

APPENDIX 1 TO ANNEX XII

PHILIPPINES – LIST OF MFN EXEMPTIONS REFERRED TO IN ARTICLE 6.3

Sector or sub sector	Description of measure indicating its inconsistency with Article 6.3	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
<p>ALL SECTORS</p> <p>Entry and temporary stay of natural persons supplying services</p>	<p>A special visa category is provided for traders and investors of countries with which the Philippines has concluded treaties on entry rights for traders and investors</p> <p>Under this special category, the labor market test is waived and simplified entry procedures are provided</p>	<p>All countries</p>	<p>Expiry date or termination of bilateral treaties on entry rights for traders and investors</p>	<p>To facilitate entry into the Philippines, on the basis of reciprocity, of foreign nationals for purposes of trade, investment and related activities</p>
<p><u>Maritime Transport Services</u></p> <p>Liner cargo trade</p>	<p>Executive Order 769 provides for a preferential cargo sharing arrangement with countries which are parties to the UNCTAD Liner Code</p> <p>Under the above-mentioned arrangement, a Party to the UNCTAD Liner Code effectively implementing the Code is assured of at least 40 per cent share of its bilateral export and import liner cargo trade with the Philippines</p>	<p>All countries which have acceded to the UNCTAD Liner Code</p>	<p>Indefinite</p>	<p>Ensure effective participation of Philippine ocean-going fleet in Philippine liner cargo trade</p>

Sector or sub sector	Description of measure indicating its inconsistency with Article 6.3	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Coastwise and inter-island trade or transport of domestic cargoes	<p>Access to domestic shipping of domestic cargoes is reserved for Philippine owned or registered vessels</p> <p>However, limited access to domestic shipping is granted to countries with which the Philippines has concluded agreements on Amity, Commerce and Navigation</p>	All countries	Expiry date or termination of bilateral agreements on Amity, Commerce and Navigation	Allow limited access to cabotage transport on a reciprocal basis
<u>Banking and Other Financial Services</u> (including insurance)	<p>With respect to the granting of authorization for the establishment of commercial presence or expansion of existing operations in Financial Services in the Philippines, favourable treatment would be accorded, on a discretionary basis, to financial service suppliers of another Member that accords favourable treatment to financial service suppliers of the Philippines</p>	All countries	Indefinite	To promote greater liberalization in financial services between the Philippines and other Members in a manner that would contribute to the attainment of Philippine development objectives in the financial sector
