WORLD TRADE

ORGANIZATION

UNRESTRICTED

TN/S/O/NOR/Rev.1 ** June 2005

(05)

Original: English

Trade in Services Special Session

NORWAY

Revised Offer

The following revised offer has been received from the delegation of Norway on 17 June 2005, with the request that it be circulated to the Members of the Council for Trade in Services.

Members agreed at the General Council on 1 August 2004 that revised offers should be submitted by May 2005.

Norway herewith submits its revised offer to the Services Negotiations. Changes in Norway's schedule of specific commitments are indicated in this document by strikethrough for deletions, while offers are indicated in bold. Purely technical changes are written in italics. Changes in this revised offer compared to the initial offer are indicated by shading of text.

This document contains:

- Initial offer of specific commitments dated 31 March 2003 as revised by 17 June 2005
- Additional Commitment by Norway for Telecommunications services
- Notes to maritime transport
- MFN-Exemption list
- List of Energy Related Services

Norway included whole sales and retail sales of electricity in its initial offer. No other WTO Member included those services in their initial offers. On this background, these services may be considered not included in the ongoing round of services negotiations. Norway will withdraw its offers for whole sales and retail sales of electricity unless more Members include those services in their offers.

Norway reserves its rights to revert with a clarification with respect to the application of the General Agreement on Trade in Services to Svalbard (the Archipelago of Spitsbergen) in the context of the laws and regulations prevailing there.

Norway reserves the right to withdraw, revise or supplement any part of this offer.

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NORWAY – INITIAL OFFER OF SPECIFIC COMMITMENTS

Modes of supply: 1)	Cross-border supply 2) C	Consumption abroad 3)	Commercial presence	4)	Presence of natural persons
Sector or Sub-sector	Limitations on Market Acc	cess Limi	tations on National Treatm	ent	Additional Commitments
I. HORIZONTAL CO	MMITMENTS				
ALL SECTORS INCLUDED IN THIS SCHEDULE All sectors: Establishment General authorization procedures for acquisition		more th controll and the non-nat acquirin lease co Foreign Norway real pro without propert Leases than 10 requiren manufa	ations registered in Norway, w an 1/3 of the voting rights are led by non nationals or foreign majority of the board membe ionals, are subject to concessing real estate or entering into o outracts with regard to such of mers and foreign controlled con oned a concession for purcha perty, whether building and/o regard to the purpose for whi y will be used of real property for a period o years are subject to concession ment. If the property is to be cturing purposes, a concession i without regard to the lease p	hairman rs are ion when certain ojects mpanies in ases of r land, ich the f more on used for n is	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
		 3),4)Foreign citizens residing in Norway who purchase or lease real property for housing, secondary residences and business activities without a concession, are subject to the condition that the real property is acquired for their own personal use. A foreign citizen that purchases or leases real property as a secondary residence must apply for a concession if the citizen neither lives in Norway, nor has been living in Norway for at least five years. A concession can only be granted when it is not contrary to the public interest. An acquisition is normally judged on the impact it will have on future activity and employment in the company and the society as a whole. Legislation governing acquisitions has traditionally been liberally applied. It authorizes the setting of conditions, in a large majority of the cases involving over 1/3 of foreign ownership – related to voting shares. Conditions are largely standardized. Two conditions are largely standardized. Two conditions are regarded as important and are stipulated in most cases: a majority of the board and its chairman must be Norwegian nationals and, the transactions between the Norwegian company and the foreign owner must be based on OECD's principle of arm's length prices. 	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment Additional Commitments
All sectors: Treatment of branches and agencies	3) None	3) Treatment accorded to subsidiaries of third country companies formed in accordance with the law of an EEA Member State and having their registered office, central administration or principal place of business within an EEA Member State may not be extended to branches or agencies established in an EEA Member State by a third-country company
		Treatment less favorable may be accorded to subsidiaries of third-country companies formed in accordance with the law of an EEA Member State having only their registered office in the territory of an EEA Member State unless they show that they possess an effective and continuous link with the economy of one of the EEA Member States
All sectors: Formation of legal entity - limited liability company, foundation	3) None	3) The general manager managing director in a joint stock company, and at least half of the founders, of the members of the board of directors, and of the corporate assembly-and of the committee of representatives must be residents of Norway- and have resided there for the last two years. The Ministry of Industry and Energy may, unless the Ministry of Trade and Industry grants exemptions in each individual case. These requirements do not apply to citizens of states which are parties to the EEA agreement if they are residents of such a state from these rules.

Modes of supply:

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
All sectors: Subsidies (The issue of a definition of subsidies remains to be determined in the context of negotiations under Article XV of the GATS)	 Unbound Unbound None None 	 Unbound Unbound Eligibility for subsidies may be limited to juridical persons established in Norway. Unbound for research and development subsidies and for education services leading to the conferring of State recognized exams 	
		 <i>and/or degrees</i> 4) Subsidies available to natural persons may be limited to Norwegian citizens 	
All sectors: Movement of personnel	 Unbound, except for the temporary presence and without requiring compliance with an economic needs test of categories A-and, B and C below: 	 Unbound except for measures concerning the categories of natural persons referred to in the market access column. 	
	A. Managers and executives, specialists as intra- corporate transferees, provided that the servic supplier is the corporation to which these are attached. Temporary entry, stay and work limited to a two four year period.		
	 Executives/managers - persons working in a senior position within a juridical person, who primarily direct the management of the establishment, receiving general supervision of direction principally from the board of directors or stockholders of the business or their equivalent, including: directing the establishment or a department or subdivision of the establishment; supervising and controlling the work of other 	r	
	 supervisory, professional or managerial employees; having the authority personally to hire and fir or recommend hiring, firing or other personne actions. 		

Consumption abroad

3)

Modes of supply:

1)

Cross-border supply

2)

Commercial presence

4)

Presence of natural persons

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Wodes of suppry. 1)		, , ,	
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	 Specialists - persons working within a juridical person who possess uncommon knowledge essential to the establishment's service, research equipment, techniques or management. In assessing such knowledge, account will be taken not only of the knowledge specific to the establishment, but also whether the person has a high level of qualification referring to a type of work or trade requiring specific technical knowledge, including membership in an accredited profession. B. Business visitors. Temporary entry, stay and work limited to a three month period 		
	 a) persons who are representatives of a service supplier and are seeking temporary entry for the purpose of negotiating for the sale of services or entering into agreements to sell services for that service supplier, where those representatives will not be engaged in making direct sales to the general public or in supplying services themselves. b) persons working in a senior position, as defined above, within a juridical person, who are responsible for the setting up in Norway of a commercial presence of a service supplier of a Party when: the representatives are not engaged in making direct sales or supplying services, and the service supplier has no other representative, branch or subsidiary in Norway. 		

Modes of supply:	1)	Cross-border supply	2)	Consumption abr	oad 3)	Commercial presence	4)	Presence of natural persons
Sector or Sub-sec	tor	Limitations or	n Marke	et Access	Limitat	ions on National Treatm	ent	Additional Commitments
		 C.4) Unbound, except for of natural persons probeing employed by a commercial presence with an economic net. Access is subject to The temporary entry to three months in an for the duration of the less. The commitment related activity which is the does not entitle to exist. A work permit must A work permit must person who is consider skilled worker or to During his/her stay if person will have to be recipient of the service, a permit has been is of the same kind of yof the service, a permit the duration of the less. The commitment related for such labour, or if a permit has been is of the service, a permit the service of the serv	roviding a juridica e in Norv seds test the follo o and sta ny twelve he contra ates only subject of cercise the be obtain be issue dered to have spe n Norwa be emplo- ice. The be deem spient of e will be f during to subject of and sta ny twelve he contra ates only subject of cercise the subject of cercise the subject of cercise the subject of cercise the subject of cercise the subject of cercise the nts regard	services without al person who has wayCompliance is not required. wing conditions: y shall be limited e-month period or act, whatever is to the service of the contract. It he profession as ned. d to a natural be a higher-level ecial qualifications. ay, the natural by the competence of the ed absolutely f the service. If it a permanent need the last six months the performance the same recipient not be granted. y shall be limited e-month period or act, whatever is to the service of the contract. It he profession as	categories	except for measures conce of natural persons referred cess column.		

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	The service has to be provided within one of		
	the subsectors listed below in the sector		
	column and subject to additional limitations		
	mentioned in the subsector concerned.		
Accounting review services			
(CPC 86212)			
Business tax planning and			
consulting services			
(CPC 86301)			
Advertising services			
(CPC 871)			
Management consulting			
services			
(CPC 865)			
Technical testing and analysis			
services			
(CPC 8676)			
Travel Agency and Tour	 Unbound, except for tour managers (persons 		
operator services	whose function is to accompany a tour group		
(CPC 7471)	of a minimum of 10 persons, without acting as		
	guides in specific locations).		

	Sector or Sub-sector	Limitations on Market Access		Limitations on National Treatment	Additional Commitments			
II.	II. SECTOR SPECIFIC COMMITMENTS							
1.	BUSINESS SERVICES							
A.	Professional Services							
(a)	Legal services - legal advice on foreign law (concerned parts of CPC 861)	 None None The advocate is personally responsible for his activities. To have an interest (own shares and/or be a member of the board of the firm) in a firm of Norwegian advocates is only possible when taking active part in the business. Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	None None Foreign advocates can give advice on foreign law and international law after application. Some restrictions on co-operation with Norwegian advocates as a consequence of legislation on how a firm of Norwegian advocates may be organized. Unbound except as indicated in the horizontal section. As for 3), but no restrictions on advice on a strictly occasional basis.				
(b)	Accounting, auditing and bookkeeping services (CPC 862)							
-	Auditing services by registered and licensed auditors	 1) Unbound 2) None 3) None 	1) 2) 3)	Unbound None Public certification required based on Norwegian exam and 2 years experience in Norway. Audit reports must be drafted in Norwegian Permanent residence in Norway required.				
		4) Unbound except as indicated in the horizontal section	4)	Unbound except as indicated in the horizontal section. As 3).				

1)

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
 Accounting and bookkeeping services 	 Accounting shall take place in Norway. The King may decide that accounting takes place abroad. 	1) None	
	 None None Unbound except as indicated in the horizontal 	 None None Unbound except as indicated in the horizontal 	
	section	section. For authorized accountants, permanent residence in Norway required, and a minimum of 2 years practice in Norway during the 5 preceding years.	
(c) Taxation services (CPC 863)	 None None 	 None None 	
	3) None	3) None	
	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
(d) Architectural services	1) None	1) None	
(CPC 8671)	2) None	2) None	
	3) None	3) None	
	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
(e) Engineering services	1) None	1) None	
(CPC 8672)	2) None	2) None	
	3) None	3) None	
engineering, engineering design services etc.	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
(f) Integrated engineering	1) None	1) None	
services (CPC 8673)	2) None	2) None	
	3) None	3) None	
	4) Unbound except as indicated in the horizontal	4) Unbound except as indicated in the horizontal	
	section	section	

1)

	Sector or Sub-sector		Limitations on Market Access		Limitations on National Treatment	Additional Commitments
(g)	Urban planning and landscape architectural services (CPC 8674)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	
(h)	Medical and dental services (CPC 9312)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None Must speak Norwegian and have passed certain national exams in different areas. Foreign exams giving equivalent competence may be recognized. Unbound except as indicated in the horizontal section. As 3).	
(i)	Veterinary services (CPC 932)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section. Foreign exams giving equivalent competence may be recognized.	
(j)	Deliveries and related services, nursing services, physiotherapeutic and para- medical services (CPC 93191)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section. Must speak Norwegian and have passed certain national exams in different areas. Foreign exams giving equivalent competence may be recognized.	

1)

Cross-border supply

2)

Consumption abroad 3) Commercial presence 4) Presence of natural persons

	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
В.	Computer and Related Services			
(a)	Consultancy services related to the installation of computer hardware (CPC 841)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(b)	Software implementation services (CPC 842)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(c)	Data processing services (CPC 843)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(d)	Data base services (CPC 844)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(e)	Maintenance and repair services for office equipment including computers and other computer services (CPC 845, CPC 849)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

Modes of supply:

	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment Additional Commitments
C.	Research and Development Services		
(b)	R&D services on social sciences and humanities (CPC 852)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section
D.	Real Estate Services		
(b)	Real Estate Services on a fee or contract basis (CPC 822)		
-	Real estate agency	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. Upon request, education/examination from abroad may be accepted.
-	Real estate agent	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. Upon request, education/examination from abroad may be accepted.

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
E. Rental/Leasing Services without Operators			
a), b), c) Relating to ships ⁴ , aircraft, other transport equipment (CPC 83102, CPC 83103, CPC 83104, CPC 83105)	 None None None other than: Aircrafts: to be registered in the aircraft register of Norway, the aircraft must be owned either by Norwegian natural persons or by Norwegian juridical persons. 	 None None None 	
	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
(c) Car-hiring (CPC 83101)	 Unbound None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(d) Relating to other	1) None	1) None	
machinery and equipment Non-transport:	 None None 	2) None3) None	
(CPC 83106-83109) 	4) Unbound except as indicated in the horizontal section	 4) Unbound except as indicated in the horizontal section 	
F. Other Business Services			
(a) Advertising services (CPC 871)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) Market research and public opinion polling services (CPC 864)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
 (c),(d) Management and administrative services (including management, consultancy) (CPC 865, CPC 866) 	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(e) Technical testing and analysis services (CPC 8676)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(f) ,(g) Advisory and consulting services related to agriculture, <i>hunting and</i> <i>forestry-and fishing</i> (concerned parts of CPC 881)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(f),(g)Advisory and consulting services related to <i>agriculture, hunting and</i> <i>forestry and</i> fishing (concerned parts of CPC 882)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

* Does not apply to services carried out in the exercise of governmental authority, such as statutory certification.

Modes of supply:

1)

	Sector or Sub-sector		Limitations on Market Access		Limitations on National Treatment	Additional Commitments
(h)	Services incidental to mining (CPC 883 + 5115)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	
(i)	Advisory and consulting services related to manufacturing (CPC 884, CPC 885)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	
(k)	Placement and supply services of personnel					
	Labour recruitment and provision of personnel (nationals and residents with work permit) (concerned parts of CPC 872)	1) 2) 3)	As 3) None, except when the activity is assessed to take place in Norway the rules mentioned under 3) will apply. None Government monopoly on labour placement. Exceptions can be granted to private labour agencies for the placement of musicians, au- pairs, workers over 60 years old and in relation to social work. Exceptions can further be granted to bodies which, in co operation with the Labour Market Administration, will work with labour placement without profit. Labour hiring is forbidden, exceptions can be made to labour hiring firms within areas such as accountancy, office and secretary work. Companies supplying placements services and hiring out of labour have to be registered as joint stock company in an EEA country or have a bank insurance company guarantee on an amount corresponding to the minimum national share capital. It is not allowed to charge personnel seeking employment for employment services.	1) 2) 3)	None None	

1)

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
- Executive search services (CPC 87201)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
 Investigation and security activities (CPC 873) 	 None None None Unbound except as indicated in the horizontal section 	 None None Manager must be a Norwegian citizen resident in Norway Unbound except as indicated in the horizontal section. As 3). 	
 (m) Related scientific and technical consulting services (concerned parts of CPC 8675-not relating offshore activities) 	 None None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
 (n) Maintenance and repair of equipment (not including maritime vessels, aircraft other transport equipmen (CPC 633, concerned par of and CPC 8861-8866) 	 2) None 3) None 4) Unbound except as indicated in the horizontal 	 None None None Unbound except as indicated in the horizontal section 	
(o) Building-cleaning service (CPC 874)	 Unbound* None None Unbound except as indicated in the horizontal section 	 Unbound* None None Unbound except as indicated in the horizontal section 	

Modes of supply:

1)

^{*} Unbound due to lack of technical feasibility.

	Sector or Sub-sector		Limitations on Market Access		Limitations on National Treatment	Additional Commitments
(p)	Photographic services (CPC 875)	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	
(q)	Packaging services (CPC 876)	1) 2) 3) 4)	Unbound* None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	Unbound* None None Unbound except as indicated in the horizontal section	
(r)	Printing and publishing (parts of CPC 88442)	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	
(s)	Convention services (CPC 87909)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	
(t)	Other					
-	Exhibition management services (parts of CPC 87909)		None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	
-	Interior design (concerned parts of CPC 87907)	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	

1)

	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
2.	COMMUNICATION SERVICES			
B.	Courier Services (CPC 7512)	 None None No limitations except as specified for transportation services Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
C.	Telecommunication Services			
 (b) (c) (d) (e) (f) (g) 	Facsimile services	 None None Unbound except as indicated in horizontal commitments 	 None None Unbound except as indicated in horizontal commitments 	Norway undertakes additional commitments as contained in the attachment, all parts of which are equally binding.
-	Value-added services (excludes voice telephony, telegraph and telex, packet- and circuit-switched data services, mobile radio telephony, paging and satellite services)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

Modes of supply:	1)	Cross-border supply	2)	Consumption abroad	2)	Commercial presence	4)	Dracanaa of natural name	
Modes of suppry.	1)	Cross-border suppry	<i>∠)</i>	Consumption abroad	3)	Commercial presence	4)	Presence of natural pers	sons

	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
3.	CONSTRUCTION AND RELATED ENGINEERING SERVICES			
A.	General Construction Work for Buildings (CPC 512)	 None None None Unbound except as indicated in the horizontal 	 None None None None Unbound except as indicated in the horizontal 	
В.	General Construction Work for Civil Engineering (CPC 513)	section	4) Onbound except as indicated in the horizontal section. A building contractor and the supervisor in charge of the work must have lived in Norway for at least one year and continue to be a resident in Norway. Exceptions are granted under special circumstances. If the contractor moves from Norway, the applicant will not be approved before residency is resumed.	
C.	Installation and Assembly Work (CPC 514, CPC 516)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. For electrical work, plumbing and water sanitation, foreign exams giving equivalent competence may be recognized on a case by case basis. 	
D.	Building Completion and Finishing Work (CPC 517)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. A building contractor and the supervisor in charge of the work must have lived in Norway for at least one year and continue to be a resident in Norway. Exceptions are granted under special circumstances. If the contractor moves from Norway, the applicant will not be approved before residency is resumed. 	

Modes of supply:

	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
E - 4.	OtherPre-erection work at construction sites(CPC 511)Special trade construction work(CPC 515)Renting services relating to equipment for construction/demolition of buildings/civil engineering works, with operator 	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. A building contractor and the supervisor in charge of the work must have lived in Norway for at least one year and continue to be a resident in Norway. Exceptions are granted under special circumstances. If the contractor moves from Norway, the applicant will not be approved before residency is resumed. 	
А.	Commission agents' services (CPC 621) (Trade in arms, alcohol and pharmaceuticals exempted)	 None, except unbound for electricity None None Unbound except as indicated in the horizontal section 	 None, except unbound for electricity None None Unbound except as indicated in the horizontal section 	
B.	Wholesale Trade Services (CPC 622) (Import and trade in alcohol, arms , and pharmaceuticals, fish and grain exempted)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
-	Wholesale trade services of electricity [*]	 Unbound None None Unbound except as indicated in the horizontal section 	 Unbound None None Unbound except as indicated in the horizontal section 	

* Correspondences in document MTN.GNS/W/120 and the Provisional Central Product Classification (CPC) to be determined.

Modes of supply:

1)

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	Sector or Sub-sector		Limitations on Market Access		Limitations on National Treatment	Additional Commitments
C.	Retailing Services (<i>CPC 631+632+6111+</i> <i>6113+6121</i>) (Import and ∉ <u>T</u> rade in pharmaceutical products, alcohol and arms exempted)	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None 2 years prior residency in Norway required for the manager of the branch of a foreign company and for the majority of the board members of a foreign controlled company Unbound except as indicated in the horizontal section. 2 years prior residency in Norway required for the manager of the branch of a foreign company.	
-	Retailing services of electricity*	1) 2) 3) 4)	Unbound None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	Unbound None None Unbound except as indicated in the horizontal section	
D.	Franchising (CPC 8929)	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	1) 2) 3) 4)	None None None Unbound except as indicated in the horizontal section	

Modes of supply:

1)

^{*} Correspondences in document MTN.GNS/W/120 and the Provisional Central Product Classification (CPC) to be determined.

	Sector or Sub-sector		Limitations on Market Access		Limitations on National Treatment	Additional Commitments
5.	EDUCATION SERVICES					
	Educational services	1)	As 3)	1)	None	
	leading to the conferring of	2)	None	2)	None	
	State recognized exams	3)	Primary and secondary education are public	3)	None	
	and/or degrees		service functions. Authorization may be given			
	D: 11		to foundations and other legal entities to offer			
-	Primary and lower		additional parallel or specialized education-on a commercial or non commercial basis.			
	secondary education services		Financial assistance to educational institutions			
	services		or to students only available for studies at			
_	Upper secondary education		certified establishments.			
	services	4)	Unbound except as indicated in the horizontal	4)	Unbound except as indicated in the horizontal	
		.,	section	.,	section. Teaching qualifications from abroad	
-	Higher education services				may be recognized, and an exam must be	
	5				passed.	
-	Adult education				-	
	Educational services not	1)	None	1)	None	
	leading to the conferring of	2)	None	2)	None	
	State recognized exams	3)	None	3)	None	
	and/or degrees	4)	Unbound except as indicated in the horizontal	4)	Unbound except as indicated in the horizontal	
			section		section	

Mo	odes of supply: 1)	Cross-border supply 2) Consumption ab	road 3) Commercial presence 4)	Presence of natural persons
	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
6.	ENVIRONMENTAL SERVICES			
	With the exemption of These government.	commitments do not include public service functions w	hether owned and operated or contracted out by local	, regional or central
А.	Wastewater management Sewage Services (CPC 9401)	 None Unbound Unbound, except for advisory services None None Unbound except as indicated in the horizontal section 	 None Unbound Unbound, except for advisory services None Unbound except as indicated in the horizontal section 	
B.	Solid/Hazardous waste management.	 Unbound, except for advisory services None None For some categories of waste there exists 	 Unbound, except for advisory services None None 	
-	Refuse Disposal Services (CPC 9402)	 a monopoly situation 4) Unbound except as indicated in the horizontal section 	4) Unbound except as indicated in the horizontal section	
-	C.Sanitation and Similar Services (CPC 9403)			
C.	Protection of ambient air and climate	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section	 1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section 	
Ð.				
	<u>Noise abatement services</u> <u>(CPC 9405)</u> <u>Nature and landscape</u> protection services (CPC 9406) Other environmental protection services (CPC 9409)	 1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section 	 1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section 	

	Sector or Sub-sector	Limitations on Market Access Limitations on National Treatment	Additional Commitments
-	Services to reduce Cleaning services of exhaust gases and other emissions and	None Unbound 1) None Unbound None 2) None None Government owned monopoly for 3) None	
	<i>improve air quality</i> (CPC 94040)	 control services of exhaust gas from cars and trucks. Such services must be offered on a non-profit basis. Unbound except as indicated in the horizontal section 4) Unbound except as indicated in the horizontal section 	
D.	<i>Remediation and cleanup of soil & water</i>) Unbound None Unbound, except for advisory services) None 1) Unbound None Unbound, except for advisory services 2) None 	
-	Treatment, remediation of contaminated/polluted soil and water (part of CPC 94060)	 None Unbound except as indicated in the horizontal section Unbound except as indicated in the horizontal section 	
Е.	Noise & vibration abatement) Unbound None 1) Unbound None 2) None 2) None 3) None 3) None	
-	Noise abatement services (CPC 94050)	 4) Unbound except as indicated in the horizontal section 4) Unbound except as indicated in the horizontal section 	
F.	Protection of biodiversity and landscape) Unbound None 1) Unbound None 2) None 2) None 3) None 3) None	
-	Nature and landscape protection services (part of CPC 9460)	 4) Unbound except as indicated in the horizontal section 5) None 4) Unbound except as indicated in the horizontal section 	
<i>G</i> .	Other environmental & ancillary services) Unbound None 1) Unbound None 2) None 2) None 3) None 3) None	
-	Other environmental protection services not classified elsewhere (CPC 94090)	 4) Unbound except as indicated in the horizontal section 4) Unbound except as indicated in the horizontal section 	

1)

Cross-border supply

2)

Consumption abroad 3) Commercial presence 4) Presence of natural persons

Mo	odes of supply: 1)	Cross-border supply 2) Consumption ab	road 3) Commercial presence 4)	Presence of natural persons
	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
7.	FINANCIAL SERVICES			
i.	Norway undertakes commitm	ents on financial services in accordance with the "Und	erstanding on Commitments in Financial Services" (the	Understanding).
ii.	The market access commitm Understanding respectively.	nents in respect of modes 1) and 2) apply to the tran	sactions indicated in paragraphs B.3 and B.4 of the	market access section of the
iii.			atory measures directed towards non-resident financial mode 2) apply to regulatory measures directed towards	
iv.	The following restrictions and			
А.	Insurance and Insurance- Related Services	 In addition to the services listed in paragraph B.3 (a) of the Understanding, non-resident insurance companies may supply insurance related to passenger vessels (including cruise vessels), ocean- going fishing vessels, offshore exploration or insurance contracts regarding domestic companies with an activity of at least 10- man-years or annual sales above a certain threshold. As of 2005 this threshold is set of at least NOK 50 million. Non-resident insurance companies must supply the services listed above and in paragraph B.3(a) of the Understanding through an insurance broker authorized in Norway. 	1) None	
		2) None	2) None	

Modes of supply: 1)	Cross-border supply 2) Consumption ab	road 3) Commercial presence 4)	Presence of natural persons
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	 3) No single or coordinated group of investors may acquire or hold more than 10 per cent of the share capital in a Norwegian insurance company. A foreign or Norwegian financial institution may however, subject to approval acquire and hold up to 25 per cent of such shares when this is part of e strategic alliance agreement. The Ministry of Finance and Customs may in special circumstances make exemptions from these limitations on single investor ownership. Notwithstanding the foregoing, foreign insurance companies may establish partly or wholly owned subsidiaries in Norway. The other owners of such partly owned subsidiaries must be foreign insurance companies or Norwegian financial institutions. 	3) In Norwegian For mutual insurance companies, including subsidiaries of foreign insurance companies, the manager, at least half the members of the board of directors and half the members of the corporate assembly must be permanent residents of Norway. This requirement does not apply to citizens of a state within the European Economic Area when residing in such state. The Ministry of Industry and Trade may grant exemptions from these rules. Until changes in Norwegian corporate legislation come into force (approved by Parliament 27 May 1997), the following limitations continue to apply: The residence requirement apply also to the committee of representatives. The members concerned must have resided in Norway for the last two years. Foreign financial institutions other than	
	For subsidiaries or branches of financial institutions not incorporated within the European Economic Area, a separation requirements applies between life insurance, non-life insurance and credit risk insurance. Insurance companies incorporated in Norway must be organized as joint stock companies or mutual insurance companies. Insurance brokerage firms incorporated in Norway must be organized as joint stock companies.	insurance companies, cannot own shares in a Norwegian insurance company which is a partly owned subsidiary of a foreign insurance company.	
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
B. Banking and Other Financial Services	1) None.	1) None.	
(excluding insurance)	2) None.	2) None.	
	 3) No single or coordinated group of investors may acquire or hold more than 10 per cent of the share capital of commercial banks, central securities depositories or financing undertakings, or more than 10 per cent of the equity certificates of savings banks. A foreign or Norwegian financial institution may, however, subject to approval acquire and hold up to 25 per cent of such shares, except for clearing houses, or equity certificates when this is part of a strategic alliance agreement. In addition <i>T</i> the Ministry of Finance and Customs may in special circumstances make exemptions from these limitations on single investor ownership in such institutions. Notwithstanding the foregoing, foreign banks and financing undertakings may establish partly or wholly owned subsidiaries in Norway. The other owners of such partly owned subsidiaries must be banks or financial institutions respectively. 	3) None In Norwegian commercial banks, financing undertakings, securities firms and management companies for collective investment funds, including subsidiaries of such foreign institutions, the manager, at least half the members of the board of directors and half the members of the corporate assembly must be permanent residents of Norway. This requirement does not apply to citizens of a state within the European Economic Area when residing in such state. The Ministry of Industry and Trade may grant exemptions from these rules. Until changes in Norwegian corporate legislation come into force (approved by Parliament 27 May 1997), the following limitations continue to apply: The residence requirement apply also to the committee of representatives. The members concerned must have resided in Norway for the last two years.	

1)

Cross-border supply

2)

Consumption abroad 3) Commercial presence 4) Presence of natural persons

Modes of supply: 1)	Cross-border supply 2) Consumption ab	road 3) Commercial presence 4)	Presence of natural persons
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	 Registration of securities, as stated in the act relating to the Norwegian Securities Registry regulating the book entry registration system for paperless securities, is subject to a monopoly. Commercial banks, central securities depositories, securities firms and management companies for collective investment funds incorporated in Norway must be organized as joint stock companies. Branches in Norway of banks, securities firms and management companies for collective investment funds incorporated outside the European Economic Area cannot be account- operators in the Norwegian Securities Registry. 	In savings banks and financing undertakings which are not organized as joint stock companies, the members of decision-making bodies must be citizens of states within the European Economic Area and permanently residing in such states. The Ministry of Finance and Customs may grant exemptions from these rules.	
	4) Unbound except as indicated in the horizontal section.	 Unbound except as indicated in the horizontal section. 	
9. TOURISM AND TRAVEL RELATED SERVICES			
A. Hotels and Restaurants			
Hotels, camping sites and other commercial accommodations, restaurants, cafes, pubs, bars (CPC 641, CPC 642, CPC 643)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
B. Travel Agencies and Tour Operators Services (CPC 7471)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
C. Tourist Guides Services (CPC 7472)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES			
B. News Agency Services (CPC 962)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

1)	Cross-border supply	2)	Consumption abroad	3)	Commercial presence	4)	Presence of natural persons
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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
 11. TRANSPORT SERVICES A. Maritime Transport International transport (freight and passengers) (CPC 7211 and 7212 and CPC 7213 wherever applicable) International towing and pushing services (part of CPC 7214) Lless domestic cabotage transport (1) and domestic towing and pushing services 	 None None (a) Ships on the Norwegian Ordinary Ship Register (NOR). Ships have to be owned by EEA Norwegian citizens or by an EEA Norwegian company where EEA Norwegian citizens own at least 60 per cent of the capital. Exemptions from the 60 per cent rule may be granted. (b) Ships on the Norwegian International Ship Register (NIS): None 	 None None (a) NOR: When the ship-owning company is 	
	(c) Other forms of commercial presence:	(c) Other forms of commercial presence: (2) None	

1)

Modes of supply: 1)	Cross-border supply 2) Consumption ab	road 3) Commercial presence 4)	Presence of natural persons
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) (a) Ships' crew NOR: Unbound except as indicated in the horizontal section.	4) (a) NOR: None Unbound except as indicated in the horizontal section	
	(b) Ships' crew NIS: Unbound except as indicated in the horizontal section.	(b) NIS: None, except for the captain who must be a Norwegian citizen. Exemptions from this rule may be granted.	
	(c) Shore personnel: Unbound except as indicated in the horizontal section	(c) Shore personnel: None Unbound except as <i>indicated in the horizontal section</i>	
Cabotage transport (1)	Not included in this offer.		
Domestic freight transportation (part of CPC 7212), limited to the following services			
- Transport feeder services	1) Unbound	1) Unbound	
related to international cargo	2) None	2) None	
 Transport of empty containers for international trade Maritime transport servicing offshore petroleum exploration and production 	 3) (a) Ships on the Norwegian Ordinary Ship Register (NOR). Ships have to be owned by EEA citizens or by an EEA company where EEA citizens own at least 60 per cent of the capital. Exemptions from the 60 per cent rule may be granted. 	3) (a) NOR: When the ship-owning company is a limited liability company, it must be headquartered in the EEA area. The majority of the members of the board, including the chairman, must be EEA citizens resident in the EEA area, having resided in the EEA area the preceding two years.	
	(b) Other forms of commercial presence: (2) None	(b) Other forms of commercial presence:	
	4) Unbound, except as indicated in the horizontal section	4) Unbound, except as indicated in the horizontal section	

Modes of supply: 1)	Cross-border supply 2) Consumption abo	road 3) Commercial presence 4)	Presence of natural persons
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
Domestic maritime towing and pushing services, including anchor handling, servicing petroleum	 Unbound None () Given the New Strength Only Given Strength 	 Unbound None () NOD With the life in the second second	
exploration and production (part of CPC 7214)	3) (a) Ships on the Norwegian Ordinary Ship Register (NOR). Ships have to be owned by EEA citizens or by an EEA company where EEA citizens own at least 60 per cent of the capital. Exemptions from the 60 per cent rule may be granted.	3) (a) NOR: When the ship-owning company is a limited liability company, it must be headquartered in the EEA area. The majority of the members of the board, including the chairman, must be EEA citizens resident in the EEA area, having resided in the EEA area the preceding two years.	
	(b) Other forms of commercial presence: (2) None	(b) Other forms of commercial presence: (2) None	
	4) Unbound, except as indicated in the horizontal section	4) Unbound, except as indicated in the horizontal section	
Maritime auxiliary services:			
Maritime cargo handling services (3)	 None None None Unbound except as indicated in the horizontal section 	 None None None <i>None</i> Unbound except as indicated in the horizontal section 	
 Storage and warehousing services (CPC 742); customs clearance services (4); container station and depot services (5) 	 Unbound* None None Unbound except as indicated in the horizontal section 	 Unbound* None None <i>None</i> Unbound except as indicated in the horizontal section 	

Cross-border supply Consumption abroad 3) Commercial presence Presence of natural persons 2) 4)

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
- Maritime agency services (6); freight forwarding services (7)	 None None None Unbound except as indicated in the horizontal section 	 None None None <i>None</i> Unbound except as indicated in the horizontal section 	
- Other supporting auxiliary transport services (8)	 None None None Unbound except as indicated in the horizontal section 	 None None None None Unbound except as indicated in the horizontal section 	
Auxiliary services as required by maritime transport operators:			 The following services are made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions: 1. Pilotage 2. Towing and tug assistance 3. Provisioning, fuelling, watering 4. Garbage collecting, ballast waste disposal 5. Port Captain's services 6. Navigation aids 7. Shore-based operational services essential to ship operations, including communications, water, electrical supplies

1)

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
			 8. Emergency repair facilities 9. Anchorage, berth, berthing services 10. Container handling, storage and warehousing, freight transport.
			Where the road, rail, coastal shipping and related auxiliary services are not otherwise fully covered in this schedule, a multimodal transport operator shall have the ability to rent, hire or
			charter trucks, railwaycarriages and relate equipment, for the purpose of onward forwarding of international cargoes carried by sea, or have
			access to and use of these forms of transport services for the purpose of providing multimodal transport services.

	Sector or Sub-sector	Limitations on Market Access		Limitations on National Treatment Additional Commitments
C.	Air Transport Services (Definitions of services are found in the Air Transport Annex			
-	Computer reservations systems (CRS) services	1) None		 Unbound for obligations of parent or participating carriers in respect of a CRS controlled by an air carrier of one or more third countries
		2) None		2) None
		3) None		 Unbound for obligations of parent or participating carriers in respect of a CRS controlled by an air carrier of one or more third countries
		4) Unbound except as indicated in the hori section	izontal	4) Unbound except as indicated in the horizontal section
-	Selling and marketing of air transport services	1) None		 Unbound for distribution through CRS of air transport services provided by CRS parent carrier.
		2) None		2) None
		3) None		 Unbound for distribution through CRS of air transport services provided by CRS parent carrier.
		4) Unbound except as indicated in the hori section	izontal	 4) Unbound except as indicated in the horizontal section
-	Aircraft repair and	1) Unbound [*] None		1) Unbound* None
	maintenance services	2) None		2) None
		3) None		3) None
		 4) Unbound except as indicated in the hori section 	izontal	 Unbound except as indicated in the horizontal section

Modes of supply:

^{*} Unbound due to lack of technical feasibility.

	Sector or Sub-sector	Limitations on Market Access		Limitations on National Treatment	Additional Commitments
•	Ground handling	 Unbound None None, except that categories of activities depend of the size of the airport. The number of providers in each airport can be limited due to available space constraints and to not less than two suppliers for other reasons. Non-discriminatory preapproval may apply. Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	Unbound None None Unbound except as indicated in the horizontal section	
E.	Rail Transport Services				
(c)	Pushing and towing services (CPC 7113)	 Unbound None None Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	Unbound None None Unbound except as indicated in the horizontal section	
(d)	Maintenance and repair of rail transport equipment (CPC 8868) ²	 Unbound* None None None Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	Unbound* <u>None</u> None None Unbound except as indicated in the horizontal section	
(e)	Supporting services for rail transport services (CPC 743)	 Unbound None None Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	Unbound None None Unbound except as indicated in the horizontal section	

Modes of supply:

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
F. Road Transport Services			
a),b) Passenger and freight transportation (CPC 7121, CPC 7122, CPC 7123; not including <i>cabotage</i> <i>domestic transport</i>)	 Unbound None None, except for Ppassenger transportation for which regular trips and shuttle services and other regular trips require establishment are conditioned by an economic needs test is based on traffic criteriaum 	 Unbound None None Requirement on established entities to use vehicles with national registration 	
	4) Unbound except as indicated in the horizontal section	 4) Unbound except as indicated in the horizontal section 	
(e) Supporting services for road transport services (CPC 744)	 Unbound None None Unbound except as indicated in the horizontal section 	 Unbound None None Unbound except as indicated in the horizontal section 	

Modes of supply:

1)

Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

	Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
G.	Pipeline transportation			
(a)	Offshore upstream pipeline transportation of petroleum and natural gas. Central network control and monitoring services exempted (concerned parts of CPC 71310)	 None None UnboundLicense required to build and own up stream pipelines for transportation of oil and natural gas Unbound except as indicated in the horizontal section 	 None None Unbound None Unbound except as indicated in the horizontal section 	
H.	Services Auxiliary to All Modes of Transport			
(a)	Cargo-handling services (CPC 741)	 Unbound* None None Unbound except as indicated in the horizontal section 	 Unbound* None None Unbound except as indicated in the horizontal section 	
(b)	Storage and warehouse services (CPC 742)	 Unbound* None None Unbound except as indicated in the horizontal section 	 Unbound* None None Unbound except as indicated in the horizontal section 	

Additional Commitment by Norway for Telecommunications services

Scope

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

Definitions

Users mean service consumers and service suppliers.

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

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

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

- (a) control over essential facilities; or
- (b) use of its position in the market.
- 1. Competitive safeguards
- 1.1 Prevention of anti-competitive practices in telecommunications

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

1.2 Safeguards

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

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

2. Interconnection

2.1 This section applies to linking with suppliers providing public telecommunications transport networks or services in order to allow the users of one supplier to communicate with users of another supplier and to access services provided by another supplier.

2.2 Interconnection to be ensured

Within the limits of permitted market access, interconnection with a major supplier will be ensured at any technically feasible point in the network. Such interconnection is provided³:

- (a) under non-discriminatory terms, conditions (including technical standards and specifications) and rates and of a quality no less favorable than that provided for its own like services or for like services of non-affiliated service suppliers or for its subsidiaries or other affiliates⁴;
- (b) in a timely fashion, on terms, conditions (including technical standards and specifications) and cost-oriented rates that are transparent, reasonable, having regard to economic feasibility, and sufficiently unbundled so that the supplier need not pay for network components or facilities that it does not require for the service to be provided; and
- (c) upon request, at points in addition to the network termination points offered to the majority of users, subject to charges that reflect the cost of construction of necessary additional facilities.
- 2.3 Public availability of the procedures for interconnection negotiations

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

2.4 Transparency of interconnection arrangements

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

2.5 Interconnection: dispute settlement

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

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

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

³ Suppliers of services or networks not generally available to the public, such as closed user groups, have guaranteed rights to connect with the public telecommunications transport network or services on terms, conditions and rates which are non-discriminatory, transparent and cost-oriented. Such terms, conditions and rates may, however, vary from the terms, conditions and rates applicable to interconnection between public telecommunications networks or services.

⁻⁴—Different terms, conditions and rates may be set in Norway for operators in different market segments, on the basis of non-discriminatory and transparent national licensing provisions, where such differences can be objectively justified because these services are not considered 'like services'.

3. Universal service

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

4. Public availability of licensing criteria

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

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

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

5. Independent regulators

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

6. Allocation and use of scarce resources

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

ATTACHMENT

NOTES TO MARITIME TRANSPORT

"Reasonable and non-discriminatory terms and conditions" means, for the purpose of multimodal transport operations, the ability of the multimodal transport operator to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which has entered the port at a later date. A "multimodal transport operator" means the person on whose behalf the bill of lading/multimodal transport document, or any other document evidencing a contract of multimodal carriage of goods, is issued and who is responsible for the carriage of goods pursuant to the contract of carriage.

1. "*Cabotage <u>Domestic transport</u>*" is defined as maritime transport of goods and passengers between ports in Norway, including locations on the continental shelf where petroleum is explored or produced.

2. "Other forms of commercial presence for the supply of international maritime transport services" means the ability for international maritime transport service suppliers of the other members to undertake locally all activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which the maritime transport constitutes a substantial element. (This commitment shall however not be construed as limiting in any manner the commitments undertaken under the cross-border mode of delivery).

These activities include, but are not limited to:

- (a) marketing and sales of maritime transport and related services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself or by service suppliers with which the service seller has established standing business arrangements;
- (b) the acquisition, on their own account or on behalf of their customers (and the resale to their customers) of any transport and related services, including inward transport services by any mode, particularly inland waterways, road and rail, necessary for the supply of the integrated service;
- (c) the preparation of documentation concerning transport documents, customs documents, or other documents related to the origin and character of the goods transported;
- (d) the provision of business information by any means, including computerized information systems and electronic data interchange (subject to the provisions of the Annex on telecommunications);
- (e) the setting of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally (or, in the case of foreign personnel, subject to the horizontal commitment on movement of personnel) with any locally established shipping agency;
- (f) acting on behalf of the companies, organizing the call of the ship or taking over cargoes when required.

3. "Maritime cargo handling services" means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dockers, when this workforce is organized independently of the stevedoring or terminal operator companies. The activities covered include the organization and supervision of:

- the loading/discharging of cargo to/from a ship;
- the lashing/unlashing of cargo;
- the reception/delivery and safekeeping of cargoes before shipment or after discharge.

4. "Customs clearance services" (alternatively "customs house brokers' services") means activities consisting in carrying out on behalf of another party customs formalities concerning import, export or through transport of cargoes, whether this service is the main activity of the service provider or a usual complement of its main activity.

5. "Container station and depot services" means activities consisting in storing containers, whether in a port area or inland, with a view to their stuffing/stripping, repairing, and making them available for shipments.

6. "Maritime agency services" means the activities consisting in representing, within a given geographic area, as an agent the business interests of one or more shipping lines or shipping companies, for the following purposes:

- marketing and sales of maritime transport and related services, from quotation to invoicing, and issuance of bills of lading on behalf of the companies; acquisition and resale of the necessary related services, preparation of documentation, and provision of business information;
- acting on behalf of the companies organizing the call of the ship or taking over cargoes when required.

7. "Freight forwarding services" means the activity consisting of organizing and monitoring shipment operations on behalf of shippers, through the acquisition of transport and related services, preparation of documentation and provision of business information.

8. "Other supporting and auxiliary transport services" means freight brokerage services; bill auditing and freight rate information services; transportation document preparation services; packing and crating and unpacking and de-crating services; freight inspection, weighing and sampling services; and freight receiving and acceptance services (including local pick-up and delivery).

Sector or Subsector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Road transport: Passenger and Freight	Provisions of existing and future road transport agreements with one or more countries to reserve traffic rights for carriage to/from Norway and between third countries concerned. Road cabotage can also be allowed for specific countries	All countries	Indefinite	Regional specificity of road transport services
Audiovisual services: Transmission of audiovisual programmes to the public	Measures that are taken for the implementation and in conformity with the regulations such as the EC Television Broadcasting Directive (No. 89/552) and which define programmes of European origin in order to extend national treatment to audiovisual programs meeting specific origin criteria	Transfrontier Television or other European countries with whom an agreement may be concluded	Indefinite	The promotion of cultural identity within the broadcasting sector in Europe, as well as achievement of certain linguistic policy objectives

NORWAY – FINAL LIST OF ARTICLE II (MFN) EXEMPTIONS

Sector or Subsector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Audiovisual services: Motion picture and video tape production and distribution services	To confer national treatment on audiovisual works through government-to- government framework agreements on film co- production. Such works may in some cases receive access to funding when this would not otherwise be available to co-production.	All countries (existing agreement with the United Kingdom)	Indefinite	The aim of such agreements is to promote cultural links between the countries concerned
Audiovisual services: Production and distribution of cinematographic works and television programmes in Nordic countries	Measures that are adopted for the implementation of benefits in conformity with such support programs as the NORDIC FILM and TV FUND in order to enhance production and distribution of audiovisual works produced in Nordic countries	Finland, Norway, Sweden, Iceland and Denmark	Indefinite	Preservation and promotion of the regional identity of the countries concerned
Audiovisual services: Production and distribution of cinematographic works and television programs	Measures that are adopted for the implementation of benefits in conformity with such support programs as MEDIA and EURIMAGES to audiovisual programs and suppliers to these programs, meeting specific European origin criteria	European countries	Indefinite	Preservation and promotion of the regional identity of the countries concerned

Sector or Subsector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
All sectors	Measures aimed at promoting Nordic co- operation, such as:	Denmark, Sweden, Finland, Iceland and Norway	Indefinite	To maintain and develop Nordic co-operation
	- guarantees and loans to investment projects and exports (The Nordic Investment Bank);			
	- financial support to R&D projects (The Nordic Industrial Fund);			
	- funding of feasibility studies for international projects (The Nordic Fund for Project Exports);			
	- financial assistance to companies* utilizing environmental technology (The Nordic Environment Finance Co- operation)	(*) Applies to East European companies, which are co- operating with one or more Nordic companies.		

Sector or Subsector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
CRS and sales and marketing of air transport services	The obligations of CRS system vendors or of parent and participating air carriers shall not apply where equivalent treatment is not accorded in the country of origin of the parent carrier or of the system vendor	All countries where a CRS system vendor or a parent air carrier is located	Indefinite	The need for the exemption results from the insufficient development of multilaterally agreed rules for the operation of CRS
Domestic Maritime Transport: Passenger and Freight	Provisions of agreements on access to domestic maritime transport	Denmark, Finland, Iceland, Germany, Sweden and UK	Indefinite	These agreements go beyond the rights covered by the EEA agreement and are thus applicable. The exemption will allow for entering partial and progressive commitments in this sector.

List of Energy Related Services

This list is provided to give WTO Members an overview of Norway's initial offer of specific commitments on energy related services. The list specifies where the various items are to be found in document MTN.GNS/W/120 and the Provisional Central Product Classification (CPC). The listing is without prejudice to Norway's position on the classification of energy related services and on how these services are to be incorporated into schedules.

Modes of supply: 1)	Cross-border supply 2) Consumption ab	road 3) Commercial presence 4)	Presence of natural persons
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
I. CONSTRUCTION, EXPLORATION AND DEVELOPMENT FOR ENERGY RESOURCES			
3A. General Construction Work for Buildings (CPC 512)	 None None None Unbound except as indicated in the 	 None None None Unbound except as indicated in the horizontal 	
3B. General Construction Work for Civil Engineering (CPC 513)	horizontal section	section. A building contractor and the supervisor in charge of the work must have lived in Norway for at least one year and continue to be a resident in Norway. Exceptions are granted under special circumstances. If the contractor moves from Norway, the applicant will not be approved before residency is resumed.	
3C. Installation and Assembly Work (CPC 514, CPC 516)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. For electrical work, plumbing and water sanitation, foreign exams giving equivalent competence may be recognized on a case by case basis. 	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
			Additional Commitments
 3D. Building Completion and Finishing Work (CPC 517) 3E. Other Pre-erection work at construction sites (CPC 511) Special trade construction work (CPC 515) 	 None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section. A building contractor and the supervisor in charge of the work must have lived in Norway for at least one year and continue to be a resident in Norway. Exceptions are granted under special circumstances. If the contractor moves from Norway, the applicant will not be approved before residency is resumed. 	
 Renting services relating to equipment for construction/demolition of buildings/civil engineering works, with operator (CPC 518) 1.F Other business services 		berore residency is resumed.	
(h) Services incidental to mining (CPC 883+5115)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
9.A. Hotels and restaurants			
- Other lodging services n.e.c. (CPC 64199) (Lodging offshore)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

Modes of supply:

1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
11.A Maritime transport services			
- Domestic freight transportation (part of CPC 7212), limited to Maritime transport servicing offshore petroleum exploration and production	 Unbound None (a) Ships on the Norwegian Ordinary Ship Register (NOR). Ships have to be owned by Norwegian citizens or by a Norwegian company where Norwegian citizens own at least 60 per cent of the capital.Exemptions from the 60 per cent rule may be granted. (b) Other forms of commercial presence: (2) None 	 Unbound None (a) NOR: When the ship-owning company is a limited liability company, it must be headquartered in Norway. The majority of the members of the board, including the chairman, must be Norwegian citizens resident in Norway, having resided in Norway the preceding two years. (b) Other forms of commercial presence: (2) None 	
- International towing and pushing services, including anchor handling servicing petroleum exploration and production (part of CPC 7214) Less domestic domestic towing and pushing services	 4) Unbound, except as indicated in the horizontal section 1) None 2) None 3) (a) Ships on the Norwegian Ordinary Ship Register (NOR). Ships have to be owned by EEA citizens or by an EEA company where EEA citizens own at least 60 per cent of the capital. Exemptions from the 60 per cent rule may be granted. 	 4) Unbound, except as indicated in the horizontal section 1) None 2) None 3) (a) NOR: When the ship-owning company is a limited liability company, it must be headquartered in the EEA area. The majority of the members of the board, including the chairman, must be EEA citizens resident in the EEA area, having resided in the EEA area the preceding two years. 	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	(b) Ships on the Norwegian International Ship Register (NIS): None	 (b) NIS: Ships with more than 40 per cent non EEA ownership must have a management function in Norway. This may be the operation be operated by a Norwegian ship-owning company with head office in Norway, or by a Norwegian management company or if . If the ship is registered directly in the NIS by a foreign company, an EEA representative is required. The EEA representative must be domiciled in Norway and be authorized to receive a lawsuit on behalf of the shipowner. 	
	(c) Other forms of commercial presence: (2) None	(c) Other forms of commercial presence: (2) None	
	4) (a) Ships' crew NOR: Unbound except as indicated in the horizontal section.	4) (a) NOR: None Unbound except as indicated in the horizontal section.	
	(b) Ships' crew NIS: Unbound except as indicated in the horizontal section.	 (b) NIS: None, except for the captain who must be a Norwegian citizen. Exemptions from this rule may be granted. 	
	(c) Shore personnel: Unbound except as indicated in the horizontal section	(c) Shore personnel: None Unbound except as indicated in the horizontal section.	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
 Domestic maritime towing and pushing services, including anchor handling, 	 Unbound None 	 Unbound None 	
servicing petroleum exploration and production (part of CPC 7214)	3) (a) Ships on the Norwegian Ordinary Ship Register (NOR). Ships have to be owned by EEA citizens or by an EEA company where EEA citizens own at least 60 per cent of the capital. Exemptions from the 60 per cent rule may be granted.	3) (a) NOR: When the ship-owning company is a limited liability company, it must be headquartered in the EEA area. The majority of the members of the board, including the chairman, must be EEA citizens resident in the EEA area, having resided in the EEA area the preceding two years.	
	 (b) Other forms of commercial presence: (2) None 4) Unbound, except as indicated in the horizontal section 	 (b) Other forms of commercial presence: (2) None 4) Unbound, except as indicated in the horizontal section 	
II. TRANSPORTATION AND STORAGE SERVICES			
11.G.Pipeline transportation			
(a) Offshore upstream pipeline transportation of petroleum and natural gas. Central network control and monitoring services	 None None Unbound License required to build and own up stream pipelines for transportation of oil and natural gas 	 None None None None 	
exempted (concerned parts of CPC 71310)	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	

Modes of supply:

1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons

	Sector or Sub-sector	Limitations on Market Access		Limitations on National Treatment	Additional Commitments
11.	H. Services auxiliary to all modes of transport				
b) -	Storage and warehouse services Bulk storage of liquids and gases (CPC 74220)	 None None None Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	None None Unbound except as indicated in the horizontal section	
III	. ENERGY COMMERCIALIZATION SERVICES				
	Trading and brokering for energy, energy products, and fuels				
-	4.A. Commission agents' services, including sales of fuels (CPC 62113) and electricity	 None, except unbound for electricity None None Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	None, except unbound for electricity None None Unbound except as indicated in the horizontal section	
-	Intermediation of financial energy derivates and related auxiliary services [*]	 Unbound None Securities firms incorporated in Norway must be organized as joint stock companies Unbound except as indicated in the horizontal section 	1) 2) 3) 4)	Unbound None None Unbound except as indicated in the horizontal section	

^{*} Captured in Section 7 in Norway's initial offer of specific commitments.

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
4.B. Wholesale trade services of	1) None	1) None	
liquid and gaseous fuels and	2) None	2) None	
related products (CPC	3) None	3) None	
62271)	4) Unbound except as indicated in the	4) Unbound except as indicated in the horizontal	
	horizontal section	section	
- Wholesale trade services of	1) Unbound	1) Unbound	
electricity [*]	2) None	2) None	
	3) None	3) None	
	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
4.C. Retailing services of fuel oil,	1) None	1) None	
bottled gas, coal and woods	2) None	2) None	
(CPC 63297)	3) None	3) None	
	4) Unbound except as indicated in the	4) Unbound except as indicated in the horizontal	
	horizontal section	section	
- Retailing services of	1) Unbound	1) Unbound	
electricity*	2) None	2) None	
, v	3) None	3) None	
	4) Unbound except as indicated in the	4) Unbound except as indicated in the	
	horizontal section	horizontal section	

Modes of supply:

^{*} Correspondences in document MTN.GNS/W/120 and the Provisional Central Product Classification (CPC) to be determined.

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
IV. OTHER			
1.A Professional services			
(d) Architectural services (CPC 8671)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
 (e) Engineering services (CPC 8672) Advisory and consultative engineering, engineering design services etc. 	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(f) Integrated engineering services (CPC 8673)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
1.B Computer and related services			
(a)-(e)Computer and related services (CPC 841-845+849)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
 1.F Rental/Leasing Services without Operators a) Relating to ships (CPC 83103) d) Concerning construction 	 None None None 	 None None None 	
(CPC 83107) and equipment without operator (CPC 83109)	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
1.F Other business services			
(c),(d) Management consulting and services related to management consulting (CPC 865, CPC 866)	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
(e) Technical testing and analysis services (CPC 8676) [*]	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
 (i) Advisory and consulting services related to manufacturing (part of CPC 884, CPC 885) 	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	
 (m) Related scientific and technical consulting services (concerned parts of CPC 8675-not relating to offshore activities) 	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	

* Does not apply to services carried out in the exercise of governmental authority, such as statutory certification.

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
 (n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment) (CPC 633, concerned parts of and CPC 8861-8866) 	 None None None Unbound except as indicated in the horizontal section 	 None None None Unbound except as indicated in the horizontal section 	