li>• acquisition of developed non-residential commercial real estate, where the property is not subject to heritage listing, valued at \$A50 million or more;</li> <li>• acquisition of accommodation facilities irrespective of value;</li> <li>• acquisition of vacant urban real estate irrespective of value;</li> <li>• acquisition of residential real estate irrespective of value; or</li> <li>• proposals where any doubt exists as to whether they are notifiable. (Funding arrangements that include debt instruments having quasi-equity characteristics will be treated as direct foreign investment.)</li> </ul> <p>A ‘foreign interest’ is defined as:</p> <ul style="list-style-type: none"> <li>• a natural person not ordinarily resident in Australia;</li> <li>• a corporation in which a natural person not ordinarily</li> </ul>



	<p>resident in Australia or a foreign corporation holds a controlling interest;</p> <ul style="list-style-type: none"> <li>• a corporation in which 2 or more persons, each of whom is either a natural person not ordinarily resident in Australia or a foreign corporation, hold an aggregate controlling interest;</li> <li>• the trustee of a trust estate in which a natural person not ordinarily resident in Australia or a foreign corporation holds a substantial interest; or</li> <li>• the trustee of a trust estate in which 2 or more persons, each of whom is either a natural person not ordinarily resident in Australia or a foreign corporation, hold an aggregate substantial interest.</li> </ul> <p>A 'substantial interest' occurs when a single foreigner (and any associates) has 15 per cent or more of the ownership of any corporation, business or trust.</p> <p>An 'aggregate substantial interest' occurs when several foreigners (and any associates) have, in aggregate, 40 per cent or more of the ownership of any corporation, business or trust.</p> <p>A 'controlling interest' will be as defined in section 9 of the FATA.</p> <p>A 'substantial interest in a trust estate' will be as defined in section 9A of the FATA.</p> <p>Proposed acquisitions of residential real estate are exempt from examination in the case of:</p> <ul style="list-style-type: none"> <li>• Australian citizens living abroad purchasing either in their own name or through an Australian corporation or trust;</li> <li>• foreign nationals purchasing (as joint tenants) with their Australian citizen spouse; and</li> <li>• foreign nationals who are the holders of permanent resident visas or are holders, or are entitled to hold, a 'special category visa' purchasing either in their own name or through an Australian corporation or trust.</li> </ul> <p>Full details are available at <a href="http://www.firb.gov.au">www.firb.gov.au</a>.</p>
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Sector	All
Sub sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Australia reserves the right to adopt or maintain any measure with respect to:</p> <p>a) the devolvement to the private sector of services provided in the exercise of governmental authority at the time that the Agreement comes into force; and</p> <p>b) the privatisation of government owned entities or assets.</p>
Existing Measures	

Sector	All
Sub-sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to the provision of public law enforcement and correctional services, and the following to the extent that they are social services established for a public purpose: income security or insurance, social security or insurance, social welfare, public education, public training, health, child care, public utilities and public transport.
Existing Measures	-

Sector	Agriculture
Sub-sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measures with respect to marketing boards.
Existing Measures	-

Sector	Media
Sub-sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to foreign investment in the media sector, including broadcasting, audiovisual services and newspapers.
Existing Measures	<p>(a) Australia's foreign investment policy, which comprises the:</p> <ul style="list-style-type: none"> <li>- <i>Foreign Acquisitions and Takeovers Act 1975</i>;</li> <li>- Foreign Acquisitions and Takeovers Regulations; and Ministerial Statements.</li> </ul> <p>All proposals by foreign interests for direct (ie, non-portfolio) investment in the media sector irrespective of size are subject to prior approval under the Government's foreign investment policy. Proposals involving portfolio shareholdings of 5 per cent or more must also be submitted for examination.</p> <p>Foreign investment in mass circulation national, metropolitan, suburban and provincial newspapers is restricted. All proposals by foreign interests to acquire an interest of 5 per cent or more in an existing newspaper or to establish a new newspaper in Australia are subject to case-by-case examination.</p> <p>For national and metropolitan newspapers, the maximum permitted aggregate foreign interest direct (non-portfolio) investment/involvement is 30 percent with any single foreign shareholder limited to a maximum interest of 25 per cent.</p> <p>For provincial and suburban newspapers, aggregate foreign interest direct involvement is limited to less than 50 per cent for non-portfolio shareholdings.</p>

	<p>Financial arrangements designed to avoid limits are treated as if they were directly covered.</p> <p>(b) The <i>Broadcasting Services Act 1992</i> (BSA).</p> <p>While proposals for a foreign person to acquire an interest in an existing broadcasting service or to establish a new broadcasting service are subject to case-by-case examination under foreign investment policy, the following criteria must also be satisfied.</p> <p>Foreign interests in commercial television broadcasting services are limited to a 15 per cent company interest for individuals and a 20 per cent company interest in aggregate. A foreign person is prohibited from being in a position to exercise control of a commercial television licence. The BSA outlines when such control is deemed to exist. No more than 20 percent of the directors of each commercial television licensee may be foreign persons.</p> <p>For each subscription television broadcasting licence, foreign interests are limited to a 20 per cent company interest for an individual and a 35 per cent company interest in aggregate.</p> <p>Financial arrangements designed to avoid limits are treated as if they were directly covered.</p>
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Sector	Communication Services, and Recreational, Cultural and Sporting Services
Sub-sector	Broadcasting and audiovisual, entertainment and cultural services
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Australia reserves the right to adopt or maintain any measure with respect to:</p> <ul style="list-style-type: none"> <li>- the creative arts,<sup>1</sup> cultural heritage<sup>2</sup> and other cultural industries, including audiovisual services, entertainment services and libraries, archives, museums and other cultural services;</li> <li>- broadcasting and audiovisual services, including measures with respect to planning, licensing and spectrum management, and including: <ul style="list-style-type: none"> <li>. services offered in Australia;</li> <li>. international services originating from Australia.</li> </ul> </li> </ul>
Existing Measures	<p><i>Broadcasting Services Act 1992</i> <i>Radiocommunications Act 1992</i></p> <p>There are minimum Australian content requirements for commercial television.</p>

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<sup>1</sup> 'Creative arts' include: the performing arts – including theatre, dance and music – visual arts and craft, literature, film, television, video, radio, creative on-line content, indigenous traditional practice and contemporary cultural expression, and digital interactive media and hybrid arts work which uses new technologies to transcend discrete artform divisions.

<sup>2</sup> 'Cultural heritage' includes: ethnological, archaeological, historical, literary, artistic, scientific or technological moveable or built heritage, including the collections which are documented, preserved and exhibited by museums, galleries, libraries, archives and other heritage collecting institutions.

Sector	Wholesale trade services and retail trade services
Sub-sector	Wholesale trade services and retail trade services of alcoholic beverages and tobacco.
Industry classification	6222, 6310
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to wholesale trade services of tobacco products and alcoholic beverages.  Australia reserves the right to adopt or maintain any measure with respect to retail trade services of tobacco products and alcoholic beverages.
Existing Measures	-



Sector	Education services
Sub-sector	Primary education services
Industry classification	921
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to primary education.
Existing Measures	-

Sector	Education services
Sub-sector	Education services other than primary education services
Industry classification	922, 923, 924, 929
Type of Reservation	National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to the supply of educational services through commercial presence.
Existing Measures	

Sector	Financial services
Sub-sector	Insurance and insurance related services.
Industry classification	-
Type of reservation	Market Access National Treatment
Description of Reservation	<p>Australia reserves the right to adopt or maintain any measure with respect to cross border supply or consumption abroad of insurance intermediation, such as brokerage and agency.</p> <p>Australia reserves the right to adopt or maintain any measure with respect to cross border supply or consumption abroad of direct life and non-life insurance (including co-insurance), other than insurance of risks relating to maritime shipping, commercial aviation, space launching, freight (including satellites) and goods in international transit.</p>
Existing Measures	-

Sector	Financial services
Sub-sector	Banking and other financial services (excluding insurance)
Industry classification	-
Type of reservation	National treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to the guarantee by the Commonwealth government of Commonwealth-owned entities which may conduct financial operations.
Existing Measures	-

Sector	Financial services
Sub-sector	Banking and other financial services (excluding insurance).
Industry classification	-
Type of reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to cross-border supply of banking and other financial services including intermediation, but not including the provision and transfer of financial information, financial data processing and related software by suppliers of other financial services, advisory and other auxiliary services.
Existing Measures	-

Sector	Gambling and Betting
Sub-sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to adopt or maintain any measure with respect to gambling and betting.
Existing Measures	Legislation and ministerial statements including the <i>Interactive Gambling Act 2001</i> .

Sector	Maritime Transport
Sub-sector	Coastal shipping
Industry classification	7211, 7212
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Australia reserves the right to maintain or adopt any measure with respect to maritime cabotage services and offshore transport services.</p> <p>For the purposes of this reservation, cabotage is defined as the transportation of passengers or goods between a port located in Australia and another port located in Australia and traffic originating and terminating in the same port located in Australia.</p> <p>Offshore transport refers to shipping services involving the transportation of passengers or goods between a port located in Australia and any location associated with or incidental to the exploration or exploitation of natural resources of the continental shelf of Australia, the seabed of the Australian coastal sea and the subsoil of that seabed.</p>
Existing Measures	<p><i>Navigation Act 1912</i> supported by <i>Migration Act 1958</i>, <i>Customs Act 1901</i>, <i>Workplace Relations Act 1996</i>, <i>Seafarers' Compensation and Rehabilitation Act 1992</i>, <i>Occupational Health and Safety (Maritime Industry) Act 1993</i>, <i>Shipping Registration Act 1981</i> and <i>Income Tax Assessment Act 1936</i></p> <p>Currently, authorisation to carry coastal cargo is subject to compliance with relevant provision of the above legislation.</p>

Sector	Transport
Sub-sector	-
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Australia reserves the right to maintain or adopt any measure with respect to investment in federal leased airports.
Existing Measures	<i>Airports Act 1996</i> <i>Airports (Ownership-Interests in Shares) Regulations 1996</i> <i>Airports Regulations 1997</i>



**ANNEX 4-II(B)**

**SINGAPORE'S RESERVATIONS TO  
CHAPTER 7 (TRADE IN SERVICES) AND  
CHAPTER 8 (INVESTMENT)**

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure with respect to the supply of a service by the presence of natural persons, or other movement of natural persons, including immigration, entry or temporary stay, subject to the provisions of the Chapter 11 (Movement of Business Persons).
Existing Measures	-

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of health services by government-owned or controlled healthcare institutions, such as hospitals and polyclinics, including investments in these institutions, hospitals and polyclinics.
Existing Measures	-

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of social security, public training, public law enforcement, ambulance services, correctional services and firefighting services.
Existing Measures	-

Sector	Urban and Land Planning and Development
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the type of activities which may be conducted on land or the usage of land, including but not limited to, its land zoning, land use and urban planning policies.
Existing Measures	-

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting, including but not limited to, the alienation and divestment of real estate owned by the State.
Existing Measures	State Lands Act, Cap. 314, 1996 Revised Edition

Sector	All
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure affecting:</p> <ul style="list-style-type: none"> <li>a) the full or partial devolvement to the private sector of services provided in the exercise of governmental authority;</li> <li>b) the divestment of its equity interests in, and/or the assets of, an enterprise that is wholly owned by the Singapore government; and</li> <li>c) the divestment of its equity interests in, and/or the assets of, an enterprise that is partially owned by the Singapore government.</li> </ul>
Existing Measures	-

Sector	Administration and operation of national electronic systems
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the administration and operation of any national electronic system which contains proprietary information of the government or information gathered pursuant to regulatory functions and powers. Such measures apply to existing national electronic systems like TradeNet and Marinet and any other national electronic systems that may be established in the future.
Existing Measures	-



Sector	Arms and explosives
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the arms and explosives sector. The manufacture, use, sale, storage, transport, importation, exportation and possession of arms and explosives are regulated for protection of vital security interests.
Existing Measures	Arms and Explosives Act, Cap. 13, Revised Edition 1985

Sector	<p>Broadcasting Services</p> <p>Broadcasting services refers to the scheduling of a series of literary and artistic works by a content provider for aural and/or visual reception, and for which the content consumer has no choice over the scheduling of the series.</p>
Sub-Sector	-
Industry Classification	-
Type of Reservation	<p>Market Access</p> <p>National Treatment</p>
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure affecting broadcasting services receivable by Singapore's domestic audience and to the allocation of spectrum in relation to broadcasting services.</p> <p>This reservation does not apply to the sole activity of transmitting licensed broadcasting services to a final consumer.</p>
Existing Measures	-

Sector	Broadcasting, entertainment and cultural services
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure relating to:</p> <ul style="list-style-type: none"> <li>- the creative arts, cultural heritage and other cultural industries, including entertainment services and other cultural services; “Creative arts” include: the performing arts – including theatre, dance and music – visual arts and craft, literature, film, television, video, radio, creative on-line, indigenous traditional practice and contemporary cultural expression, and digital interactive media and hybrid arts work which uses new technologies to transcend discrete artform divisions. “Cultural heritage” includes: ethnological, archaeological, historical, literary, artistic, scientific or technological moveable or built heritage, including the collections which are documented, preserved and exhibited by museums, galleries, libraries, archives and other heritage collecting institutions.</li> <li>- broadcasting services, including measures relating to planning, licensing and spectrum management, and including services offered in Singapore and international services originating from Singapore.</li> </ul>
Existing Measures	-

Sector	Business Services
Sub-Sector	Credit Reporting Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure affecting the supply of credit reporting services.
Existing Measures	-

Sector	Business Services
Sub-Sector	Patent Agent Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the recognition of educational and professional qualifications for purposes such as admission, registration and qualification for patent agents.
Existing Measures	Patents Act, Cap. 221, 1995 Revised Edition

Sector	Business Services
Sub-Sector	Real Estate Services  (does not apply to real estate consultancy services, real estate agency services, real estate auction services and real estate valuation services)
Industry Classification	CPC 82 Real Estate Services  (does not apply to real estate consultancy services, real estate agency services, real estate auction services and real estate valuation services)
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting real estate services. This includes, but is not limited to, measures affecting the ownership, sale, purchase, development and management of real estate.  This reservation does not apply to real estate consultancy services, real estate agency services, real estate auction services and real estate valuation services.
Existing Measures	Residential Property Act, Cap. 274, 1985 Revised Edition State Lands Act, Cap. 314, 1996 Revised Edition Housing and Development Act, Cap. 129, 1997 Revised Edition Jurong Town Corporation Act, Cap. 150, 1998 Revised Edition Executive Condominium Housing Scheme Act, Cap. 99A, 1997 Revised Edition

Sector	Business Services
Sub-Sector	Scientific and technical consulting services
Industry Classification	CPC 8675 Related scientific and technical consulting services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of scientific and technical consulting services.
Existing Measures	-

Sector	Business services
Sub-Sector	Armed Escort Services and armoured car services Armed Guard Services
Industry Classification	CPC 87305 Guard Services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the provision of armed escort, armoured car and armed guard services.
Existing Measures	Private Investigation and Security Agencies Act, Cap. 249, 1985 Revised Edition



Sector	Business services
Sub-Sector	Betting and Gambling Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of betting and gambling services.
Existing Measures	Betting Act, Cap. 21, 1985 Revised Edition Common Gaming Houses Act, Cap. 49, 1985 Revised Edition

Sector	Business - Professional Services (Legal Services)
Sub-Sector	<p>(1) Activities of representative offices of Australian law firms and Australian lawyers</p> <p>(2) Supply of legal services in Australian law, international law and/or third country law by Australian law firms and Australian lawyers when they are engaged in joint law ventures, formal law alliances, informal or strategic alliances or any newly-created entities with Singapore law firms as defined and provided under Singapore law.</p> <p>(3) Supply of legal services in Singapore law.</p>
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>(1) Singapore reserves the right to maintain or adopt any measure affecting the activities of representative offices of Australian law firms and Australian lawyers in Singapore.</p> <p>(2) Singapore reserves the right to maintain or adopt any measure affecting the supply of legal services in Australian law, international law and/or third country law by Australian law firms and Australian lawyers when they are engaged in joint law ventures, formal law alliances, informal or strategic alliances or any newly-created entities with Singapore law firms (as defined and provided under Singapore law).</p> <p>(3) Singapore reserves the right to maintain or adopt any measure affecting the supply of legal services in Singapore law by :</p> <p>(i) all Australian law firms, including those operating as foreign law firms or representative offices, or are engaged in joint law ventures, formal law alliances, informal or strategic alliances or any newly-created entities with Singapore law firms (as defined and provided under Singapore law); and</p> <p>(ii) all Australian lawyers, including those working in representative offices, foreign law firms, Singapore law firms (as defined under Singapore law), joint law ventures, formal law alliances, informal or strategic alliances or any newly-created entities with Singapore law firms (as defined and provided under Singapore law).</p>

	<p>(4) Singapore reserves the right to maintain or adopt any measure affecting the recognition of educational and professional qualifications for the purposes of admission, registration and qualification as Singapore lawyers (as defined under Singapore law).</p> <p>(5) Singapore reserves the right to maintain or adopt any limits on the number of Singapore lawyers (as defined under Singapore law).</p> <p>(6) The reservations herein are subject to Annex 4-III on Additional Commitments under Article 8 of Chapter 7 (Trade in Services).</p>
Existing Measures	<p>(1) Legal Profession Act, Cap. 161 (2001 Revised Edition)</p> <p>(2) Legal Profession (International Services) Rules (2002 Revised Edition)</p> <p>(3) Guidelines for Applications for Joint Law Ventures and Formal Law Alliances dated 5 May 2000</p> <p>(4) Additional Practical Guidelines dated 14 September 2000</p> <p>(5) Guidelines for Registration of Foreign Lawyers in Joint Law Ventures to Practise Singapore Law dated 15 March 2001</p> <p>(6) Common Licence Conditions imposed on all Joint Law Ventures Licences dated 10 August 2000</p> <p>(7) Common Licence Conditions imposed on all Formal Law Alliances Licences dated 10 August 2000</p> <p>(8) Notice to all Joint Law Ventures dated 29 March 2001 on Use of Email Domain Name.</p>

Sector	Community, Personal and Social Services
Sub-Sector	Services furnished by co-operative societies Services furnished by trade unions
Industry Classification	CPC 952 Services furnished by trade unions
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting services provided by co-operative societies and trade unions.
Existing Measures	Co-operative Societies Act, Cap. 62, 1985 Revised Edition Trade Unions Act, Cap. 333, 1985 Revised Edition

Sector	Defence
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure in relation to the retention of a controlling interest by the Singapore Government in Singapore Technologies Engineering (the Company) and/or its successor body, including but not limited to controls over the appointment and termination of members of the Board of Directors, divestment of equity and dissolution of the Company for the purpose of safeguarding the security interest of Singapore.
Existing Measures	-

Sector	<p>Distribution, publishing and printing of newspapers</p> <p>Newspapers means any physical publication containing news, intelligence, reports of occurrences, or any remarks, observations or comments relating thereto or to any matter of public interest, printed in any language and published for sale or free distribution at intervals not exceeding one week.</p>
Sub-Sector	-
Industry Classification	-
Type of Reservation	<p>Market Access</p> <p>National Treatment</p>
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure affecting the publishing or printing of newspapers, including but not limited to, shareholding limits and management control.</p> <p>The distribution of any newspaper, whether published outside of Singapore or in Singapore, shall be subject to market access and national treatment restrictions if that newspaper is found to have contravened content standards and requirements.</p>
Existing Measures	Newspaper and Printing Presses Act, Cap 206. 1991 Revised Edition

Sector	Trade Services
Sub-Sector	Distribution Services Commission Agents' Services Wholesale Trade Services Retailing Services Franchising
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure affecting the supply of any products subject to import prohibition or non-automatic import licensing.</p> <p>Singapore reserves the right to modify and/or increase the list of products stipulated in the laws, regulations and other measures governing Singapore's import prohibition or non-automatic import licensing regime.</p>
Existing Measures	-

Sector	Educational Services
Sub-Sector	Primary Education Services Secondary Education Services
Industry Classification	CPC 921 Primary Education Services CPC 92210 General Secondary Education Services CPC 92220 Higher Secondary Education Services (only applies to Junior colleges and pre-university centres under the Singapore educational system)
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure affecting the supply of primary, general secondary and higher secondary (only applies to junior colleges and pre-university centres under the Singapore educational system) education services for Singapore citizens.</p> <p>Commitments on market access and national treatment through any mode of supply shall not be construed to apply to the recognition of university degrees for the purposes of admission, registration and qualification for professional practice in Singapore.</p>
Existing Measures	Education Act, Cap. 87, 1985 Revised Edition Administrative Guidelines



Sector	Educational Services
Sub-Sector	Sports Education Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of sports education services at the primary, secondary, post-secondary and higher education levels.
Existing Measures	Education Act, Cap. 87, 1985 Revised Edition

Sector	Financial Services
Sub-Sector	Banking
Industry Classification	CPC 811 Financial intermediation services except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure affecting the supply of services by foreign full banks or in relation to Qualifying Full Bank licences.
Existing Measures	Banking Act, Cap. 19 MAS Notice 619

Sector	Financial Services
Sub-Sector	Banking
Industry Classification	CPC 811 Financial intermediation services except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure in relation to Supplementary Retirement Scheme accounts and Central Provident Fund Investment Scheme accounts.
Existing Measures	Banking Act, Cap. 19 Central Provident Fund Act, Cap. 36

Sector	Financial Services
Sub-Sector	Banking
Industry Classification	CPC 811 Financial intermediation services except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure, which may include limitations on juridical form, with regard to safeguarding the interests of depositors of the Singapore branch.
Existing Measures	Where a foreign financial institution is subject to legislation in its home country which requires that institution to confer lower priority to depositors of its foreign offices vis-à-vis the home country depositors in receivership or winding-up proceedings, or if that institution is systemically important, Singapore may exercise appropriate differentiating measures against that foreign financial institution in Singapore to safeguard the interests of depositors of the Singapore branch.

Sector	Financial Services
Sub-Sector	Banking
Industry Classification	CPC 811 Financial intermediation services except insurance and pension fund services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure in relation to foreign ownership of a finance company incorporated in Singapore.
Existing Measures	Finance Companies Act, Cap. 108

Sector	Financial Services
Sub-Sector	All financial services except reinsurance / retrocession and services auxiliary to insurance
Industry Classification:	CPC 811 Financial intermediation services except insurance and pension fund services CPC 813 Services auxiliary to financial intermediation other than to insurance and pension funding CPC 812 Insurance (including reinsurance) and pension fund services except compulsory social security services CPC 814 Services auxiliary to insurance and pension funding
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure affecting the cross-border supply of all financial services except reinsurance / retrocession and services auxiliary to insurance comprising actuarial, loss adjustors, average adjustors and consultancy services.
Existing Measures	Insurance Act, Cap. 142 Banking Act, Cap. 19 Finance Companies Act, Cap. 108 Monetary Authority of Singapore Act, Cap. 186 Securities and Futures Act, Act 42 of 2001 Financial Advisers Act, Act 43 of 2001 Money-changing and Remittance Businesses Act, Cap. 187

Sector	Financial Services
Sub-Sector	Settlement and clearing services for financial assets, including securities, derivative products and other negotiable instruments
Industry Classification	CPC 81329 Other services related to securities market
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure affecting the supply of clearing and settlement services for exchange traded securities, financial futures and interbank transfers.
Existing Measures	Companies Act, Cap. 50 Securities and Futures Act 2001, Act 42 of 2001

Sector	Financial Services
Sub-Sector	Insurance
Industry Classification	CPC 814 Services auxiliary to insurance and pension funding
Type of Reservation	National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure affecting the supply of services for the placement of domestic risks outside Singapore, with the exception of reinsurance risks and insurance risks relating to maritime liabilities of ship owners insured by protection and indemnity clubs.
Existing Measures	Insurance Act Cap. 142 Financial Advisers Act 2001, Act 43 of 2001



Sector	Financial Services
Sub-Sector	Insurance
Industry Classification	CPC 812 Insurance (including reinsurance) and pension fund services, except compulsory social security service
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure in relation to using CPF monies for the purchase of health insurance schemes and annuities.
Existing Measures	Admission criteria set by CPF Board and Ministry of Health

Sector	Health and Social Services
Sub-Sector	Medical Services Services Provided by Nurses Pharmacy Services
Industry Classification	CPC 9312 Medical Services CPC 93191 Services provided by midwives, nurses, physiotherapists and para-medical personnel
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any limit on the number of doctors and pharmacists who can practise in Singapore.  Singapore reserves the right to maintain or adopt any conditions with respect to the registration conditions of doctors, nurses and pharmacists who can practise in Singapore.
Existing Measures	-

Sector	Health and Social Services
Sub-Sector	Services provided by health-related professionals
Industrial Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or to maintain any measure in relation to the recognition of educational and professional qualifications for the purposes of admission, registration and qualification of health-related professionals, including but not limited to contact lens practitioners, dentists, doctors, pharmacists, nurses, midwives and traditional Chinese medicine practitioners.
Existing Measures	Contact Lens Practitioner Act, Cap. 53A, 1996 Revised Edition Dentists Act, Cap. 76, 2000 Revised Edition Medical Registration Act, Cap. 174, 1998 Revised Edition Nurses and Midwives Act, Cap. 209, 2000 Revised Edition Pharmacists Registration Act, Cap. 230, 1985 Revised Edition Traditional Chinese Medicine Practitioners Act, Cap. 333A, 2001 revised Edition

Sector	Manufacturing and Services incidental to Manufacturing
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measures affecting the imposition of duty, restrictions on the manufacture of goods, and/or penalties for offences under the Control of Manufacture Act.</p> <p>Singapore reserves the right and flexibility to modify and/or increase the list of goods as scheduled in the Control of Manufacture Act. The current list of scheduled goods is:-</p> <ul style="list-style-type: none"> <li>(a) air-conditioners,</li> <li>(b) beer and stout,</li> <li>(c) cigars,</li> <li>(d) drawn steel products,</li> <li>(e) firecrackers,</li> <li>(f) pig iron and sponge iron,</li> <li>(g) refrigerators,</li> <li>(h) rolled steel products,</li> <li>(i) steel ingots, billets, blooms and slabs,</li> <li>(j) chewing gum, bubble gum, dental chewing gum or any like substance,</li> <li>(k) CD (compact disc), CD-ROM (compact disc - read only memory), VCD (video compact disc),</li> <li>(l) DVD (digital video disc), DVD-ROM (digital video disc-read only memory),</li> <li>(m) cigarettes, and</li> <li>(n) matches.</li> </ul>
Existing Measures	Control of Manufacture Act, Cap. 57, 2001 Revised Edition

Sector	Recreational, Cultural and Sporting Services
Sub-Sector	Archive services for government records
Industry Classification	CPC 96312 Archive services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of archive services for government records specified under the National Heritage Board and/or its successor body.
Existing Measures	-

Sector	Recreational, Cultural and Sporting Services
Sub-Sector	Museum services Preservation of historical sites, monuments and buildings
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of museum services and the preservation services of historical sites, monuments and buildings.
Existing Measures	-

Sector	Nature reserve services (includes national parks, nature reserves and parklands)
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	National Parks Board and/or its successor body is the only agency authorised to control, administer, build and manage national parks, nature reserves and parklands as defined under the National Parks Act.
Existing Measures	National Parks Act, Cap. 198A, 1997 Revised Edition Parks and Trees Act, Cap. 216, 1996 Revised Edition

Sector	Sewage and refuse disposal, sanitation and other environmental Protection services
Sub-Sector	Waste Water Management, including but not limited to collection, disposal and treatment of solid waste and waste water.
Industry Classification	CPC 9401 Sewerage Services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting waste water management, including but not limited to the collection, treatment and disposal of waste water.
Existing Measures	Code of Practice on Sewerage and Sanitary Works Sewerage and Drainage Act, Cap. 294, 2001 Revised Edition



Sector	Health and Social Services
Sub-Sector	Social Services
Industry Classification	CPC 933 Social Services
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of social services.
Existing Measures	-

Sector	Telecommunications Services
Sub-Sector	-
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measures affecting foreign ownership in telecommunications services.
Existing Measures	-

Sector	Trade services
Sub-Sector	Supply of potable water for human consumption
Industry Classification	CPC 18000 Natural Water  The sectors listed above apply only insofar as they relate to the supply of potable water.
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of potable water.
Existing Measures	Public Utilities Act, Cap. 261, 1996 Revised Edition Public Utilities Act 2001, Act 8 of 2001

Sector	Transport Services
Sub-Sector	Air transport services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the investment in, and/or the supply of, air navigation services; air traffic control services; licensing of air traffic controllers; airspace management; air traffic flow information; air traffic and flight information; navigation services; aeronautical information, aerodrome rescue and fire fighting services; ground operations, terminal operations, flight information management, apron control services, security of aerodromes and commercial activities, and the real estate management of airports and heliports.
Existing Measures	-

Sector	Transport Services
Sub-Sector	Air transport services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting, including but not limited to, the building, ownership, operation and management of airports and heliports in Singapore.
Existing Measures	-

Sector	Transport Services
Sub-Sector	<p>Land Transport Services – Public Transport Services, including but not limited to Passenger Transportation services by Railway, Urban and Suburban Regular Transportation Services, Taxi Services; Bus and Rail Station Services and Ticketing Services related to public transport services</p> <p>Public Transport Services are services which are used by and accessible to members of the public for the purposes of transporting themselves within Singapore.</p>
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	<p>Singapore reserves the right to maintain or adopt any measure affecting the supply of public transport services.</p> <p>Public transport services are services which are used by and accessible to members of the public for the purposes of transporting themselves within Singapore.</p>
Existing Measures	<p>Rapid Transit Systems Act, Cap. 263A</p> <p>Land Transport Authority of Singapore Act, Cap. 158A, 1996 Revised Edition</p> <p>Public Transport Council Act, Cap. 259B, 2000 Revised Edition</p>

Sector	Transport Services
Sub-Sector	Land Transport Services – Rail and Road Freight transportation. Supporting services for rail and road transport services.
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of land transport services as set out above.
Existing Measures	-

Sector	Transport services
Sub-Sector	Maritime Transport Services Services Auxiliary to All Modes of Transport
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of storage and warehousing, freight forwarding, inland trucking, container station and depot services.
Existing Measures	-



Sector	Transport Services
Sub-Sector	Maritime Transport Services – Towing and tug assistance; provisioning, fuelling and watering; garbage collection and ballast waste disposal; port captain’s services; navigation aids; emergency repair facilities; anchorage; and other shore-based operational services essential to ship operations, including communications, water and electrical supplies.
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of towing and tug assistance; provisioning, fuelling and watering; garbage collection and ballast waste disposal; port captain’s services; navigation aids; emergency repair facilities; anchorage; and other shore-based operational services essential to ship operations, including communications, water and electrical supplies.
Existing Measures	-

Sector	Transport services
Sub-Sector	Internal Waterways Transport Services
Industry Classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to maintain or adopt any measure affecting the supply of internal waterways transportation services.
Existing Measures	-

Sector	Trade Services
Sub-Sector	Wholesale trade services and retail trade services of alcoholic beverages and tobacco
Industry classification	-
Type of Reservation	Market Access National Treatment
Description of Reservation	Singapore reserves the right to adopt or maintain any measure affecting the supply of wholesale and retail trade services of tobacco products and alcoholic beverages.
Existing Measures	-

## **ANNEX 4-III: ADDITIONAL COMMITMENTS TO CHAPTER 7 (TRADE IN SERVICES) AND CHAPTER 8 (INVESTMENT)**

### **(I) NOTE TO SINGAPORE'S COMMITMENTS FOR MARITIME SERVICES**

Where the following services are not otherwise covered by the obligation enshrined in Article 1(i)(ii) of Chapter 7 (Trade in Services), they are made available to international maritime transport operators on reasonable and non-discriminatory terms and conditions:<sup>1</sup>

- pilotage;
- towing and tug assistance;
- provisioning, fuelling and watering;
- garbage collection and ballast waste disposal;
- port captain's services
- navigation aids;
- emergency repair facilities;
- anchorage; and
- other shore-based operational services essential to ship operations, including communications, water and electrical supplies.

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<sup>1</sup>The following services are as identified in accordance with the WTO Negotiating Group on Maritime Transport Services.

## **(II) RECOGNITION OF LAW DEGREES FOR ADMISSION AS QUALIFIED LAWYERS**

### **Part 1 : Singapore's Commitments**

#### **(A) Scope and coverage**

1. This Part describes and sets out the conditions for Singapore's commitments for the supply of legal services in Singapore by Singapore citizens and permanent residents (as defined by Singapore laws and regulations) who completed their law degree courses at prescribed universities in Australia and who wish to seek admission as advocates and solicitors of the Supreme Court of Singapore.

#### **(B) Description of Singapore's commitments**

- 2.(a) Any Singapore citizen or permanent resident who has undergone an undergraduate course in law at any one of the 8 Australian Universities listed or to be listed in the First Schedule to the Legal Profession (Qualified Persons) Rules (S357/2001) and who is subsequently conferred the corresponding Bachelor of Laws degree ("LLB degree") as specified in the same Schedule shall be regarded as a qualified person for the purposes of admission as an advocate and solicitor of the Supreme Court of Singapore if he or she –
  - (i) has been ranked by that university as being amongst the highest 30%, in terms of academic performance, of the total number of the graduates in the same batch who have been conferred the degree or degrees as specified in that Schedule in respect of that university; and
  - (ii) has obtained the Diploma in Singapore Law.
- (b) The 8 Australian Universities listed or to be listed in the First Schedule to the Legal Profession (Qualified Persons) Rules (S357/2001) referred to in paragraph 2(a) above are the Australian National University, Flinders University, Monash University, University of Melbourne, the University of New South Wales, the University of Queensland, the University of Sydney, and the University of Western Australia.
- (c) For the purpose of subparagraph (a) above, all graduates in the same university who, in the same calendar year, commenced the final year of

their course of study leading to the specified degree or degrees shall be regarded as belonging to the same batch. This means that in the case of the any one of the 8 Australian Universities listed or to be listed in the First Schedule to the Legal Profession (Qualified Persons) Rules (S357/2001), in respect of which 2 degrees (i.e. LLB & LLB (Honours)) have been specified, all the persons graduating with the degree of the LLB and all the persons graduating with the degree of LLB (Honours) will be taken together, for the purpose of ranking, as being in the same batch so long as they had, in the same calendar year, commenced the final year of their course which led to the conferment on them of their respective degrees.

- (d) The 8 Australian Universities listed or to be listed in the First Schedule to the Legal Profession (Qualified Persons) Rules (S357/2001) shall not include any offshore campuses established by these universities outside Australia and the recognition of each of the relevant LLB degrees conferred by these universities shall be solely on the basis of attendance and completion of full-time residential LLB degree courses of at least 3 years' duration at one of these listed universities. All part-time or distance learning law courses conducted by any of these listed universities shall not be accorded recognition.
- (e) Notwithstanding the above, however -
  - (i) any Singapore citizen or permanent resident who has been conferred any one of the LLB degrees listed or to be listed in the First Schedule to the Legal Profession (Qualified Persons) Rules (S357/2001) by the relevant university as listed in the same Schedule after completion of a full-time residential course in law of less than 3 years' duration or a dual degree course and the LLB degree is a component of such a dual degree course may, with the approval of the Board of Legal Education, be regarded as a qualified person for the purposes of admission as an advocate and solicitor of the Supreme Court of Singapore if he or she –
    - (A) has been ranked by that university as being amongst the highest 30%, in terms of academic performance, of the total number of the graduates in the same batch (as defined in subparagraph (b) above) who have been conferred the degree or degrees as specified in that Schedule in respect of that university; and
    - (B) has obtained the Diploma in Singapore Law; or
  - (ii) any Singapore citizen or permanent resident who has been conferred a combined degree by any of these listed universities which includes a qualification in law shall be regarded as a

qualified person for the purposes of admission as an advocate and solicitor of the Supreme Court of Singapore if the course leading to that combined degree is approved by the Board of Legal Education and the person concerned satisfies such other requirements as the Board of Legal Education may specify.

- (f) Any Singapore citizen or permanent resident who is regarded as a qualified person under subparagraphs (a) to (e) above and who wishes to be called to the Singapore Bar must serve the prescribed period of pupillage, and attend and successfully complete the Postgraduate Practical Course in Law conducted by the Board of Legal Education. Such a person must also comply with the provisions of Parts I & II of the Legal Profession Act as well as the following rules and regulations made thereunder: (i) Legal Profession Rules (Cap 161, Rule 3); (ii) Legal Profession (Oral Examinations) Rules (Cap 161, Rule 4); (iii) Legal Profession (Fees for Ad Hoc Admission) Rules (Cap 161, Rule 14; (iv) Legal Profession (Qualified Persons) Rules (S357/2001); (v) Legal Profession (Recognition of Foreign Qualifications (Consolidation) Notification (Cap 161, Notification 1); and (vi) Legal Profession (Prescribed fees) Rules (S55/2000).
- (g) The list of Australian Universities in the said Schedule and the list of accepted LLB degrees conferred thereby may be amended after the entry into force of this Agreement by Singapore following consultations with Australia; Provided that the list shall not at any time contain less than 8 Australian Universities and any such amendments shall not directly or indirectly nullify the recognition already accorded to Singapore citizens and permanent residents prior to such amendments.
- (h) The 8 Australian Universities listed or to be listed in the First Schedule to the Legal Profession (Qualified Persons) Rules (S357/2001) and the list of accepted LLB degrees conferred thereby may be reviewed by the Parties at the first and/or subsequent reviews of this Agreement as provided in Article 3 (Review) of Chapter 17 (Final Provisions), taking into account Singapore's prevailing or projected needs for legal services and legal professionals.

3. Australian nationals who graduated with a LLB (Hons) of at least Second Lower from the National University of Singapore shall be regarded as qualified persons for admission as advocates and solicitors of the Supreme Court of Singapore upon their completion of the prescribed period of pupillage, attendance at such courses of instruction and passing of such examinations in accordance with Parts I & II of the Legal Profession Act as well as the following rules and regulations made thereunder: (i) Legal Profession Rules (Cap 161, Rule 3); (ii) Legal Profession (Oral Examinations) Rules (Cap 161, Rule 4); (iii) Legal Profession (Fees for Ad Hoc Admission) Rules (Cap 161, Rule 14; (iv) Legal

Profession(Qualified Persons) Rules (S357/2001); (v) Legal Profession (Recognition of Foreign Qualifications (Consolidation) Notification (Cap 161, Notification 1); and (vi) Legal Profession (Prescribed fees) Rules (S55/2000).

## **Part 2 : Australia's Commitments**

1. Any Singapore citizen or permanent resident who has been conferred an accredited undergraduate law degree by any one of the Australian Universities, shall qualify for admission as an advocate/barrister and/or solicitor of any state or territory in Australia upon completion of the prescribed period of pupillage/practical legal training, attendance at such courses of instruction and passing of such examinations and meeting of other conditions as may be prescribed by the relevant state or territory in Australia.

2. Any Australian national or any Singapore citizen or permanent resident who graduated with a LLB (Hons) from the National University of Singapore shall qualify for admission as an advocate/barrister and/or solicitor of any state or territory in Australia upon completion of the prescribed period of pupillage/practical legal training, attendance at such courses of instruction and passing of such examinations and meeting of other conditions as may be prescribed by the relevant state or territory in Australia.



### **(III) WAIVER AND MODIFICATIONS OF STATUTORY CONDITIONS GOVERNING JOINT LAW VENTURES AND FORMAL LAW ALLIANCES IN SINGAPORE**

Singapore undertakes to waive and modify the following statutory conditions governing joint law ventures and formal law alliances set out in the Legal Profession (International Services) Rules (2002 Revised Edition) for Australian law firms that wish to set up joint law ventures and formal law alliances with Singapore law firms in Singapore :

(i) Rule 2(1)(a)/Rule 2(1)(c): To extend legal expertise and experience requirements of the firm in a joint law venture from banking and finance work to include any of the related areas identified as “Tier 1” and “Tier 2” legal software in the 1999 Report of the Legal Services Review Committee.

(ii) Rule 2(1)(b)/Rule 13(1)(b): Reduce the total number of not less than 5 foreign lawyers required to be resident in Singapore by waiving this condition and modifying it to provide as follows: "the foreign law firm has not less than 4 foreign lawyers resident in Singapore, at least 2 of whom shall be equity partners in the foreign law firm...".

(iii) Rule 2(1)(c)/Rule 13(1)(c): Aggregate the experience requirements of the foreign lawyers in the foreign law firm by waiving this condition and modifying it to provide as follows: "the 4 foreign lawyers (referred to in Rule 2(1)(b)/Rule 13(1)(b) above) must have an aggregate of at least 20 years of relevant legal expertise and experience.....".

(iv) Rule 4(1)(g): For Australian lawyers working in joint law ventures who wish to practise Singapore law, waive and reduce the requirement of having at least 5 years to 4 years of relevant legal expertise or experience in banking or finance work or any of the related areas identified as “Tier 1” and “Tier 2” legal software in the 1999 Report of the Legal Services Review Committee.

**(IV) ESTABLISHMENT OF A SINGAPORE HELP DESK BY AUSTRALIA AND INVESTMENT APPLICATION TIMELINES FOR SINGAPORE INVESTORS.**

1. Australia shall establish a dedicated help desk to assist Singaporean investors with direct investment applications to acquire existing Australian businesses or establish new businesses, including purchases of property as an integral part of the business. The help desk shall:

- (i) assist investors to respond to further requests for information;
- (ii) provide information on any national interest concerns arising from these applications; and
- (iii) keep such investors up-to-date with the status of these applications.

2. Australia shall review these applications from Singaporean investors expeditiously in accordance with its laws, regulations and policies.

3. Unless an application to acquire an existing Australian business or establish a new business is denied, such application is deemed to be approved at the end of the statutory review period, or where notice of a statutory extension is given to the investor, at the end of the statutory period of extension.

**(V) NOTE TO SINGAPORE'S COMMITMENTS FOR FINANCIAL SERVICES**

Singapore agrees, consistent with its recent policy of granting more wholesale bank licenses, that the access of Australian banks to the wholesale bank market in Singapore will not be limited by the number of licenses that are available 4 years after the date of entry into force of this Agreement. The granting of Wholesale Bank licences will be subject to admission criteria as stipulated by the Monetary Authority of Singapore.