

APPENDIX 5 TO ANNEX XII

TURKEY - SCHEDULE OF SPECIFIC COMMITMENTS REFERRED TO IN ARTICLE 3.18

EXPLANATORY NOTES

1. In identifying individual sectors and sub-sectors, where specified, CPC means the Central Product Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, No. 77, CPC Prov, 1991. Services without CPC reference are defined in the related sector or sub-sector column. Financial services are defined according to the Annex on Financial Services.
2. Nothing in this Schedule shall be construed to prevent Turkey to adopt or maintain any measure under the foreign trade regime and related customs procedures with regard to goods, in compliance with international agreements Turkey is a party to. In this respect, for the service sectors, sub-sectors or activities where importation and/or exportation of goods might be an integral part of the supply of services, such as distribution services, maintenance and repair services, and technical testing and analysis services, Turkey, even if not listed in this schedule, does not undertake any commitments on foreign trade and/or customs measures with regard to goods.
3. The rights and obligations arising from this Schedule shall have no self-executing effect and thus confer no rights directly on natural or juridical persons.
4. The level of commitments in a particular services sector shall not supersede the level of commitments undertaken with respect to any other services sector to which such service is an input or to which it is otherwise related.
5. In case of inconsistency between commitments in this schedule and in other annexes, the commitment that is the most favourable shall prevail.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
I. HORIZONTAL COMMITMENTS			
This Part sets out the commitments including terms, conditions and qualifications of those commitments that apply to trade in services in all scheduled services sectors unless otherwise specified. Those commitments that apply to trade in specific services sectors are listed in Part II.			
ALL SECTORS INCLUDED IN THIS SCHEDULE	<p>1,2) Notwithstanding Article 3.13 (1), Turkey reserves the right to adopt or maintain measures related to payments and transfers related to cross-border supply of services and its service suppliers except related to its specific commitments inscribed in the sectoral part.</p> <p>3) None for Joint Stock Companies, Limited Liability Companies, Commandite Companies, Collective Companies, branches and representative offices as defined in Turkish Commercial Code and Foreign Direct Investment Law.</p> <p>Opening of a liaison office by a company organised under the laws of the EFTA states is subject to permission of the Ministry of Economy, provided that they do not engage in commercial activities in Turkey.</p> <p>Unbound for the establishment or acquisition of any other type of legal entity.</p>	<p><u>Subsidies:</u></p> <p>1,2,3,4) Unbound unless not inconsistent with its commitments under the GATS.</p>	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p><u>Real Estate Acquisition:</u></p> <p>3) According to Land Registry Law, companies with foreign capital are permitted to acquire real estate in Turkey to conduct business activities listed in their articles of association. However, acquisitions in military zones (military forbidden zones, military security zones and strategic zones) and special security zones require permissions from the Turkish military authorities and the relevant province governorship.</p> <p>1,3,4) The Council of Ministers has the authority to determine, modify or limit the conditions of and/or to partially or fully withdraw or ban the right to real estate acquisition by foreign natural persons and juridical persons organised under the laws of a foreign government, in line with national interests.</p> <p><u>Public utilities:</u></p> <p>Economic activities considered as public utilities at the national or local level may be subject to public monopolies or to exclusive rights granted to private operators.</p>	<p>4) Professions which are assigned only to Turkish nationals are given below:</p> <p>1) Doctors, 2) Pharmacists, 3) Nurses, 4) Veterinarians, 5) Responsible directors of the factories producing medicine, 6) Tourist Guides, 7) Responsible directors of private hospitals, 8) Directors of newspaper, 9) Dentists, 10) Notaries, 11) Those personnel working in Free Trade Zones other than managers and qualified personnel, 12) Those personnel undertaking coastal commerce and related activities, 13) Doctors, pharmacists and veterinarians dealing with laboratory services.</p>	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>4) Unbound except for the entry and temporary stay of natural persons in the following categories:</p> <p>I. <u>Intra-corporate transferees</u> are natural persons who have been employed by a juridical person of another Party for at least one year and who are temporarily transferred to one of its subsidiaries, affiliates or branches in the territory of Turkey. The natural person concerned shall belong to one of the following categories:</p> <p><i>Executives-Managers:</i></p> <p>Natural persons working in a senior position within a juridical person, who primarily direct the management of the company, receiving general supervision or direction principally from the board of directors or shareholders of the business or their equivalents, including on:</p> <p>(A) directing the company or a department or sub-division thereof;</p> <p>(B) supervising and controlling the work of other supervisory, professional or managerial employees; and</p> <p>(C) having the authority personally to recruit and dismiss or recommend recruiting, dismissing or other personnel actions.</p>		

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>Specialists:</p> <p>Natural persons working within a juridical person, and who possess uncommon knowledge essential to the company's production, research equipment, techniques or management. In assessing such knowledge, account will be taken not only of knowledge specific to the company, but also of whether the person has a high level of qualification referring to a type of work or trade requiring specific technical knowledge, including membership of an accredited profession.</p> <p>II. Trainees: means natural persons who have been employed by a juridical person of another Party for at least one year, who possess a university degree and who are temporarily transferred to one of its subsidiaries, affiliates, or branches in the territory of Turkey for career development purposes or to obtain training in business techniques or methods.¹</p> <p>III. Business visitors are natural persons working in a senior position within a juridical person of another Party and who are responsible for setting up a subsidiary, affiliate or branch in the territory of Turkey. They do not engage in direct transactions with the general public and do not receive remuneration from a source located in Turkey.</p>		

¹ The recipient company may be required to submit a training programme covering the duration of stay for prior approval, demonstrating that the purpose of the stay is for training corresponding to the level of a university degree.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>IV. <u>Business Service Sellers:</u> means natural persons who are representatives of a service supplier of another Party seeking temporary entry into the territory of Turkey for the purpose of negotiating the sale of services or entering into agreements to sell services for that service supplier. They do not engage in making direct sales to the general public and do not receive remuneration from a source located within Turkey.</p> <p>V. <u>Installers and Maintainers:</u> means qualified specialists who are employees of a juridical person located in another Party not having commercial presence in Turkey, supplying installation or maintenance services for machinery or industrial equipment. The supply of that service has to occur on a fee or contractual basis (installation/maintenance contract) between the builder of the machinery or equipment and the owner of that machinery or equipment, both of them being juridical persons (excluding any supply of services in connection with enterprises supplying services as defined by CPC 872)</p>		

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p><i>Intra-corporate transferees</i> and <i>trainees</i> need to obtain a work permit from the Ministry of Labour and Social Security. The work permits are issued, in accordance with respective laws, regulations and requirements of Turkey, for a period of up to one year. An extension of the work permit period up to two years is granted in accordance with respective laws, regulations and requirements of Turkey.</p> <p><i>Business visitors</i> and <i>business service sellers</i> are not required to obtain work permits for a period of up to 90 days within 180 days.</p> <p>For <i>Installers and Maintainers</i>, the period of stay is limited to 90 days within one year.</p> <p>1, 3, 4) Foreign engineers and architects may engage in the provision of engineering and architecture services in Turkey only after becoming a temporary member of the related professional chamber under the Union of Chambers of Turkish Engineers and Architects.</p>		

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
II. SECTOR SPECIFIC COMMITMENTS			
<p>1. BUSINESS SERVICES</p> <p>A. <u>Professional Services</u></p> <p>(a) Legal services (advisory services on foreign and International Law only) (CPC 861**)</p>	<p>1) None</p> <p>2) None</p> <p>3) Establishment in the form of a “foreign attorney partnership (yabancı avukatlık ortaklığı)” is required.</p> <p>4) Unbound except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3,4) Litigation and representation of natural and legal persons before Turkish Courts, arbitrators, conciliators or other bodies empowered with jurisdictional functions, and preparation of any relevant legal document thereof are assigned only to Turkish national attorneys at law. Legal professionals hired by foreign attorney partnerships, even if they are Turkish nationals, cannot provide the aforementioned legal services. Use of the professional title “avukat (attorney at law)” is reserved for the Turkish nationals enrolled with Turkish Bar Associations.</p> <p>4) Otherwise unbound except as indicated in the horizontal section</p>	

** Asterisks designate "part of".

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) Accounting, auditing and bookkeeping services (CPC 862)	<p>1) Unbound 2) None 3) Accounting, auditing and bookkeeping services can be supplied in the Turkish territory only by duly licensed “Certified Public Accountants (serbest muhasebeci mali müşavir)” or “Sworn-in Public Accountants (yeminli mali müşavir)”; who are deemed as “members of profession (meslek mensubu)”². Turkish nationality is required to be licensed as a member of profession.</p> <p>However, in accordance with Article 8 of the Law No. 3568, subject to the observance of reciprocity condition, a foreign financial adviser³ meeting the professional qualifications required to perform accounting, auditing and bookkeeping services in Turkey, may obtain authorization to supply “certified public accountancy” services in the Turkish territory, through approval of the Prime Minister upon the proposal of the Ministry of Finance. In such a case, authorized foreign financial advisers may associate their works with other members of profession in the form a “partnership office (adi ortaklık)” or an “equity company”⁴ (sermaye şirketi) in accordance with the Turkish Commercial Code after becoming a member of the related chamber.</p>	<p>1) Unbound 2) None 3) Foreign titles and names, other than the names and surnames of the persons authorized in accordance with Article 8 of the Law No. 3568, cannot be used in the titles of partnerships or corporations among Turkish and Foreign Financial Advisers</p>	

² In order to perform auditing services, members of profession are also required to obtain authorization from the Public Oversight, Auditing and Accounting Standards Authority.

³ The term “financial adviser” used in this entry refers to a “Certified Public Accountant (Serbest Muhasebeci Mali Müşavir)” pursuant to the “Law No. 3568 on Certified Public Accountants.

⁴ Equity company types are “joint-stock corporation (anonim şirket)”, “limited liability company (limited şirket)” and “partnership limited by shares (sermayesi paylara bölünmüş komandit şirket)”.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>(c) Taxation Services</p> <p>- Only business tax planning and consulting services (CPC 86301)</p>	<p>Only foreign auditing firms that are authorized in accordance with the principle of reciprocity by the Public Oversight, Auditing and Accounting Standards Authority may carry out statutory audit in Turkey.</p> <p>Auditing firms are required to be established as “equity companies” in accordance with the Turkish Commercial Code. Auditing firms that will perform the audits of capital market institutions are required to be established as “joint-stock companies”.</p> <p>For an audit firm to be authorized:</p> <ul style="list-style-type: none"> - Majority of its capital and voting rights shall belong to auditors, and all the partners of the firm shall be “members of profession”. - The members of its managing body shall be entirely composed of the “members of profession”; and majority of them, but provided that this ratio does not exceed seventy-five percent, shall be the auditors permanently employed by it. <p>4) Unbound</p> <p>1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.</p>	<p>4) Turkish nationality is required for Certified Public Accountants and Sworn-in Public Accountants.</p> <p>1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.</p>	

Modes of supply:	1)	2)	3)	4)	
	Cross-border supply	Consumption abroad	Commercial presence	Presence of natural persons	
Sector or Sub-sector	Limitations on Market Access		Limitations on National Treatment		Additional Commitments
(d) Architectural services (CPC 8671)	1) None	2) None	3) None	4) Unbound except as indicated in the horizontal section	
(e) Engineering Services (CPC 8672)	1) None	2) None	3) None	4) Unbound except as indicated in the horizontal section	
(f) Integrated Engineering Services (CPC 8673)	1) None	2) None	3) None	4) Unbound except as indicated in the horizontal section	
(g) Landscape architecture services (part of CPC 8674)	1) None	2) None	3) None	4) Unbound except as indicated in the horizontal section	
(i) Veterinary services - Only for animal hospitals and laboratories (part of CPC 932)	1) None	2) None	3) None	4) Turkish nationality is required for veterinaries.	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
B. <u>Computer and Related Services</u>			
(a) Consultancy services related to the installation of computer hardware (CPC 841)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(b) Software implementation services (CPC 842)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(c) Data processing services (CPC 843)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(d) Database services including data storage, data hosting and web hosting services (CPC 844)	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	
(e) Other computer and related services - Only maintenance and repair services of office machinery and equipment including computers (CPC 845) - Only training services for staff of clients (CPC 84990**)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
C. <u>Research and Development Services (excluding R&D financed in whole or in part by public funds)</u>			
(a) R&D services on natural sciences (only CPC 85101 and CPC 85103)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None except juridical persons duly established in Turkey, but acting on behalf of foreign persons, are required to obtain prior permission to conduct scientific research activities in the Turkish territory.	
(b) R&D services on social sciences and humanities (CPC 852)		4) Foreign natural persons are required to obtain prior permission to conduct scientific research activities in the Turkish territory. Otherwise, unbound except as indicated in the horizontal section	
E. <u>Rental/Leasing Services Without Operators</u>			
(c) Relating to other transport equipment (CPC 83101, 83102, 83105)	1) Unbound 2) None 3) None except Turkey may apply economic needs tests. 4) Unbound except indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except indicated in the horizontal section.	
(d) Relating to other machinery and equipment (CPC 83106, 83107, 83108, 83109)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	

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
F. <u>Other Business Services</u> (a) Advertising services (CPC 871) (b) Market research services (CPC 864) (c) Management consulting services (CPC 865) (d) Services related to management consulting (CPC 866 except 86602)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section 1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	

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
(e) Technical Testing and Analysis Services, excluding technical testing, analysis and control (inspection) services relating to construction and construction materials ⁵ , vessels and aircrafts, and marine survey activities. - Composition and purity testing and analysis services (only CPC 86761**) ⁶	1) Unbound 2) Unbound 3) None 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) Unbound 3) None 4) Unbound except as indicated in the horizontal section.	
(f) Services incidental to hunting (part of CPC 881)	1) Establishment is required 2) None 3) Only Group A travel agencies may operate in this field with the condition of obtaining hunting licence 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(h) Services incidental to mining (CPC 883, 5115)	1) Commercial presence is required 2) None 3) None 4) Unbound except as indicated in the horizontal section	1,2) None 3,4) “Technical supervisors (teknik nezaretçi)” and “permanent supervisors (daimi nezaretçi)” in mining sites are required to be Turkish nationals. Otherwise unbound except as indicated in the horizontal section	

⁵ Turkey does not assume any commitments regarding technical testing and analysis services relating to the construction sector, including construction and building control activities performed to ensure that the whole construction process, as well as the construction materials used as inputs in the construction, are in conformity with the technical specifications and standards specified by relevant laws and regulations.

⁶ Only inspection, testing and analysis services of air, water, noise level and vibration level under CPC 86761.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(o) Building cleaning services (CPC 874)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(q) Packaging services (CPC 876)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(r) Printing, publishing (CPC 88442**) Excluding publishing services of newspapers, magazines and publications of news agencies	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(s) Convention services (part of CPC 87909)	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(t) Other - Translation and interpretation services except translation and interpretation services supplied by sworn/certified translators and interpreters in relation with notary services (part of CPC 87905)	1) None 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	

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment			Additional Commitments
<p>2. COMMUNICATION SERVICES</p> <p>A./B. <u>Postal Services (postal and courier services)</u></p> <p><i>Postal services cover the acceptance, collection, processing, shipment, distribution and delivery of "postal items" as defined in the Law on Postal Services No. 6475</i></p>	<p>1, 3) Establishment in the form of an "equity capital company (sermaye şirketi)"⁷ is required.</p> <p>"Posta ve Telgraf Teşkilatı Anonim Şirketi (PTT A.Ş.)", a wholly state owned enterprise, is authorized by the Law on Postal Services to supply postal services under a universal service obligation, and has the monopoly right to supply services defined in the Law on Postal Services No. 6475 as postal monopoly.</p> <p>2) None</p> <p>4) Unbound except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in the horizontal section</p>			

⁷ In accordance with Article 124 of the Turkish Commercial Code (Law No. 6102), the following are considered equity capital companies: "joint-stock company (anonim şirket)"; "limited liability company (limited şirket)"; "limited partnership in which the capital is divided into shares (sermayesi paylara bölünmüş komandit şirket)".

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>C. <u>Telecommunication Services</u>⁸</p> <p>(a) Voice telephone services (b) Packet-switched data transmission services (c) Circuit-switched data transmission services (d) Telex services (e) Facsimile services (f) Private leased circuit services (g) Telegraph services (h) On-line information and data-base retrieval (i) Electronic data interchange (j) Enhanced/value-added facsimile services, incl. store and forward, store and retrieve (k) Code and protocol (l) On-line information and/or data processing (m) Others - Mobile services analog/digital cellular - Paging services - Cable TV</p>	<p>1, 3) Except for national public organizations and state-owned enterprises foreseen by law, in order to be authorized, establishment is required in the form of a joint-stock or limited liability company. Electronic communications (telecommunications) services and infrastructure requiring authorization in the form of limited number of rights of use can be provided only by joint stock companies.</p> <p>2) None 4) Unbound except as indicated in the horizontal section</p>	<p>1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section</p>	

⁸ The scope of telecommunication services in this Schedule does not cover any kind of (analog-digital) radio and TV programme broadcasting or on-demand audio-visual media services to the public.

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
(e) Telegraph services	1) PTT A.Ş., a wholly state owned enterprise, is the exclusive service provider. 2) None 3) PTT A.Ş., a wholly state owned enterprise, is the exclusive service provider. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
D. <u>Audio-visual Services</u> (<u>Excluding Broadcasting</u> ⁹)			
(a) Motion picture and video-tape production and distribution services (CPC 9611)	1) None, except establishment of a commercial presence is required for the distribution of motion pictures in physical media (CD, video-tape, etc.) 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(b) Motion picture projection services (CPC 9612) (By cinema theatre owners only)	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	

⁹ For the purposes of this Schedule, broadcasting covers the transmission of signs or signals, via any technology, for the reception and/or display of aural and/or visual programme signals by all or part of the general public.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES (CPC 51)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
4. DISTRIBUTION SERVICES (Distribution services do not include distribution of goods subject to import and export restriction and in any case of alcohol, tobacco, electronic cigarettes and other addictive products; pharmaceuticals; medicines and medical devices, optical goods; seeds; genetically modified organisms, fertilizers and other soil enhancers, endemic plants, pesticides and preparations of a kind used in animal feeding; wood and coal; instruments and appliances for measuring electricity, gas and liquid; crude oil, refined petroleum products, taximeters; firearms and military equipment; precious metals; waste and scrap and materials for recycling; toxic substances; nuclear energy and water.)			
A. <u>Commission agents' Services</u> CPC 621, 61111, 6113 B. <u>Wholesale trade services</u> CPC 622, CPC 61111, 6113, 6121 C. <u>Retailing services</u> CPC 631, CPC 632, CPC 61112, CPC 6113, CPC 6121	1) Unbound 2) None 3) None, except Turkey may apply economic needs tests on commercial presence. For distribution of energy products, limitation on the total value of service transactions through market share cap applies too. 4) Unbound, except as indicated in the horizontal section.	1) Unbound 2) None 3) None 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
<p>5. EDUCATION SERVICES¹⁰</p> <p>A.,B.,E. <u>Primary, Secondary and Other Educational Services</u> (CPC 921, 922, 929)</p> <p>C. <u>Higher Education Services</u> (CPC 923)</p>	<p>1),3) Natural and legal foreign persons directly or by establishing partnership with Turkish nationals may establish only international educational institutions (including vocational and technical schools) and only for foreign students.</p> <p>2) None</p> <p>4) A Turkish national teacher must be assigned to the international educational institutions (including vocational and technical schools) as “Senior Deputy Principal”. Otherwise, unbound except as indicated in the horizontal section.</p> <p>1) None</p> <p>2) None</p> <p>3) Private universities “non-profit foundation higher education institutions (vakıf yükseköğretim kurumları)” can only be established by foundations constituted under Turkish Civil Code, and through the enactment of a specific Law.</p> <p>4) All members of the administrative board of higher education institution i.e. the Board of Trustees (Mütevelli Heyeti)], as well as the president (rector) must be Turkish nationals. Otherwise, unbound except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) A Turkish national teacher must be assigned to the international educational institutions (including vocational and technical schools) as “Senior Deputy Principal”.</p> <p>4) Unbound except as indicated in the horizontal section.</p> <p>1) None</p> <p>2) None</p> <p>3) All members of the administrative board of higher education institution [i.e. the Board of Trustees (Mütevelli Heyeti)], as well as the president (rector) must be Turkish nationals.</p> <p>4) Unbound except as indicated in the horizontal section.</p>	

¹⁰ This commitment covers private education services only.

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
6. ENVIRONMENTAL SERVICES			
A. <u>Sewage Services</u> (CPC 9401)	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.	
B. <u>Refuse Disposal Services</u> (CPC 9402)	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.	
C. <u>Sanitation and Similar Services</u> (CPC 9403)	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
D. Other: - Cleaning services of exhaust gases (CPC 9404)	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.	
- Noise abatement services (CPC 9405)	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.	

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
7. FINANCIAL SERVICES			
HORIZONTAL COMMITMENTS Measures applicable to supply of services through commercial presence for all sectors in Financial Services:			
<u>Banking</u>	3) Permission to establish a bank which has to be established in the form of a joint-stock company or to open the first branch or representative office of a foreign bank in Turkey, shall be given by a decision taken by the Banking Regulation and Supervision Board. A permission to operate must also be received following the consummation of establishment or branch opening transactions, in order to start receiving deposits and/or conducting banking transactions. Lending limits for the branches of foreign banks are based on branch capital rather than worldwide capital.	3) None	
<u>Insurance</u>	3) Insurance and reinsurance companies must be established in the form of a joint-stock or a mutual company. For the purpose of commencing their operation, insurance and reinsurance companies must obtain a license from the Undersecretariat of Treasury for each insurance branch in which they would like to operate.	3) None	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<u>Securities market</u>	<p>3) For the establishment and operations of capital market institutions¹¹ permission of the Capital Markets Board (CMB) is required. In addition, banks engaging in capital market activities (investment services) are required to obtain from the CMB appropriate authorization certificates for these activities. Establishment of branches and agencies by securities intermediary institutions established in Turkey also requires the CMB's permission. Securities intermediary institutions, investment companies, and other capital market institutions with the exception of investment funds¹² can only be established in the form of a joint-stock company. Establishment of branches and representative offices of foreign securities intermediary institutions is not permitted.</p> <p>The Capital Markets Board may take any measure to ensure that the establishment of capital market institutions or their branches and agencies are beneficial to the economic development of Turkey, as well as to the stability, soundness and development of capital markets.</p>	3) None	

¹¹ According to the Capital Market Law, capital market institutions are specified as follows:

- (a) Investment firms,
- (b) Collective investment schemes,
- (c) Independent auditors, appraisal companies and rating agencies performing activities in capital market,
- (d) Portfolio management companies
- (e) Mortgage finance corporations,
- (f) Housing finance and asset finance funds,
- (g) Asset lease companies,
- (h) Central clearing institutions,
- (i) Central securities depositories,
- (j) Trade repositories,
- (k) Other capital market institutions, the establishment and operation principles for which are determined by the Capital Markets Board.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>OTHER FINANCIAL SERVICES</p> <p>A. <u>Financial leasing service</u></p> <p>B. <u>Factoring and consumer financing services</u></p>	<p>3) Financial leasing companies (lessors) can only be established in the form of a joint-stock company.</p> <p>Establishing a financial leasing company is subject to prior permission of the Banking Regulation and Supervision Board. A permission to operate must also be received following the consummation of establishment or branch opening transactions.</p> <p>3) Factoring companies and consumer financing companies must be established in the form of a joint-stock company.</p> <p>Establishing a factoring company or a consumer financing company is subject to permission of the Banking Regulation and Supervision Board. A permission to operate must also be received following the consummation of establishment transactions.</p>	<p>3) None</p> <p>3) None</p>	

¹² According to the Capital Market Law, investment funds can be established in contractual type within the fund rules in conformity with the fiduciary ownership principles.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
C. <u>Authorized Institutions (Foreign Exchange Dealers)</u>	<p>3) In order to engage in activities as an authorized institution, the permission of the Undersecretariat of Treasury must be obtained.</p> <p>The Undersecretariat may take any measure to ensure that the establishment of authorized institutions or their subsequent branches and agencies is beneficial to the economic development of Turkey as well as to the stability, soundness and development of financial markets.</p> <p>Authorized institutions must be incorporated in the form of a joint-stock company.</p>	3) None	
D. <u>Precious metals exchange</u>	<p>3) To operate as a Precious Metal Intermediary Institution (PMII) one must obtain permission from Undersecretariat of Treasury. Banks, foreign exchange dealers, joint-stock companies engaging in trade and production of precious metals, branches, which are located in Turkey, of the companies resident abroad engaging in trade and production of precious metals may apply to the Undersecretariat to operate as a PMII. Moreover, it is also possible to apply for permission to the Undersecretariat to operate solely as a precious metal brokerage institution and to be established as a joint stock company to operate as such.</p>	3) None	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
FINANCIAL SERVICES (SECTOR-SPECIFIC COMMITMENTS)			
<u>Insurance and Insurance-related Services</u> (i) Direct insurance (A) Life	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1,2) The right to limit the eligibility for tax benefits provided to employers and wage earners by way of deduction of a certain percentage of life insurance premiums from gross income, so as to ensure that tax benefits would be provided only when the life insurance policies are concluded with the insurance companies or branches of foreign insurance companies established in Turkey. 3) None 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
(B) Non-Life	1,2) Unbound except: <ul style="list-style-type: none"> (a) The hull insurance of aircrafts, helicopters and ships which are purchased through a foreign loan or leased through a financial leasing contract from abroad, provided that the insurance period is limited to the term of the credit or leasing contract; (b) marine liability insurance; (c) transportation insurance of imported and exported goods; (d) Personal injury, sickness, health and motor vehicle insurance, limited to the time during which people will be abroad or temporarily staying abroad (e) Insurance of ships and yachts registered with the Turkish International Maritime Registry 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(ii) Reinsurance and retrocession	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

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
(iii) Insurance intermediation such as brokerage and agency	<p>1,2) Unbound for intermediaries (agents and brokers) except the ones dealing with life insurance and non-life insurance categories indicated in the “(i)(B) Non-life” section and reinsurance brokers.</p> <p>3) Juridical person insurance and reinsurance agencies and brokers must be established in Turkey in the form of a joint-stock or limited-liability company. The general manager and the deputy managers responsible for technical departments must reside in Turkey. Insurance agencies and brokers that are established in foreign countries may engage in insurance intermediation activities only by means of opening branches in Turkey. Institutional form and residency requirements stipulated above apply for branches, as well.</p> <p>4) Natural person insurance and reinsurance brokers and agents must reside in Turkey. Otherwise, unbound, except as indicated in the horizontal section</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Natural person insurance and reinsurance brokers, and agents must reside in Turkey. Otherwise, unbound except as indicated in the horizontal section.</p>	
(iv) Services auxiliary to insurance, such as consultancy, actuarial, risk assessment and claim settlement services	<p>1,2) None, except adjusters and actuaries. Unbound for adjusters and actuaries.</p> <p>3) None</p> <p>4) Unbound for adjusters and actuaries. Otherwise, unbound, except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in the horizontal section.</p>	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<u>Banking and Other Financial Services (excluding insurance)</u>			
(v) Acceptance of deposits and other repayable funds from the public	1) Unbound 2) None 3) No natural person or legal entity other than credit institutions or those authorized under specific regulations can accept deposits or other repayable funds from the public. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(vi) Lending of all types including consumer credit, mortgage credit, factoring and financing of commercial transaction:			
(A) Consumer credit	1) Unbound 2) None 3) Banks and financing companies can lend consumer credits. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(B) Factoring	1) Unbound 2) None 3) Banks and factoring companies can engage in factoring activities. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 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
(C) Mortgage credit	1) Unbound 2) None 3) Financial leasing companies and financing companies which are found eligible to operate in housing finance by the Banking Regulation and Supervision Agency can engage in trading of mortgage credits. Also banks can engage in trading of these activities. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(D) Financing of commercial transactions	1) Unbound 2) None 3) Banks, financial leasing companies, factoring companies, and financing companies can engage in these activities. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(vii) Financial leasing	1) Unbound 2) None 3) Banks which are not authorized to accept deposits and financial leasing companies can engage in financial leasing transactions. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 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
(viii) All payment and money transmission services, including credit and debit cards and travellers cheques	1) Unbound 2) None 3) Payment and money transmission services can only be conducted by banks and institutions authorized in accordance with the “Law on Payments and Securities Settlement Systems, Payment Services and Electronic Money Institutions”. The institutions engaging in the provision of payment and money transmission services are required to be established in Turkey, in the form of a joint-stock company. Credit and debit cards services can only be provided by banks. Transfers of foreign exchange abroad must be carried out through the banking system. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(ix) Guarantees and commitments	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.	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>(x) Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:</p> <p>(A) Money market instruments (including cheques and bills)</p> <p>(B) Foreign exchange</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) The trading of money market instruments can be performed by both banks and securities intermediary institutions; however, securities intermediary institutions cannot engage in the trading of cheques and bills.</p> <p>4) Unbound except as indicated in the horizontal section.</p> <p>1) Unbound</p> <p>2) None</p> <p>3) Banks, foreign exchange dealers, securities intermediary institutions (limited to investment services and activities), as well as national postal administration (PTT A.Ş.) can engage in foreign exchange trading.</p> <p>4) Unbound, except as indicated in the horizontal section</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in the horizontal section.</p> <p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound, except as indicated in the horizontal section</p>	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(C) Derivative products	1) Unbound 2) None 3) Authorized banks and securities intermediary institutions can engage in trading of these products. Authorized banks can execute orders in derivative instruments except for those based on stock indices and stocks, and deal on own account in derivative instruments except for those based on stocks. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(D) Exchange rate and interest rate instruments	1) Unbound 2) None 3) Authorized banks and securities intermediary institutions can engage in trading of exchange rate and interest rate instruments. Only securities intermediary institutions can provide “leveraged transactions” as defined in Capital Market Law no. 6362 (i.e. retail forex brokerage). 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(E) Transferable securities	1) Unbound 2) None 3) Banks and securities intermediary institutions can engage in trading of these products. However, only securities intermediary institutions can provide such investment services with regard to execution of orders and dealing on own account in shares. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 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
(F) Other negotiable instruments and financial assets, including bullion	1) Unbound 2) None 3) Banks and related intermediary institutions can engage in trading of these products. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(xi) Underwriting and placement	1) Unbound 2) None 3) Development and Investment Banks, and securities intermediary institutions can provide underwriting and placement services for the securities to be issued after being registered by the Capital Markets Board. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(xii) Money broking	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	
(xiii) Asset management such as cash or portfolio management, all forms of collective investment management, pension fund management, custodial depository and trust services			

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
(A) Portfolio management	1) Unbound 2) None 3) Development and Investment Banks, securities intermediary institutions (excluding collective investment management) and portfolio management companies can provide these services. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(B) Collective investment management	1) Unbound 2) None 3) Collective investment portfolios can be managed by portfolio management companies. Investment companies can also manage their own portfolios 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(C) Pension fund management	1) Unbound 2) None 3) Portfolio management companies can provide these services. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 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
(D) Custodial, depository and trust services	1) Unbound 2) None 3) Authorized banks and securities intermediary institutions operating in capital market can provide custodial services for their customers. Depository accounts related with capital market instruments, with the exception of government debt instruments held in bank portfolios, can only be kept by Central Registry Agency. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
(xiv) Settlement and clearing services for financial assets, including securities, derivative products, and cheques	1) Unbound 2) None 3) İstanbul Clearing, Settlement and Custody Bank (Takasbank) Inc., The Central Bank of the Republic of Turkey, Central Registry Agency Inc. (MKK) and other entities authorised by the Capital Markets Board and the Central Bank of the Republic of Turkey (CBRT) can provide securities clearing and settlement services. Only the institution established and/or authorized by the Central Bank of the Republic of Turkey can provide cheque clearing services. Payment systems can only be operated by the Central Bank of the Republic of Turkey and other entities authorized by The Central Bank of the Republic of Turkey. An entity that operates as a payment and securities settlement system is required to be established in Turkey, in the form of a joint-stock company. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 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
(xv) Provision and transfer of financial information by suppliers of other financial services	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	
- Financial data processing and provision and transfer of related software by suppliers of other financial services	1,2) Unbound 3) Financial institutions are obliged to establish and maintain their data processing centres (both primary and secondary information systems ¹³) in Turkey for the storage and processing of financial data. 4) Unbound, except as indicated in the horizontal section	1,2) Unbound 3) None 4) Unbound, except as indicated in the horizontal section	
(xvi) Advisory, intermediation and other auxiliary financial services on all the activities listed in subparagraphs (v) through (xv), including credit reference and analysis, investment and portfolio research and advice on acquisitions and on corporate restructuring and strategy	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	

¹³ Primary systems are comprised of infrastructure, hardware, software and data which ensure the execution of financial activities as well as the recording and use of information in electronic media in a secure manner and as to be accessed when needed. Secondary systems are primary system substitutes.

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
8. HEALTH RELATED AND SOCIAL SERVICES A. <u>Hospital Services</u> (CPC 9311)	1) Unbound* 2) None 3) Foreigners may establish private hospitals with the permission of Ministry of Health. The number and type of hospitals, medical branches in each hospital, number of required health personnel, bed capacity as well as procurement of medical devices may be limited in accordance with investment plans based on health service needs of residential areas. 4) Unbound	1) None 2) None 3) None 4) Unbound	

* Unbound due to the lack of technical feasibility.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>9. TOURISM AND TRAVEL RELATED SERVICES</p> <p>A. <u>Hotels and restaurants</u> (CPC 641-643) (incl. catering except catering services under air transport ground handling services)</p> <p>B. <u>Travel Agencies and Tour Operators Services</u> (CPC 7471)</p>	<p>1) Unbound*</p> <p>2)¹⁴ None</p> <p>3) None</p> <p>4) Unbound except as indicated in the horizontal section. In addition, the amount of foreign personnel that would be employed in an enterprise must not exceed 10 per cent of the total personnel. This amount could be increased up to 20 per cent by the decision of the related Ministry.</p> <p>1) Establishment is required</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None except the amount of foreign personnel that would be employed in an enterprise must not exceed 10 per cent of the total personnel. This amount could be increased up to 20 per cent by the decision of the Ministry of Culture and Tourism.</p> <p>4) Unbound except as indicated in the horizontal section.</p> <p>1) Travel agencies organized under the laws of a foreign government cannot organise tours from Turkey to abroad.</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in the horizontal section.</p>	

* Unbound due to the lack of technical feasibility.

¹⁴ Turkish nationals may travel abroad without any restriction. Only, they are required to pay, with certain exceptions, a TL amount equivalent up to US\$ 100 for each exit.

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services)</p> <p>A. <u>Entertainment services (including theatre and live bands)</u></p> <p>- Theatrical producer, singer group, band and orchestra entertainment services (CPC 96191)</p>	<p>1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section</p>	<p>1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section</p>	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>11. TRANSPORT SERVICES</p> <p>A. <u>Maritime Transport Services excluding cabotage</u>¹⁵</p> <p>International Transport (freight and passengers) (CPC 7211 and 7212)</p>	<p>1) None</p> <p>2) None</p> <p>3) Unbound except with vessels that carry the Turkish flag. - Only vessels registered to “Turkish International Ship Register” may carry the Turkish flag to conduct international maritime transport activities. - Vessels constructed in Turkey; as well as commercial cargo vessels weighing more than 3000 DWT, and passenger vessels weighing more than 300 gross tonnes which were imported to Turkey may be registered to Turkish International Ship Register. - Vessels belonging to foreign natural persons domiciled in Turkey, and to companies established in Turkey in accordance with the national legislation may be registered to Turkish International Ship Register.</p> <p>4) Captain and crew of the Turkish flag vessels must be Turkish nationals. Otherwise unbound except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Captain and crew of the Turkish flag vessels must be Turkish nationals. Otherwise unbound except as indicated in the horizontal section.</p>	<p>The following services at the port are made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions:</p> <ol style="list-style-type: none"> 1. Pilotage 2. Towing and tug assistance 3. Provisioning, fuelling and watering 4. Garbage collecting and ballast waste disposal 5. Port Captain's services 6. Navigation aids 7. Shore-based operational services essential to ship operations including communications, water and electrical supplies 8. Emergency repair facilities 9. Anchorage, berth and berthing services

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p><u>Maritime auxiliary services:</u></p> <ul style="list-style-type: none"> <li data-bbox="183 343 557 619">- Container Station and Depot Services (activities consisting of storing containers, whether in port areas or inland, with a view to their stuffing/stripping, repairing and making them available for shipments.) <li data-bbox="183 651 557 1016">- Storage and warehousing services (storage services of frozen or refrigerated goods, bulk storage services of liquids or gases, and storage and warehousing services of other goods, including: cotton, grain, wool, tobacco, other farm products, and other household goods) 	<ul style="list-style-type: none"> <li data-bbox="562 343 1133 371">1) Unbound* <li data-bbox="562 375 1133 403">2) None <li data-bbox="562 406 1133 435">3) None <li data-bbox="562 438 1133 467">4) Unbound <ul style="list-style-type: none"> <li data-bbox="562 651 1133 679">1) Unbound <li data-bbox="562 683 1133 711">2) None <li data-bbox="562 715 1133 927">3) None except for “customs warehouses”. Customs warehouses can only be established by a “joint stock” or a “limited liability” company founded in accordance with the Turkish Commercial Code, which has been in operation for at least two years. Economic need test applies. <li data-bbox="562 930 1133 959">4) Unbound 	<ul style="list-style-type: none"> <li data-bbox="1137 343 1727 371">1) Unbound <li data-bbox="1137 375 1727 403">2) None <li data-bbox="1137 406 1727 467">3) None except for the restrictions stated in footnote 15. <li data-bbox="1137 470 1727 499">4) Unbound <ul style="list-style-type: none"> <li data-bbox="1137 651 1727 679">1) Unbound <li data-bbox="1137 683 1727 711">2) None <li data-bbox="1137 715 1727 775">3) None except for the restrictions stated in footnote 15. <li data-bbox="1137 778 1727 807">4) Unbound 	

¹⁵ Without prejudice to the scope of activities which may be considered as "cabotage" under the relevant national legislation, this schedule does not include "maritime cabotage services", which are assumed to cover transportation of passengers or goods between a port located in Turkey and another port located in Turkey including feeder services, and traffic originating and terminating in the same port located in Turkey provided that this traffic remains within Turkey's territorial waters. In addition, according to the “Law Concerning Coastal Shipping (Cabotage) along Turkish Shores and Performance of Trade and Business in Turkish Ports and Territorial Waters” (Law No: 815), the right to transport goods and passengers from one point to another along Turkish shores and to perform towing and piloting, and all other port services of any type, whatsoever, within or between Turkish ports and shores shall belong exclusively to ships and vessels that fly the Turkish flag in accordance with Article 940 of the Turkish Commercial Code (Law No. 6102). Vessels carrying the Turkish flag in accordance with the Law on Turkish International Ship Registry (Law No. 4490) but not fulfilling the requirements of Article 940 of Turkish Commercial Code cannot perform the aforementioned functions falling within the scope of cabotage rights. For further clarification, this Schedule does not establish any right for the conduct of activities falling under cabotage rights as stipulated in the “Law Concerning Coastal Shipping (Cabotage) along Turkish Shores and Performance of Trade and Business in Turkish Ports and Territorial Waters” (Law No: 815).

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>- 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)</p>	<p>1) Unbound 2) None 3,4) For natural persons: Customs brokers must be Turkish nationals. For juridical persons: All the stakeholders of a customs brokerage company must be licensed customs brokers who are Turkish nationals.</p>	<p>1) Unbound 2) None 3,4) For natural persons: Customs brokers must be Turkish nationals. For juridical persons: All the stakeholders of a customs brokerage company must be licensed customs brokers who are Turkish nationals.</p>	
<p>- Maritime freight forwarding services (means the activity consisting of organising and monitoring shipment operations on behalf of shippers, through the acquisition of transport and related services, preparation of documentation and provision of business information)</p>	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>	
<p>(c) Rental of vessels with crew (CPC 7213)</p>	<p>1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.</p>	<p>1) Vessels rented by foreigners may not operate inside the Turkish coastal waters. This kind of vessels are considered as foreign vessels. 2) None 3) None 4) Unbound except as indicated in the horizontal section.</p>	

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

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(d) Maintenance and repair of vessels (CPC 8868)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
C. <u>Air Transport Services</u>			
(a) Selling of air transport services	1) Foreign airline companies may sell their tickets by opening sales offices in Turkey. 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(b) Computer reservation systems	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(c) Maintenance and repair of aircraft (CPC 8868)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

<p>(d) Ground-Handling Services (only the services that is supplied at an airport, on a fee or contract basis, of the following: representation; passenger services; load control and communications; ramp, cargo and mail, aircraft cleaning, unit load device control; aircraft line maintenance, fuel and oil; flight operations; transport; catering services; supervision and administration; and aircraft private security service and audit.)</p>	<p>1) Unbound* 2) None 3) Authorization from the Ministry of Transport, Maritime Affairs and Communications (a Type-A or Type-C license) is necessary to perform ground-handling services. Authorizations are provided only to commercial companies established in accordance with the Turkish Commercial Code. In the case of ground-handling companies that would acquire type A and C licenses; a. The majority of the persons authorized for the administration and representation of the company must be Turkish nationals. b. According to the main contract, Turkish shareholders must hold the majority of the voting rights.</p> <p>Type-A licenses can also be obtained by domestic airline operators to provide ground-handling services to other airline operators. Foreign airline operators cannot provide such services.</p> <p>Passenger handling, ramp handling, and load-control and communication services can only be provided by a ground-handling company with a Type-A license.</p> <p>Catering services can only be provided by ground-handling companies operating within the airport, companies with a catering service provision license, and domestic airline operators. Foreign airline operators cannot provide these services.</p> <p>4) The majority of the persons authorized for the administration and representation of a ground-handling company must be Turkish nationals. Otherwise, Unbound except as indicated in the horizontal section.</p>	<p>1) Unbound 2) None 3) National Treatment applies on the basis of reciprocity principle 4) The majority of the persons authorized for the administration and representation of a ground-handling company must be Turkish nationals. Otherwise, Unbound except as indicated in the horizontal section.</p>	
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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
(e) Airport Management Services (covers airport infrastructure and operation services, including related consulting services.)	1) Unbound* 2) None 3) Airport management services could be provided through transferring operational rights by leasing of the state airports (including built and transferred by private sector entities through Built-Operate-Transfer Model. Transfer of operational rights by leasing is rendered by the General Directorate of State Airports Authority through tender for a period of maximum 49 years. Transferring of operation rights by leasing is subject to the authorization by the Ministry of Transport, Maritime Affairs and Communications. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
E. <u>Rail Transport Services</u> (CPC 7111, 7112)	1) Unbound 2) None 3) Unbound. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) Unbound 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
F. <u>Road Transport Services</u> <u>(Except Cabotage)</u>			
(a) Passenger transportation (CPC 7121 + 7122)	1) Unbound 2) None 3) None 4) None	1) Unbound 2) None 3) None 4) None	
(b) Freight transportation (CPC 7123)	1) Unbound 2) None 3) None 4) None	1) Unbound 2) None 3) None 4) None	
(e) Supporting services for road transport services (CPC 744 except 7442)	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.	
H. <u>Services auxiliary to all</u> <u>modes of transport except</u> <u>maritime and internal</u> <u>waterways</u>			
(a) Cargo-handling services (CPC 741)	1) Unbound 2) None 3) For natural persons: Turkish nationality is required. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) For natural persons: Turkish nationality is required. 4) Unbound except as indicated in the horizontal section.	
(b) Storage and warehouse services (CPC 742)	1) Unbound 2) None 3) For natural persons: Turkish nationality is required. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) For natural persons: Turkish nationality is required. 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
(c) Freight transport agency services (CPC 748).	1) Unbound 2) None 3) For natural persons: Turkish nationality is required. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) For natural persons: Turkish nationality is required. 4) Unbound except as indicated in the horizontal section.	
(d) 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)	1) Unbound 2) None 3,4) For natural persons: Customs brokers must be Turkish nationals. For juridical persons: All the stakeholders of a customs brokerage company must be licensed customs brokers who are Turkish nationals.	1) Unbound 2) None 3,4) For natural persons: Customs brokers must be Turkish nationals. For juridical persons: All the stakeholders of a customs brokerage company must be licensed customs brokers who are Turkish nationals.	

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
12. OTHER SERVICES NOT INCLUDED ELSEWHERE (a) Hairdressing and other beauty services (CPC 9702) ¹⁶	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	

¹⁶ Note for the avoidance of doubt: the CPC categories in this subsector do not include any types of therapeutical, medical, para-medical or rehabilitation treatment.