

## **ANNEX 9-E**

### **NEW ZEALAND MOST-FAVOURED-NATION TREATMENT SECTORAL COVERAGE ANNEX**

This Annex sets out the New Zealand's commitments in accordance with Article 9.4(1) (Most-Favoured Nation Treatment).

Most-Favoured-Nation treatment applies to only Modes 1, 2, and 3, and does not apply to measures with respect to the supply of service by presence of natural persons.

#### **Horizontal Conditions (All Sectors Included in this Appendix)**

Unbound for sale of any shares in, or any assets of, an enterprise, where the New Zealand Government wholly owns or has effective control over that enterprise.

Unbound for devolving a service provided in the exercise of governmental authority at the date of entry into force of this Agreement.

Unbound for:

(a) the provision of public law enforcement and correctional services; and

(b) the following, to the extent that they are social services established for a public purpose: child care; health; income security and insurance; public education; public housing; public training; public transport; public utilities; social security and insurance; or social welfare.

Unbound for any differential treatment to services and service suppliers of any other Party or a non-party under any free trade agreement or multilateral international agreement in force or signed prior to the date of entry into force of this Agreement.

Unbound for enterprises currently in State Ownership.

Unbound with respect to any more favourable treatment applicable to service suppliers of any other Party or a non-party in respect of New Zealand's *Overseas Investment Act 2005* pursuant to any international agreement entered into force prior to or after the date of entry into force of this Agreement.

#### **TOURISM AND TRAVEL RELATED SERVICES**

- Hotels and restaurants CPC 641, CPC 642, CPC 643
- Travel Agencies, Tour Guides and Tour Operator Services CPC 7471 and 7472

#### **CONSTRUCTION AND RELATED ENGINEERING SERVICES**

- General Construction Work for Buildings CPC 512, CPC 515
- General Construction Work for Civil Engineering CPC 513
- Installation and Assembly Work CPC 514, CPC 516
- Building Completion and Finishing Work CPC 517
- Other Site preparation: new construction (other than pipelines) CPC 511
- Renting Services related to Equipment for Construction or Demolition of Buildings or Civil Engineering, with Operator (CPC518)

#### **Air Transport Services**

- Airport management services
- Airfreight Storage and warehousing services CPC 742
- Air Ramp handling services
- Air Cargo and baggage handling services
- Other supporting services for air transport CPC 74690
- Airport Operation Services CPC 74610
- Aircraft repair and maintenance Services
- Computer reservation system services CPC 7523
- Selling and marketing of air transport services
- Specialty Air Services

**Professional Services**

- Architectural Services CPC 8671
- Engineering services CPC 8672
- Integrated engineering services CPC 8673

**Computer and Related Services**

- Consultancy services related to the installation of computer hardware CPC 841
- Software implementation services CPC 842
- Data processing services CPC 843
- Data base services CPC 844
- Maintenance and repair of office machinery and equipment including computers CPC 845
- Other Computer Services CPC 849

**Other Business Services**

- Services incidental to agriculture and forestry CPC 8811 and 8814
- Services incidental to energy distribution (CPC 887)

**Distribution Services (excluding tobacco)**

- Wholesale Trade (CPC 622, excluding CPC 6221, CPC 6222 and such services relating to CPC 2613-2615)
- Retail Trade (CPC 631, CPC 632, CPC 6111, CPC 6113 and CPC 6121)

**Environmental Services**

- Wastewater management (CPC 9401)
- Refuse disposal services (CPC 9402)
- Sanitation and similar services (CPC 9403)
- Protection of ambient air and climate (CPC 9404)
- Noise and vibration abatement (CPC 9405)
- Nature and landscape protection CPC 9406)

- Other environmental and ancillary services (CPC 9409)

### **Maritime Services**

- Customs Clearance Services<sup>1</sup>
- Maritime Cargo Handling Services<sup>2</sup>
- Storage and Warehousing Services (CPC 742)

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<sup>1</sup> Customs Clearance Services: activities consisting of carrying out on behalf of another party customs formalities concerning the 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.

<sup>2</sup> Maritime Cargo Handling Services: activities exercised by stevedoring 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 include the organisation and supervision of:

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