

APPENDIX 1 TO ANNEX XV

**COLOMBIA – SCHEDULE OF SPECIFIC COMMITMENTS REFERRED TO IN ARTICLE 4.17**

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<b>I. HORIZONTAL COMMITMENTS</b>			
<b>ALL SECTORS INCLUDED IN THIS SCHEDULE</b>			
	<p>3)</p> <p>Foreign investment is allowed in all sectors of the economy except for investment projects in activities relating to national defense and the processing and disposal of toxic, hazardous or radioactive waste not produced in Colombia.</p>		
		<p>Unappropriated land along the Colombian coastlines and in the border regions with neighbouring countries may be awarded solely to Colombians by birth. Unappropriated land thus acquired cannot be transferred to foreigners.</p> <p>In the islands of the San Andrés and Providencia Archipelago, the acquisition of real property by foreigners, as well as immigration and human settlements, are governed by special provisions for which all relevant reservations are established here.</p>	
		<p>With regard to foreign corporations, a tax exists on remittances of profits. Colombia considers that this tax is compatible with the provisions of the Chapter, in particular with the footnote to Article 4.15 (d), and therefore it is not specified or scheduled in this offer.</p>	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>4)</p> <p>Unbound, except for measures affecting the entry and temporary stay of natural persons in the following categories:</p>	<p>4)</p> <p>Unbound, except for the measures indicated in the market access column.</p>	
	<p>A. Managers, legal representatives and technical specialists, with the exception of the professional services subsectors.</p>		
	<p>Any employer with a staff of more than ten employees must employ Colombians in a proportion of not less than 90 per cent of the staff of ordinary employees and not less than 80 per cent of the skilled employees or specialists, administrative staff or persons in posts of responsibility.</p>		
	<p><b>B. Business visitors</b></p> <p>Legal representatives, directives or executives of foreign commercial, industrial or services enterprises, that develop activities own to entrepreneurial management related to the interests represented, such as attending partners meetings, business making, business management supervising, among other.</p> <p>Entry and temporary stay is authorized for a period no longer than 6 months, as long as a domicile is not established in Colombia and payment of honoraries or remuneration for its activity is not paid in Colombian territory.</p>		

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p><b>C. Installers and maintainers</b></p> <p>Entry and temporary stay and work is authorized for Technical Visitors in charge of installation and maintenance of machinery and industrial equipment and training in its use, as long as there is no remuneration for the service supplied in the Colombian territory and its staying is not longer than 45 days.</p>		
<b>II. SECTOR-SPECIFIC COMMITMENTS</b>			
<b>1. BUSINESS SERVICES</b>			
<b>A. Professional services</b>			
<p>a) Legal services (CPC 861)</p> <p>Only legal advisory services in foreign legislation and international legislation (excludes advice and litigation in national law)</p>	<p>1) None</p> <p>2) None</p> <p>3) None, except as indicated in note number 1 of the Attachment.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	
<p>b) Accounting and book-keeping services (CPC 862)</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) Registration as an accountant is required, for which it is necessary to be a Colombian national having the exercise of civil rights or an alien domiciled in Colombia for at least three years prior to the application and satisfy the following requirements:</p>	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
		a) Possess the degree of public accountant from a Colombian University, show evidence of experience in activities relating to accounting in general of not less than one year, acquired simultaneously with or subsequently to the above studies; or	
		b) Possess the degree of public accountant or an equivalent title issued by foreign institutions of countries with which Colombia has signed agreements on recognition of degrees and endorsed by the duly authorized governmental body.	
	4) Unbound, except as indicated in the horizontal section.	4) Unbound, except as indicated in the horizontal section.	
c) Tax advisory services (CPC 863)	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) Architectural services (CPC 8671)	1) None, except as indicated in note number 1 of the Attachment. 2) None, except as indicated in note number 1 of the Attachment.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	3) None, except as indicated in note number 1 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	
e) Engineering services (CPC 8672) f) Integrated engineering services (CPC 8673)	1) None, except as indicated in note number 1 of the Attachment. 2) None, except as indicated in note number 1 of the Attachment. 3) None, except as indicated in note number 1 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	
g) Urban planning and landscape architectural services (CPC 8674)	1) None, except as indicated in note number 1 of the Attachment. 2) None, except as indicated in note number 1 of the Attachment. 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<b>B. Computer and related services</b>			
a) Consultancy services related to the installation of computer hardware (CPC 841)	1) None, except as indicated in note number 1 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
b) Software implementation services (CPC 842)	1) None, except as indicated in note number 1 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
c) Data-processing services (CPC 843)	1) None, except as indicated in note number 1 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
d) Database services (CPC 844)	1) None, except as indicated in note number 1 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
e) Other (CPC 845+849)	1) None, except as indicated in note number 1 of the Attachment. 2) None, except as indicated in note number 1 of the Attachment. 3) None, except as indicated in note number 1 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	
<b>C. Research and development services</b> The following limitations to National Treatment apply to this sector: respecting Mode 1 notes 1, 2, 3, 5 and 6 of the Attachment; respecting Mode 2 notes 1, 2 and 3 of the Attachment; and respecting Mode 3 notes 1, 2, 3 and 4 of the Attachment.			
a) Research and development services on natural sciences (CPC 851)	1) Unbound	1) None.  Any foreign person planning to undertake scientific research on biological diversity in the territory of Colombia must involve at least one Colombian researcher in the research or analysis of the results of such	

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	<p>2) Unbound</p> <p>3) Unbound.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>research.</p> <p>2) None.</p> <p>Any foreign person planning to undertake scientific research on biological diversity in the territory of Colombia must involve at least one Colombian researcher in the research or analysis of the results of such research.</p> <p>3) None.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	
<p>b) Research and development services on social sciences and humanities (CPC 852)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound.</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>	
<p>c) Interdisciplinary research and development services (CPC 853)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound.</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>	



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<p><b>D. Real Estate Services</b>            Note 1 of the Attachment applies to this sector to Market Access in Modes 1, 2 and 3.            The following limitations to National Treatment apply to this sector: respecting Mode 1 notes 1, 2, 3, 5 and 6 of the Attachment; respecting Mode 2 notes 1, 2 and 3 of the Attachment; and respecting Mode 3 notes 1, 2, 3 and 4 of the Attachment.</p>			
a) Involving own or leased property (CPC 821)	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) On a fee or contract basis (CPC 822)	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><b>E. Leasing or rental services without operator</b></p>			
a) Leasing or rental services concerning vessels without operator (CPC 83103)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment	

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		4) Unbound, except as indicated in the horizontal section.	
b) Leasing or rental services concerning aircraft without operator (CPC 83104)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	
c) Leasing or rental services concerning other means of transport without operator (CPC 83101+83102+83105)	1) None, except as indicated in note number 1 of the Attachment 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
d) Leasing or rental services concerning other machinery and equipment (CPC 83106-83109)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes	

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	4) Unbound, except as indicated in the horizontal section.	number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
e) Other (CPC 832)	1) None, except as indicated in note number 1 of the Attachment  2) None, except as indicated in note number 1 of the Attachment  3) None, except as indicated in note number 1 of the Attachment  4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
<b>F. Other business services</b>			
b) Market research and public opinion polling services (CPC 864)	1) Unbound  2) None, except as indicated in note number 1 of the Attachment  3) None, except as indicated in note number 1 of the Attachment  4) Unbound, except as indicated in the horizontal section.	1) Unbound  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
c) Management consulting services (CPC 865)	1) None, except as indicated in note number 1 of the Attachment	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.	

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	2) None 3) None 4) Unbound, except as indicated in the horizontal section.	2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
d) Services related to management consulting (CPC 866)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	
e) Technical testing and analysis services (CPC 8676)	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.	
h) Services incidental to mining (CPC 883+5115)	1) Unbound* 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note	1) Unbound* 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.	

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	number 1 of the Attachment  4) Unbound, except as indicated in the horizontal section.	3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
i) Services incidental to manufacturing (CPC 884+885, except for 88442)	1) None, except as indicated in note number 1 of the Attachment  2) None, except as indicated in note number 1 of the Attachment  3) None, except as indicated in note number 1 of the Attachment  4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
k) Placement and supply services of personnel (CPC 872)	1) None, except as indicated in note number 1 of the Attachment  2) None, except as indicated in note number 1 of the Attachment  3) None, except as indicated in note number 1 of the Attachment  4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	

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m) Related scientific and technical consulting services (CPC 8675)	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.	
n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment) (CPC 633+8861-8866)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	
o) Building-cleaning services (CPC 874)	1) Unbound * 2) Unbound * 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) Unbound * 2) Unbound * 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	

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q) Packaging services (CPC 876)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	
r) Printing and publishing (CPC 88442)	1) Unbound 2) Unbound 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) Unbound 2) Unbound 3) Unbound 4) Unbound, except as indicated in the horizontal section.	
s) Services supplied for assembles or conventions (CPC 87909)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment	

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		4) Unbound, except as indicated in the horizontal section.	
t) Others			
Telephone answering services (CPC 87903)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	
Duplicating services (CPC 87904)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	



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Translation and interpretation services (CPC 87905)	<ol style="list-style-type: none"> <li>1) None, except as indicated in note number 1 of the Attachment</li> <li>2) None, except as indicated in note number 1 of the Attachment</li> <li>3) None, except as indicated in note number 1 of the Attachment</li> <li>4) Unbound, except as indicated in the horizontal section.</li> </ol>	<ol style="list-style-type: none"> <li>1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.</li> <li>2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.</li> <li>3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment</li> <li>4) Unbound, except as indicated in the horizontal section.</li> </ol>	
Specialty design services (CPC 87907) It does not include jewelry design nor handicrafts design	<ol style="list-style-type: none"> <li>1) None, except as indicated in note number 1 of the Attachment</li> <li>2) None, except as indicated in note number 1 of the Attachment</li> <li>3) None, except as indicated in note number 1 of the Attachment</li> <li>4) Unbound, except as indicated in the horizontal section.</li> </ol>	<ol style="list-style-type: none"> <li>1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.</li> <li>2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.</li> <li>3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment</li> <li>4) Unbound, except as indicated in the horizontal section.</li> </ol>	

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Other business consulting services (part of CPC 87909)	1) None, except as indicated in note number 1 of the Attachment  2) None, except as indicated in note number 1 of the Attachment  3) None, except as indicated in note number 1 of the Attachment  4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
<b>2. COMMUNICATION SERVICES</b>			
<b>C. TELECOMMUNICATIONS SERVICES</b>			
The concession (contract or licence) for the supply of telecommunications services is granted only to enterprises legally set up in Colombia. The commitments in this schedule do not cover radio and television broadcasting services. The scope of the classification definitions used in this section is based on Colombian legislation.			
All sectors			
1. Basic services (For public use, exclusively facilities-based services)			
<b>A. Tele-services</b>			
a. Local and extended local voice telephony <sup>1</sup>	1) None	1) None	

<sup>1</sup> "Extended local" voice telephony (departmental or regional telephony) is the service supplied by the same operator to users in a continuous geographical area consisting of adjacent municipalities, provided the area does not go outside that of the Department.

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	2) None 3) None 4) Unbound, except as indicated in the horizontal section.	2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
b. National and international long-distance telephony	1) None, except that long-distance traffic must be routed through the facilities of an operator licensed to provide such a service. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None, except that <i>Colombia Telecomunicaciones S.A. E.S.P.</i> provides long-distance basic public switched telephony services under the same regulatory conditions as the other operators, other than the initial licence payment and duration of licence validity. 4) Unbound, except as indicated in the horizontal section.	
c. Telex 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.	

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d. Telegraph 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.	
e. Cellular mobile telephone 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.	
f. Personal Communications Services (PCS)	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.	
g. Paging 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.	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
h. Trunking	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>B. Carrier services<sup>2</sup></b>			
a. Packet-switched data transmission 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.	
b. Circuit-switched data transmission 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.	
c. Provision of satellite capacity, exclusively by geostationary satellite systems	1) None 2) None	1) None 2) None	

<sup>2</sup> A carrier service is a service providing the necessary capacity to transmit signals between two or more specific points on the telecommunications network. This covers services through circuit- or packet-switched networks and through non-switched networks.

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	3) None 4) Unbound, except as indicated in the horizontal section.	3) None 4) Unbound, except as indicated in the horizontal section.	
2. Value-added telecommunications services <sup>3</sup> .	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.	
3. For non-public use, facilities-based  (Relates to the private telecommunications network, established by natural or legal persons for their private and exclusive use, without provision of services to third persons and without connection to the State telecommunications network or to other private telecommunications networks.)	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>3. CONSTRUCTION AND RELATED ENGINEERING SERVICES</b>			
A. Construction work for buildings (CPC 512)	1) Unbound * 2) None	1) Unbound * 2) None	

<sup>3</sup> Value-added services are defined as those which use basic, telematic or transmission services, or any combination thereof, as a carrier and, in conjunction with them, provide the full capability for the sending or exchange of information, and which add other facilities to the carrier service or satisfy specific new telecommunication needs. These include: electronic mail, voice mail, on-line information and database retrieval, electronic data interchange, facsimile store and forward, code and/or protocol conversion, on-line data processing and information. Only services that can be differentiated from the basic services are considered value-added services.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	3) None 4) Unbound, except as indicated in the horizontal section.	3) None 4) Unbound, except as indicated in the horizontal section.	
B. Construction work for civil engineering (CPC 513)	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. Installation and assembly work (CPC 514+516)	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. Building completion and finishing work (CPC 517)	1) Unbound * 2) Unbound * 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) Unbound * 2) Unbound * 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
E. Others			
Pre-erection work at construction sites (CPC 511)	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.	
Special trade construction work (CPV 515)	1) Unbound* 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) Unbound* 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the horizontal section.	
Renting services related to equipment for construction or demolition of buildings or civil engineering works, with operator (CPC 518)	1) None, except as indicated in note number 1 of the Attachment 2) None, except as indicated in note number 1 of the Attachment 3) None, except as indicated in note number 1 of the Attachment 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment	



SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
		4) Unbound, except as indicated in the horizontal section.	
<p><b>4. DISTRIBUTION SERVICES</b></p> <p>These commitments do not include sectors in which the government establishes a monopoly, pursuant to Article 336 of the Constitución Política de Colombia, with revenue to be dedicated for public or social services<sup>4</sup>. This limitation does not affect National Treatment.</p> <p>These commitments do not include distribution or sale of books, magazines, periodical publications, or printed or electronic newspapers; of recordings of movies or videos; of music recordings in audio or video format; of printed music scores or scores readable by machines; and of handicrafts.</p> <p>Note 1 of the Attachment applies to this sector to Market Access in Modes 1, 2 and 3.</p> <p>The following limitations to National Treatment apply to this sector: respecting Mode 1 notes 1, 2, 3, 5 and 6 of the Attachment; respecting Mode 2 notes 1, 2 and 3 of the Attachment; and respecting Mode 3 notes 1, 2, 3 and 4 of the Attachment.</p>			
A. Commission agents' services (CPC 621)	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. Wholesale trade services (CPC 622), except wholesale trade services of waste and scrap and materials for recycling (CPC 62278)	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.	

<sup>4</sup> As of the date of signing of this Agreement, Colombia has in place monopolies only with respect to liquor and games of chance.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<p>C. Retailing services (CPC 631+632+6111+6113+6121)</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>D. Franchising (CPC 8929)</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><b>5. EDUCATION SERVICES</b>            Note 1 of the Attachment applies to this sector to Market Access in Modes 1, 2 and 3.            The following limitations to National Treatment apply to this sector: respecting Mode 1 notes 1, 2, 3, 5 and 6 of the Attachment; respecting Mode 2 notes 1, 2 and 3 of the Attachment; and respecting Mode 3 notes 1, 2, 3 and 4 of the Attachment.</p>			
<p>D. Adult education services (CPC 924).  Colombia understands regular education system to mean the formal education system provided for in its legislation.</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>	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<p><b>6. ENVIRONMENTAL SERVICES</b></p> <p>These commitments do not include public services whether owned and operated or contracted out by local, regional or central government. Sewage services, refuse disposal services and sanitation and similar services must be supply by a domiciliary public service enterprise, which must be organized under the Empresas de Servicios Públicos or ESP regime, must be domiciled in Colombia and organized under Colombian law as a share company (sociedad por acciones).</p> <p>Note 1 of the Attachment applies to this sector to Market Access in Modes 1, 2 and 3.</p> <p>The following limitations to National Treatment apply to this sector: respecting Mode 1 notes 1, 2, 3, 5 and 6 of the Attachment; respecting Mode 2 notes 1, 2 and 3 of the Attachment; and respecting Mode 3 notes 1, 2, 3 and 4 of the Attachment.</p>			
<p>A. Sewage services (CPC 94010)</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None, except services established or maintained for a public purpose</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>An enterprise in which a locally organized community holds a controlling interest shall be given a preference over enterprises with otherwise equivalent bids in the granting of a concession or license for the provision of domiciliary public services to that community.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<p>B. Refuse disposal services (CPC 94020) It excludes activities related to the processing, disposition, and disposal of toxic, hazardous, or radioactive waste not produced in Colombia.</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None, except services established or maintained for a public purpose</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>An enterprise in which a locally organized community holds a controlling interest shall be given a preference over enterprises with otherwise equivalent bids in the granting of a concession or license for the provision of domiciliary public services to that community.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	

SECTOR	MARKET ACCESS		NATIONAL TREATMENT		ADDITIONAL COMMITMENTS
C. Sanitation and similar services (CPC 94030)	1)	None, except services established or maintained for a public purpose	1)	None	
	2)	None	2)	None	
	3)	None, except services established or maintained for a public purpose	3)	None.  An enterprise in which a locally organized community holds a controlling interest shall be given a preference over enterprises with otherwise equivalent bids in the granting of a concession or license for the provision of domiciliary public services to that community.	
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.	
D. Other					

SECTOR	MARKET ACCESS		NATIONAL TREATMENT		ADDITIONAL COMMITMENTS
Cleaning services of exhaust gases (CPC 94040)	1)	None, except services established or maintained for a public purpose	1)	None	
	2)	None	2)	None	
	3)	None, except services established or maintained for a public purpose	3)	None.	
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.	
Noise abatement services (CPC 94050)	1)	None, except services established or maintained for a public purpose	1)	None	
	2)	None	2)	None	
	3)	None, except services established or maintained for a public purpose	3)	None.	
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.	

SECTOR	MARKET ACCESS		NATIONAL TREATMENT		ADDITIONAL COMMITMENTS
Nature and landscape protection services (CPC 94060)	1)	None, except services established or maintained for a public purpose	1)	None	
	2)	None	2)	None	
	3)	None, except services established or maintained for a public purpose	3)	None.	
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.	
Other environmental protection services (94090)	1)	None, except services established or maintained for a public purpose	1)	None	
	2)	None	2)	None	
	3)	None, except services established or maintained for a public purpose	3)	None.	
	4)	Unbound, except as indicated in the horizontal section.	4)	Unbound, except as indicated in the horizontal section.	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<b>7. ALL FINANCIAL SERVICES</b>			
Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
ALL FINANCIAL SERVICES	<p>(1), (2), (3) and (4) Those commitments that require adopting and implementing necessary modifications to the relevant legislation shall become effective four years after the entry into force of this Agreement or when Colombia has adopted and implemented the necessary modifications to its relevant legislation, whichever occurs first.</p> <p>(1), (2), (3) and (4) Except for reinsurance and retrocession, nothing in these commitments applies to financial services forming part of a statutory system of social security or public retirement plans.</p> <p>(1), (2) Except for reinsurance and retrocession: Without prejudice to other means of prudential regulation of cross-border trade in financial services, Colombia may require the authorization of cross-border financial services suppliers of another Party and of financial instruments.</p> <p>(1), (2) Except for reinsurance and retrocession: It is understood that the commitments under this Schedule, the</p>	<p>(3) In the disposal of State holdings in enterprises, special conditions are offered exclusively to Colombian natural or legal persons.</p>	



SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>Financial Services Annex or the Services Chapter do not impose any obligation to allow non-resident financial services suppliers to do or solicit business in the territory of Colombia. Colombia may define “doing business” and “solicitation” for that purpose, provided that those definitions are not inconsistent with Article 4.2 (a) (i) and (ii) of the Chapter Trade in Services.</p> <p>(3) The establishment of suppliers of financial services from abroad is only permitted in the form of:</p> <ul style="list-style-type: none"> <li>a) affiliated companies,</li> <li>b) subsidiaries, or</li> <li>c) branches when Colombia expressly, under this Schedule, reserves the right to choose how to regulate them.</li> </ul> <p>The supply of financial services must correspond to the purpose specifically authorized, which must adopt the corporate form required by Colombian legislation. Agencies of foreign financial entities may not supply financial services in Colombia.</p> <p>(3) The supply of financial services in Colombia requires prior Government authorization. Such authorization is granted in accordance with the relevant requirements in Colombian legislation and with the regulatory principles generally accepted at the international level. In particular, the</p>		

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>authorization permitting suppliers of financial services to operate in Colombia is subject to verification by the Finance Superintendence of the character, responsibility and qualifications of persons participating in the operation as owners, directors or managers. In addition, the Finance Superintendence (Superintendencia Financiera de Colombia) verifies that the applicant entities have satisfactory controls to prevent the laundering of assets and to manage risks, and that they have consolidated supervision in conformity with generally accepted principles in this respect at the international level.</p>		
<p><b><u>1. Insurance and insurance-related services</u></b></p> <p>(a) Life Insurance</p>	<p>(1) Unbound.                      (2) None, except for:</p> <p>(a) those insurance services the purchase of which is mandatory under Colombian law;</p>		

<sup>5</sup> In accordance with Decreto 2779 of 2001, an insurance company established in Colombia may currently invest up to thirty (30) percent of the value of its portfolio that corresponds to its technical reserves in instruments issued or guaranteed by foreign entities identified in that decree, such as fixed income securities (i) issued or guaranteed by a foreign government or foreign central bank, if the sovereign debt of the country is rated as investment grade; (ii) issued or guaranteed by a multilateral credit organization; (iii) issued by foreign non-banking entities; or (iv) guaranteed or accepted by commercial banks or investment banks, but in the case of clauses (iii) and (iv), only if the issuer is located in a country the sovereign debt of which is rated as investment grade.

<sup>6</sup> Colombia may establish the following requirements, among others:

- (a) require branches to comply with the same obligations currently required or that may be required in the future of insurance companies established under Colombian law;
- (b) ensure that mechanisms exist to ensure the availability to Colombia of information pertaining to a particular insurance company of another Party from that Party's financial supervisory or

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>(b) those insurance services the purchase of which is prohibited under Colombian law prior to purchase of insurance services described in subparagraph (a) or participation in Colombia's social security system;</p> <p>(c) all insurance services, when the policy holder, insured, or beneficiary is a Colombian government ministry, department, or agency (<i>entidad del Estado</i>); and</p> <p>(d) all types of lifetime annuities (<i>renta vitalicia</i>), death and disability insurance (<i>previsionales de invalidez y sobrevivencia</i>), and workers compensation insurance (<i>riesgos profesionales</i>).</p>		

- regulatory authorities before permitting the establishment of a branch by that insurance company;
- (c) require an insurance company that seeks to establish through a branch to demonstrate that it fulfills the regulatory and prudential supervision requirements in its country of origin, in accordance with international practices;
  - (d) require that the acts undertaken in Colombia and contracts entered into in Colombia by branches of insurance companies of another Party established in Colombia be subject to Colombian law and authorities;
  - (e) issue regulations for the branches referred to in this commitments, which may relate to the following aspects of their operation, among others: the licensing regime; accounting; the responsibility of administrators; the authorized operations, including operations with the central bank; responsibility vis-à-vis local creditors;
  - (f) require that any subsequent capitalization or reserve increase have the same treatment as the branch's initial capital and reserves;
  - (g) require that, for the purposes of transactions between a branch established in Colombia and its parent company or other related companies, each one of these entities be considered as an independent institution and that, without prejudice to the foregoing, a financial institution of another Party be liable for the obligations contracted by its branch in Colombia;
  - (h) require the owners and representatives of branches established in Colombia to comply with the solvency and moral integrity requirements established by law in Colombia that must be complied with by the shareholders of financial entities organized in Colombia; and
  - (i) allow branches established in Colombia to make transfers of their net profits, provided that there is no deficit in the investment of their technical reserves that could constitute a breach of their contractual obligations, nor a deficit in their solvency margin or technical reserves that constitutes insufficient coverage from the claims rate deviation reserve and other risks that may arise in their operation, nor a deficit in other capital requirements contemplated in local regulations.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>(3) None, except that Colombia reserves the right to choose how to regulate the establishment of branches, including among others, their characteristics, structure, relationship to their parent company, capital requirements, technical reserves<sup>5</sup>, and obligations regarding risk patrimony and their investments<sup>6</sup>.</p> <p>For that purpose, Colombia may require that the capital assigned to the branches of insurance companies of another Party in Colombia be effectively brought into Colombia and converted into local currency, in accordance with Colombian law. The operations of branches of insurance companies of another Party shall be limited by the capital assigned and brought into Colombia.</p> <p>(4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.</p>		
<p>(b) Non-life insurance, except the services indicated in paragraph B.3 (a) (i) and (ii) of the Market Access section of the Understanding on Commitments in Financial Services of the GATS (hereinafter the "Understanding")</p>	<p>(1) Unbound</p> <p>(2) None, except for the following services:</p> <p>(a) those insurance services the purchase of which is mandatory under Colombian law;</p> <p>(b) those insurance services the purchase of</p>		

<sup>7</sup> In accordance with Decreto 2779 of 2001, an insurance company established in Colombia may currently invest up to thirty (30) percent of the value of its portfolio that corresponds to its technical reserves in instruments issued or guaranteed by foreign entities identified in that decree, such as fixed income securities (i) issued or guaranteed by a foreign government or foreign central bank, if the sovereign debt of

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>which is prohibited under Colombian law prior to purchase of insurance services described in subparagraph (a) or participation in Colombia's social security system;</p> <p>(c) all insurance services, when the policy holder, insured, or beneficiary is a Colombian government ministry, department, or agency (<i>entidad del Estado</i>); and</p> <p>(d) all types of lifetime annuities (<i>renta vitalicia</i>), death and disability insurance (<i>previsionales de invalidez y sobrevivencia</i>), and workers</p>		

the country is rated as investment grade; (ii) issued or guaranteed by a multilateral credit organization; (iii) issued by foreign non-banking entities; or (iv) guaranteed or accepted by commercial banks or investment banks, but in the case of clauses (iii) and (iv), only if the issuer is located in a country the sovereign debt of which is rated as investment grade.

8 Colombia may establish the following requirements, among others:

- (a) require branches to comply with the same obligations currently required or that may be required in the future of insurance companies established under Colombian law;
- (b) ensure that mechanisms exist to ensure the availability to Colombia of information pertaining to a particular insurance company of another Party from that Party's financial supervisory or regulatory authorities before permitting the establishment of a branch by that insurance company;
- (c) require an insurance company that seeks to establish through a branch to demonstrate that it fulfills the regulatory and prudential supervision requirements in its country of origin, in accordance with international practices;
- (d) require that the acts undertaken in Colombia and contracts entered into in Colombia by branches of insurance companies of another Party established in Colombia be subject to Colombian law and authorities;
- (e) issue regulations for the branches referred to in this commitments, which may relate to the following aspects of their operation, among others: the licensing regime; accounting; the responsibility of administrators; the authorized operations, including operations with the central bank; responsibility vis-à-vis local creditors;
- (f) require that any subsequent capitalization or reserve increase have the same treatment as the branch's initial capital and reserves;
- (g) require that, for the purposes of transactions between a branch established in Colombia and its parent company or other related companies, each one of these entities be considered as an independent institution and that, without prejudice to the foregoing, a financial institution of another Party be liable for the obligations contracted by its branch in Colombia;
- (h) require the owners and representatives of branches established in Colombia to comply with the solvency and moral integrity requirements established by law in Colombia that must be complied with by the shareholders of financial entities organized in Colombia; and
- (i) allow branches established in Colombia to make transfers of their net profits, provided that there is no deficit in the investment of their technical reserves that could constitute a breach of their contractual obligations, nor a deficit in their solvency margin or technical reserves that constitutes insufficient coverage from the claims rate deviation reserve and other risks that may arise in their operation, nor a deficit in other capital requirements contemplated in local regulations.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>compensation insurance (<i>riesgos profesionales</i>).</p> <p>(3) None, except that Colombia reserves the right to choose how to regulate branches establishment, including among others, their characteristics, structure, relationship to their parent company, capital requirements, technical reserves<sup>7</sup>, and obligations regarding risk patrimony and their investments<sup>8</sup>.</p> <p>For that purpose, Colombia may require that the capital assigned to the branches of insurance companies of another Party in Colombia be effectively brought into Colombia and converted into local currency, in accordance with Colombian law. The operations of branches of insurance companies of another Party shall be limited by the capital assigned and brought into Colombia.</p> <p>(4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.</p>		
<p>(c) Other non-life insurance services, as indicated in paragraph B.3 (a) (i) and (ii) of the Market Access section of the "Understanding"</p>	<p>(1) None, except that Colombia may require cross-border financial service suppliers to provide information such as the aggregate value of premiums paid to them by persons resident in Colombia.</p>		

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>(2) None, except for the following services:</p> <p>(a) those insurances services the purchase of which is mandatory under Colombian law; and</p> <p>(b) all insurance services, when the policy holder, insured, or beneficiary is a Colombian government ministry, department, or agency (<i>entidad del Estado</i>).</p> <p>(3) None, except that Colombia reserves the right to choose how to regulate branches establishment, including among others, their characteristics, structure, relationship to their parent company, capital requirements, technical reserves<sup>9</sup>, and obligations regarding risk patrimony and their investments<sup>10</sup>.</p>		

<sup>9</sup> In accordance with Decreto 2779 of 2001, an insurance company established in Colombia may currently invest up to thirty (30) percent of the value of its portfolio that corresponds to its technical reserves in instruments issued or guaranteed by foreign entities identified in that decree, such as fixed income securities (i) issued or guaranteed by a foreign government or foreign central bank, if the sovereign debt of the country is rated as investment grade; (ii) issued or guaranteed by a multilateral credit organization; (iii) issued by foreign non-banking entities; or (iv) guaranteed or accepted by commercial banks or investment banks, but in the case of clauses (iii) and (iv), only if the issuer is located in a country the sovereign debt of which is rated as investment grade.

<sup>10</sup> Colombia may establish the following requirements, among others:

- (a) require branches to comply with the same obligations currently required or that may be required in the future of insurance companies established under Colombian law;
- (b) ensure that mechanisms exist to ensure the availability to Colombia of information pertaining to a particular insurance company of another Party from that Party's financial supervisory or regulatory authorities before permitting the establishment of a branch by that insurance company;
- (c) require an insurance company that seeks to establish through a branch to demonstrate that it fulfills the regulatory and prudential supervision requirements in its country of origin, in accordance with international practices;
- (d) require that the acts undertaken in Colombia and contracts entered into in Colombia by branches of insurance companies of another Party established in Colombia be subject to Colombian law and authorities;
- (e) issue regulations for the branches referred to in this commitments, which may relate to the following aspects of their operation, among others: the licensing regime; accounting; the responsibility of administrators; the authorized operations, including operations with the central bank; responsibility vis-à-vis local creditors;
- (f) require that any subsequent capitalization or reserve increase have the same treatment as the branch's initial capital and reserves;

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>For that purpose, Colombia may require that the capital assigned to the branches of insurance companies of another Party in Colombia be effectively brought into Colombia and converted into local currency, in accordance with Colombian law. The operations of branches of insurance companies of another Party shall be limited by the capital assigned and brought into Colombia.</p> <p>(4)Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.</p>		
(d)Reinsurance and retrocession	<p>(1)None</p> <p>(2)None</p> <p>(3)None</p> <p>(4)Unbound, except as indicated in the horizontal commitments applicable to</p>		

- (g) require that, for the purposes of transactions between a branch established in Colombia and its parent company or other related companies, each one of these entities be considered as an independent institution and that, without prejudice to the foregoing, a financial institution of another Party be liable for the obligations contracted by its branch in Colombia;
- (h) require the owners and representatives of branches established in Colombia to comply with the solvency and moral integrity requirements established by law in Colombia that must be complied with by the shareholders of financial entities organized in Colombia; and
- (i) allow branches established in Colombia to make transfers of their net profits, provided that there is no deficit in the investment of their technical reserves that could constitute a breach of their contractual obligations, nor a deficit in their solvency margin or technical reserves that constitutes insufficient coverage from the claims rate deviation reserve and other risks that may arise in their operation, nor a deficit in other capital requirements contemplated in local regulations.



SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	all the sectors included in this Schedule.		
(e) Insurance intermediation such as brokerage and agency	<p>(1) Unbound, except none for intermediation in respect of reinsurance and retrocession, and in respect of the insurance services indicated in paragraphs B.3 (a) (i) and (ii) of the Market Access section of the "Understanding".</p> <p>(2) None, except for the following services:</p> <ul style="list-style-type: none"> <li>(a) those insurance services the purchase of which is mandatory under Colombian law;</li> <li>(b) those insurance services the purchase of which is prohibited under Colombian law prior to purchase of insurance services described in subparagraph (a) or participation in Colombia's social security system;</li> <li>(c) all insurance services, when the policy holder, insured, or beneficiary is a Colombian government ministry, department, or agency (<i>entidad del Estado</i>); and</li> <li>(d) all types of lifetime annuities (<i>renta vitalicia</i>), death and disability insurance (<i>previsionales de invalidez y sobrevivencia</i>), and workers compensation insurance (<i>riesgos profesionales</i>).</li> </ul> <p>(3) None.</p> <p>(4) Unbound, except as indicated in the horizontal commitments applicable to</p>		

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	all the sectors included in this Schedule.		
(f) Services auxiliary to insurance, such as consultancy, actuarial, risk assessment and claim settlement services	(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.		
<p>2. <u>Banking and other financial services (excluding insurance):</u></p> <p>(v) Acceptance of deposits and other repayable funds from the public</p> <p>(vi) Lending of all types, including consumer credit, mortgage credit, factoring by financial institutions, and financing of commercial transactions</p>	(1) Unbound (2) None (3) Colombia reserves the right to choose how to regulate the establishment of bank branches including among others, their characteristics, structure, relationship to their parent company, capital requirements, technical reserves, and obligations regarding risk patrimony and their investments <sup>11</sup> .		

<sup>11</sup> Colombia may establish the following requirements, among others:

- (a) require branches to comply with the same obligations currently required or that may be required in the future of banks established under Colombian law;
- (b) ensure that mechanisms exist to ensure the availability to Colombia of information pertaining to a particular bank of another Party from that Party's financial supervisory or regulatory authorities before permitting the establishment of a branch by that bank;
- (c) require a bank that seeks to establish through a branch to demonstrate that it fulfills the regulatory and prudential supervision requirements in its country of origin, in accordance with international practices;
- (d) require that the acts undertaken and contracts entered into in Colombia by branches of banks of another Party established in Colombia be subject to Colombian law and authorities;
- (e) issue regulations for the branches referred to in this commitments, which may relate to the following aspects of their operation, among others: the licensing regime; accounting; the responsibility of administrators; the authorized operations, including operations with the central bank; and responsibility vis-à-vis local creditors;
- (f) require that any subsequent capitalization have the same treatment as the branch's initial capital;
- (g) require that, for the purposes of transactions between a branch established in Colombia and its parent company or other related companies, each one of these entities be considered as an independent institution and that, without prejudice to the foregoing, a financial institution of another Party be liable for the obligations contracted by its branch in Colombia;
- (h) require the owners and representatives of branches established in Colombia to comply with the solvency and moral integrity requirements established by law in Colombia that must be complied with by the shareholders of financial entities organized in Colombia; and
- (i) Allow branches established in Colombia to make transfers of their net profits, provided that no deficiencies arise in the solvency margin and other capital requirements contemplated in local regulations.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<p>(vii) Financial leasing services</p> <p>(viii) All payments and money transmission services, including credit, charge and debit cards, travellers cheques and bankers drafts</p> <p>(ix) Guarantees and commitments</p> <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> <ul style="list-style-type: none"> <li>(A) money market instruments (including cheques, bills, certificates of deposits) ;</li> <li>(B) foreign exchange;</li> <li>(C) derivative products including, but not limited to, futures and options;</li> <li>(D) exchange rate and interest rate instruments, including products such as swaps, forward rate agreements;</li> <li>(E) transferable securities;</li> <li>(F) other negotiable instruments and financial assets, including bullion.</li> </ul> <p>(xi) Participation in issues of all kinds of</p>	<p>For that purpose, Colombia may require that the capital assigned to the branches of banks of another Party in Colombia be effectively brought into Colombia and converted into local currency, in accordance with Colombian law. The operations of branches of banks of another Party shall be limited by the capital assigned and brought into Colombia.</p> <p>(4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.</p>		

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<p>securities, including underwriting and placement as agent (whether publicly or privately) and provision of services related to such issues</p> <p>(xii) Money broking</p>			
<p>(xiii) Asset management, such as cash or portfolio management, all forms of collective investment management, custodial, depository and trust services, excluding pension funds management and severance payment funds management (Sociedades Administradoras de Fondos de Pensiones y Cesantias) and other assets management relating to the social security system;</p>	<p>(1) None, excluding:</p> <p>(i) custodial services, unless they are related to managing a collective investment scheme<sup>12</sup>;</p> <p>(ii) trustee services, but not excluding the holding in trust of investments by a collective investment scheme<sup>13</sup> established as a trust; and</p> <p>(iii) execution services, unless they are related to managing a collective investment scheme<sup>14</sup>.</p> <p>(2) None, excluding:</p> <p>(i) custodial services, unless they are related to managing a collective investment scheme<sup>15</sup>;</p> <p>(ii) trustee services, but not excluding the</p>		

<sup>12</sup> Colombia may require a collective investment scheme located in the other Party's territory to retain ultimate responsibility for the management of the collective investment scheme, including the assets of the collective investment scheme.

<sup>13</sup> Colombia may require a collective investment scheme located in the other Party's territory to retain ultimate responsibility for the management of the collective investment scheme, including the assets of the collective investment scheme.

<sup>14</sup> Colombia may require a collective investment scheme located in the other Party's territory to retain ultimate responsibility for the management of the collective investment scheme, including the assets of the collective investment scheme.

<sup>15</sup> Colombia may require a collective investment scheme located in the other Party's territory to retain ultimate responsibility for the management of the collective investment scheme, including the assets of the collective investment scheme.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>holding in trust of investments by a collective investment scheme<sup>16</sup> established as a trust; and</p> <p>(iii) execution services, unless they are related to managing a collective investment scheme<sup>17</sup>.</p> <p>(3) None, excluding:</p> <p>(i) custodial services, unless they are related to managing a collective investment scheme;</p> <p>(ii) trustee services, but not excluding the holding in trust of investments by a collective investment scheme established as a trust; and</p> <p>(iii) execution services, unless they are related to managing a collective investment scheme.</p> <p>(4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.</p>		

<sup>16</sup> Colombia may require a collective investment scheme located in the other Party's territory to retain ultimate responsibility for the management of the collective investment scheme, including the assets of the collective investment scheme.

<sup>17</sup> Colombia may require a collective investment scheme located in the other Party's territory to retain ultimate responsibility for the management of the collective investment scheme, including the assets of the collective investment scheme.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
(xiv) Settlement and clearing services for financial assets, including securities, derivative products, and other negotiable instruments	(1) Unbound (2) None (3) None  (4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.		
(xv) Provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services	(1), (2) None, except: a) Where the financial information or financial data processing of this commitment involves personal data, the treatment of such personal data shall be in accordance with Colombian law regulating the protection of such data; b) A trading platform, whether electronic or physical, does not fall within the range of services specified.  (3) None.  (4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.		
(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, advice on acquisitions and on corporate restructuring and strategy	(1) (2) None.  Unbound for credit reference and analysis  (3) None  (4) Unbound, except as indicated in the horizontal commitments applicable to all the sectors included in this Schedule.		

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<b>9. TOURISM AND TRAVEL-RELATED SERVICES</b>			
A. Hotels and restaurants (CPC 641, 642, 643, (incl. catering))	1) None, except as indicated in note number 1 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
B. Travel agency and tour operator services (CPC 7471)	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. Tourist guide services (CPC 7472)	1) None, except as indicated in note number 1 of the Attachment. 2) None, except as indicated in note number 1 of the Attachment. 3) None, except as indicated in note number 1 of the Attachment. 4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment. 2) None, except as indicated in notes number 1, 2 and 3 of the Attachment. 3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment 4) Unbound, except as indicated in the	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
		horizontal section.	
<b>10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services)</b>			
B. News agency services (CPC 962)	1) None, except as indicated in note number 1 of the Attachment.  2) None, except as indicated in note number 1 of the Attachment.  3) None, except as indicated in note number 1 of the Attachment.  4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  The director or general manager of a newspaper published in Colombia that focuses on Colombian politics must be a Colombian national.  4) Unbound, except as indicated in the horizontal section.	
C. Library, archive, museum and other cultural services (CPC 963)	1) Unbound  2) Unbound  3) Unbound.  4) Unbound, except as indicated in the	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the	



SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	horizontal section.	horizontal section.	
D. Sporting services (CPC 9641)	1) Unbound  2) Unbound  3) Unbound  4) Unbound, except as indicated in the horizontal section.	1) None, except as indicated in notes number 1, 2, 3, 5 and 6 of the Attachment.  2) None, except as indicated in notes number 1, 2 and 3 of the Attachment.  3) None, except as indicated in notes number 1, 2, 3 and 4 of the Attachment  4) Unbound, except as indicated in the horizontal section.	
<p><b>11. TRANSPORT SERVICES</b>            Note 1 of the Attachment applies to this sector to Market Access in Modes 1, 2 and 3.            The following limitations to National Treatment apply to this sector: respecting Mode 1 notes 1, 2, 3, 5 and 6 of the Attachment, except that note 5 does not apply to CPC 7211 and 7212; respecting Mode 2 notes 1, 2 and 3 of the Attachment; and respecting Mode 3 notes 1, 2, 3 and 4 of the Attachment.            Unbound respecting the number of concessions and the total number of operations.</p>			
A. Maritime transport services			
International Transport (freight and passengers) CPC 7211 and 7212 less cabotage transport			The following services at the port are made available to international maritime transport suppliers on reasonable and non discriminatory terms and conditions: 1. Pilotage 2. Towing and the tug assistance 3. Provisioning, fuelling and watering 4. Garbage collecting and ballast



SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	(b) Other forms of commercial presence for the supply of international maritime transport services (as defined below - 2): None.	(b) None	
	4) (a) Ships' crews: Unbound  (b) Key personnel employed in relation to a commercial presence as defined under mode 3b) above: Unbound, except as indicated in the horizontal section	4) (a) Unbound  (b) Unbound, except as indicated in the horizontal section	
Maritime domestic freight transportation <sup>18</sup> (part of CPC 7212), limited to the following services			
<ul style="list-style-type: none"> <li>- Transport feeder services related to international cargo</li> <li>- Transport of empty containers for international trade</li> <li>- Maritime transport servicing offshore petroleum exploration and production</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None.</li> <li>3) None</li> <li>4) Unbound, except as indicated in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound, except as indicated in the horizontal section.</li> </ul>	
e. Towing and pushing services  Domestic maritime towing and pushing services, including anchor handling, servicing petroleum exploration and	1) None.	1) None.  All foreign-flagged vessels entering a Colombian port must have a representative legally responsible for	

<sup>18</sup> According to Colombian law this commitment does not include cabotage, as it refers to specific cases. The commitment can therefore be fulfilled without conflicting Colombian law.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
production (part of CPC 7214)	<p>2) None.</p> <p>3) None.</p> <p>The holder of a concession to supply port services must be organized under Colombian law as a corporation (sociedad anónima) whose corporate objective is the construction, maintenance, and administration of ports.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>their activities in Colombia and domiciled in Colombia.</p> <p>Only Colombian flag vessels may supply port services in Colombian waters. However, in exceptional cases, the Dirección General Marítima may authorize supply of such services by foreign flag vessels if no Colombian vessel has the capacity to supply such service. The authorization will be issued for six months, but may be extended up to one year.</p> <p>2) None.</p> <p>3) None</p> <p>The holder of a concession to supply port services must be organized under Colombian law as a corporation (sociedad anónima) whose corporate objective is the construction, maintenance, and administration of ports.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	
Maritime auxiliary services			
Maritime Cargo Handling Services (as defined below - 4)	1) Unbound* except for - no limitation on transshipment (board to board or via the	1) Unbound* except for - no limitation on transshipment (board to board or via the	

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

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

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>quay) and/or on the use of on-board cargo handling equipment..</p> <p>2) None.</p> <p>3) None**, except restrictions on the number of concessions and the total number of operations for these type of services.</p> <p>The holder of a concession to supply port services must be organized under Colombian law as a corporation (sociedad anónima) whose corporate objective is the construction, maintenance, and administration of ports.</p> <p>4) Unbound, except as indicated in the horizontal section</p>	<p>quay) and/or on the use of on-board cargo handling equipment.</p> <p>2) None</p> <p>3) None</p> <p>The holder of a concession to supply port services must be organized under Colombian law as a corporation (sociedad anónima) whose corporate objective is the construction, maintenance, and administration of ports.</p> <p>Only Colombian flag vessels may supply port services in Colombian waters. However, in exceptional cases, the Dirección General Marítima may authorize supply of such services by foreign flag vessels if no Colombian vessel has the capacity to supply such service. The authorization will be issued for six months, but may be extended up to one year.</p> <p>4) Unbound, except as indicated in the horizontal section</p>	
Storage and Warehousing Services (CPC 742)	<p>1) Unbound*</p> <p>2) None.</p>	<p>1) Unbound*</p> <p>2) None</p>	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	<p>3) None**, except restrictions on the number of concessions and the total number of operations for these type of services.</p> <p>The holder of a concession to supply port services must be organized under Colombian law as a corporation (sociedad anónima) whose corporate objective is the construction, maintenance, and administration of ports.</p> <p>4) Unbound, except as indicated in the horizontal section</p>	<p>3) None</p> <p>The holder of a concession to supply port services must be organized under Colombian law as a corporation (sociedad anónima) whose corporate objective is the construction, maintenance, and administration of ports.</p> <p>Only Colombian flag vessels may supply port services in Colombian waters. However, in exceptional cases, the Dirección General Marítima may authorize supply of such services by foreign flag vessels if no Colombian vessel has the capacity to supply such service. The authorization will be issued for six months, but may be extended up to one year.</p> <p>4) Unbound, except as indicated in the horizontal section</p>	
<p>Customs Clearance Services (as defined below - 5)</p>	<p>1) Unbound*</p> <p>2) None.</p> <p>3) None**, except restrictions on the number of concessions and the total number of operations for these type of services.</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>In order to perform the following customs services, a person must be</p>	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	4) Unbound, except as indicated in the horizontal section	<p>domiciled in Colombia or have a domiciled representative legally responsible for their activities in Colombia: customs intermediation, intermediation for postal services (“intermediación para servicios postales”) and mensajería especializada (including express delivery), deposit of merchandise, transportation of merchandise under the customs control, or international cargo services, or to act as Permanent Customs Users (“Usuarios Aduaneros Permanentes”) or Highly Exporting Users (“Usuarios Altamente Exportadores”).</p> <p>4) Unbound, except as indicated in the horizontal section</p>	
Container Station and Depot Services (as defined below - 6)	<p>1) Unbound*</p> <p>2) None.</p> <p>3) None**, except restrictions on the number of concessions and the total number of operations for these type of services.</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>	
Maritime Agency Services (as defined below - 7)	1) None.	1) None.	See Note.

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

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

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	2) None. 3) None, except restrictions on the number of concessions and the total number of operations for these type of services. 4) Unbound, except as indicated in the horizontal section	2) None 3) None 4) Unbound, except as indicated in the horizontal section	
Maritime Freight Forwarding Services (as defined below - 8)	1) None. 2) None. 3) None, except restrictions on the number of concessions and the total number of operations for these type of services. 4) Unbound, except as indicated in the horizontal section	1) None. 2) None 3) None 4) Unbound, except as indicated in the horizontal section	See Note.
<b>C. Air transport services</b>			
d) 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.	
Computer Reservation System (CRS) services	1) None 2) None	1) None 2) None	



SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
	3) None 4) Unbound, except as indicated in the horizontal section.	3) None 4) Unbound, except as indicated in the horizontal section.	
Specialty air services <sup>19</sup>	1) None  2) None 3) None  4) Unbound, except as indicated in the horizontal section.	1) Only Colombian nationals or juridical persons organized under Colombian law and domiciled in Colombia may supply specialty air services within the territory of Colombia.  Only Colombian nationals or juridical persons organized under Colombian law may own and maintain real and effective control of an airplane registered to supply specialty air services in Colombia.  2) None 3) Only Colombian nationals or juridical persons organized under Colombian law may own and maintain real and effective control of an airplane registered to supply specialty air services in Colombia.  4) Unbound, except as indicated in the horizontal section.	
<b>E. Rail Transport Services</b>			

<sup>19</sup> Specialty air services means any non-transportation air services, such as aerial fire-fighting, sightseeing, spraying, surveying, mapping, photography, parachute jumping, glider towing, and helicopter-lift for logging and construction, and other airborne agricultural, industrial, and inspection services.

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
b. Freight transportation (CPC 7112)	1) None  2) None  3) None, except restrictions on the number of concessions and the total number of operations for these type of services.  4) Unbound, except as indicated in the horizontal section.	1) Only foreign enterprises with an agent or representative domiciled in Colombia and legally responsible for its activities in Colombia may supply multimodal transportation of cargo within and from the territory of Colombia.  2) None  3) None  4) Unbound, except as indicated in the horizontal section.	
<b>F. Road Transport Services</b>			
b. Freight transportation (CPC 7123)	1) None  2) None  3) None.  4) Unbound, except as indicated in the horizontal section.	1) Only foreign enterprises with an agent or representative domiciled in Colombia and legally responsible for its activities in Colombia may supply multimodal transportation of cargo within and from the territory of Colombia.  2) None  3) None  4) Unbound, except as indicated in the horizontal section.	

SECTOR	MARKET ACCESS	NATIONAL TREATMENT	ADDITIONAL COMMITMENTS
<b>H. Services auxiliary to all modes of transport</b>			
a. Cargo-handling services (CPC 741)	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. Storage and warehouse services (CPC 742)	1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) Unbound* 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	
c. Freight transport agency services (CPC 748)	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. Other (CPC 749)	1) None 2) None 3) None 4) Unbound, except as indicated in the	1) None 2) None 3) None 4) Unbound, except as indicated in the	

<b>SECTOR</b>	<b>MARKET ACCESS</b>	<b>NATIONAL TREATMENT</b>	<b>ADDITIONAL COMMITMENTS</b>
	horizontal section.	horizontal section.	

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## ATTACHMENT

### LIMITATIONS APPLIED TO SECTORIAL SPECIFIC COMMITMENTS

**Note number 1:** Colombia reserves the right to adopt or maintain any measure according rights or preferences to socially or economically disadvantaged minorities and ethnic groups, including with respect to the communal lands held by ethnic groups in accordance with Art. 63 of the *Constitución Política* de Colombia. The ethnic groups in Colombia are: indigenous and Rom (gypsy) people, Afro-Colombian communities and the Raizal community of the Archipelago of San Andres, Providencia, and Santa Catalina.

**Note number 2:** Colombia reserves the right to adopt or maintain any measure with regard to the granting of subsidies or support to domestic services providers.

**Note number 3:** Colombia reserves the right to adopt or maintain any measure according rights or preferences to local communities with respect to the support and development of expressions relating to intangible cultural patrimony declared pursuant to *Resolución No. 0168 de 2005*.

**Note number 4:** If the Colombian State decides to sell all or part of its interest in an enterprise to a person other than a Colombian state enterprise or other Colombian government entity, it shall first offer such interest exclusively, and under the conditions established in Article 11 of *Ley 226 de 1995*, to:

- a) current, pensioned, and former employees (other than former employees terminated for just cause) of the enterprise and of other enterprises owned or controlled by the enterprise;
- b) associations of employees and former employees of the enterprise;
- c) employee unions;
- d) federations and confederations of trade unions;
- e) employee funds ("*fondos de empleados*");
- f) pension and severance funds; and
- g) cooperative entities.

However, once such interest has been transferred or sold, Colombia does not reserve the right to control any subsequent transfer or other disposal of such interest.

**Note number 5:** A juridical person organized under the laws of another country, and with its principal domicile in another country, must establish as a branch in Colombia in order to develop a concession obtained from the Colombian State.

**Note number 6:** Only natural or juridical persons with their main office in the free port of San Andres, Providencia, and Santa Catalina may supply services in this region.

## **NOTE TO THE SCHEDULE OF INTERNATIONAL MARITIME TRANSPORT SERVICES**

Where road, rail, inland waterways and related auxiliary services are not otherwise fully covered in this schedule, a multimodal transport operator shall have the ability to rent or lease trucks, railway carriages or barges, and related equipment, for the purpose of inland forwarding of cargoes, or have access to, and use of, these forms of multimodal activities on reasonable and non-discriminatory terms and conditions for the purpose of carrying out multimodal transport operations. "Reasonable and non-discriminatory terms and conditions" means, for the purpose of multimodal transport operations and this additional commitment, 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.

## **DEFINITIONS**

1. In the case of Colombia, due to its geographical location, "cabotage" is the one realized between Colombian continental ports or Colombian insular ports, in accordance to Article 143 of Decree 2324 of 1984<sup>20</sup> and Article 2 of Decree 804 of 2001<sup>21</sup>.
2. "Other forms of commercial presence for the supply of international maritime transport services" means the ability for international maritime transport service suppliers of 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 computerised information systems and electronic data interchange (subject to the provisions of the Attachment on telecommunications);

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<sup>20</sup> DECREE 2324 OF 1984: ..... ARTICLE 143.- INTERNATIONAL AND CABOTAGE TRANSPORT: Maritime transport services can be international or of cabotage. The international services are supplied between foreign ports and Colombian ports, and the cabotage services between Colombian ports.  
PARAGRAPH:- When in a transport cabotage operation the cargo is loaded/discharged or passengers are laded/unladed in a foreign port, it will be consider, for all the effects, as international transport.

<sup>21</sup> DECREE 804 OF 2001: Article 2: Definitions: ..... Cabotage maritime transport: It is the one realized between Colombian continental ports or Colombian insular ports

- (e) the setting up 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, organising the call of the ship or taking over cargoes when required.
3. "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.
4. "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 organised independently of the stevedoring or terminal operator companies. The activities covered include the organisation 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.
5. "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.
6. "Container station and depot services" means activities consisting in storing containers, whether in port areas or inland, with a view to their stuffing/stripping, repairing and making them available for shipments.
7. "Maritime agency services" means 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 organising the call of the ship or taking over cargoes when required.
8. "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.
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