

## LIST OF COMMITMENTS ON KEY PERSONNEL AND GRADUATE TRAINEES<sup>1</sup>

(referred to in Article [17])

### *COSTA RICA*

1. The list of commitments below indicates the economic activities inscribed pursuant to Article [17.2] and the applicable reservations and conditions on key personnel and graduate trainees. The list is composed of the following elements:

- (a) A first column indicating the economic activities in which the commitment is assumed by the Party, and the scope to which the reservations and conditions apply.
- (b) A second column listing the applicable reservations and conditions.

2. For the purpose of this list, the term **none** indicates economic activities where there are no specific reservations and conditions in a given economic activities without prejudice to horizontal reservations and conditions that apply. The term **unbound** indicates that no commitments have been made.

3. Costa Rica does not undertake any commitment on key personnel and graduate trainees in economic activities which are not inscribed.

4. In identifying individual economic activities:

- (a) ISIC rev 3.1 means the International Standard Industrial Classification of all Economic Activities as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 4, *ISIC REV 3.1*, 2002.
- (b) CPC means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, *CPC prov*, 1991.
- (c) CPC ver. 1.0 means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, *CPC ver 1.0*, 1998.

5. Commitments on key personnel and graduate trainees do not apply in cases where the intent or effect of their temporary presence is to interfere with or otherwise affect the outcome of any labour/management dispute or negotiation.

6. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements (including any concession, permits, register and other authorization) and procedures, and measures regarding employment, work and social security conditions when they do not constitute a limitation within the meaning of Article 17 of the Agreement. Those measures (e.g. need to obtain a license, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, need to have a legal domicile in the territory where the economic activity is performed, need to comply with national regulations and practices concerning minimum wages and

---

<sup>1</sup> Costa Rica reserves the right to modify, extend or, reduce this offer in whole or in part at any time.

with collective wage agreements in the host country), even if not listed, apply in any case to key personnel and graduate trainees of the EC Party.

7. In accordance with Article [1(3)] of the Agreement, the list below does not include measures concerning subsidies granted by the Parties.

8. The list below is without prejudice to the existence of public monopolies and exclusive rights as described in the list of commitments on establishment.

9. In those economic activities where economic needs tests are applied, their main criteria will be the assessment of the relevant market situation or the region where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.

10. The rights and obligations arising from this list of commitments shall have no self-executing effect and thus confer no rights directly to individual natural persons or juridical persons.

Economic activities	Description of reservations
<b>HORIZONTAL RESERVATIONS</b>	
<b>All economic activities listed:</b>	
1. For the purposes of this list and Chapter IV (Temporary of Natural Persons for Business Purpose), Costa Rica does not take any commitment for graduate trainees.	
2. The reservations affecting establishment in accordance with Article 8 (Lists of commitments) of Chapter II (Establishment), as specified in the Lists of Commitments on Establishment, shall apply to the commitments set out in this list.	
3. Numerical quotas and economic needs tests are required for key personnel. Main criteria: labour market conditions.	
<b>SPECIFIC RESERVATIONS</b>	
<b><u>1. AGRICULTURE, HUNTING, FORESTRY</u></b>	
<b>A. Agriculture, hunting</b> (ISIC rev 3.1: 011, 012, 013, 014, 015) excluding services	None.
<b>B. Forestry and logging</b> (ISIC rev 3.1: 020) excluding services	None.
<b><u>4. MANUFACTURING<sup>2</sup></u> (excluding services and manufacture of arms, munitions, explosives and other war material)</b>	
<b>A. Manufacture of food products</b> (ISIC rev 3.1: 151, 152, 153, 154)	None.
<b>B. Manufacture of tobacco products</b> (ISIC rev 3.1: 16)	None.
<b>C. Manufacture of textiles</b> (ISIC rev 3.1: 17)	None.
<b>D. Manufacture of wearing apparel; dressing and dyeing of fur</b> (ISIC rev 3.1: 18)	None.

<sup>2</sup> Does not include advisory services incidental to manufacturing, which are to be found in BUSINESS SERVICES under 6.F.h).

Economic activities	Description of reservations
<b>E. Tanning and dressing of leather; manufacture of luggage, handbags, saddlery, harness and footwear</b> (ISIC rev 3.1: 19)	None.
<b>F. Manufacture of wood and of products of wood and cork, except furniture; manufacture of articles of straw and plaiting materials</b> (ISIC rev 3.1: 20)	None.
<b>G. Manufacture of paper and paper products</b> (ISIC rev 3.1: 21)	None.
<b>L. Manufacture of rubber and plastics products</b> (ISIC rev 3.1: 25)	None.
<b>M. Manufacture of other non-metallic mineral products</b> (ISIC rev 3.1: 26)	None.
<b>N. Manufacture of basic metals</b> (ISIC rev 3.1: 27)	None.
<b>O. Manufacture of fabricated metal products, except machinery and equipment</b> (ISIC rev 3.1: 28)	None.
<b>P. Manufacture of machinery</b>	
<b>a) Manufacture of general purpose machinery</b> (ISIC rev 3.1: 291)	None.
<b>b) Manufacture of special purpose machinery other than weapons and munitions</b> (ISIC rev 3.1: 2921, 2922, 2923, 2924, 2925, 2926, 2929)	None.
<b>c) Manufacture of domestic</b>	None.

Economic activities	Description of reservations
<b>appliances n.e.c.</b> (ISIC rev 3.1: 293)	
<b>d) Manufacture of office, accounting and computing machinery</b> (ISIC rev 3.1: 30)	None.
<b>e) Manufacture of electrical machinery and apparatus n.e.c.</b> (ISIC rev 3.1: 31)	None.
<b>f) Manufacture of radio, television and communication equipment and apparatus</b> (ISIC rev 3.1: 32)	None.
<b>Q. Manufacture of medical, precision and optical instruments, watches and clocks</b> (ISIC rev 3.1: 33)	None.
<b>R. Manufacture of motor vehicles, trailers and semi-trailers</b> (ISIC rev 3.1: 34)	None.
<b>S. Manufacture of other (non-military) transport equipment</b> (ISIC rev 3.1: 35 excluding manufacturing of warships, warplanes and other transport equipment for military use)	None.
<b>T. Manufacture of furniture; manufacturing n.e.c.</b> (ISIC rev 3.1: 36)	None.
<b>U. Recycling</b> (ISIC rev 3.1: 37)	None.
<b><u>6. BUSINESS SERVICES</u></b>	
<b>B. Computer and related services</b>	None.

Economic activities	Description of reservations
(CPC 84)	
<b>C. Research and development services (R&amp;D)</b>	
<b>b) R &amp; D services on social sciences and humanities</b> (CPC 852 excluding psychologists services)	None.
<b>E. Rental/leasing services without operators</b>	
<b>d) Relating to other machinery and equipment</b> (CPC 83106, CPC 83107, CPC 83108 and CPC 83109)	None.
<b>F. Other business services</b>	
<b>b) Market research and opinion polling</b> (CPC 864)	None.
<b>c) Management consulting services</b> (CPC 865)	None.
<b>d) Services related to management consulting</b> (CPC 866)	None.
<b>h) Advisory and consulting services incidental to manufacturing</b> (part of CPC 884 and part of CPC 885)	None.
<b>i) Placement and supply services of personnel</b>	
<b>i) 1. Executive search services</b> (CPC 87201)	None.
<b>i) 2. Placement services of office support personnel and other workers</b> (CPC 87202)	None.
<b>i) 3. Supply services of office support personnel</b> (CPC 87203)	None.

Economic activities	Description of reservations
<b>i) 4. Model agency services</b> (part of CPC 87209)	None.
<b>j) 1. Investigation services</b> (CPC 87301)	None.
<b>o) Packaging services</b> (CPC 876)	None.
<b>r) 2. Interior design and other specialty design services</b> (CPC 87907)	None.
<b>r) 6. Telecommunications consulting services</b> (CPC 7544)	None.
<b>r) 7. Telephone answering services</b> (CPC 87903)	None.
<b><u>7. COMMUNICATION SERVICES</u></b>	
<b>A. Courier services including express delivery services<sup>3</sup></b> (CPC 7512, except for the services reserved to the State and its enterprises in accordance with the national legislation)	None.
<b>B. Telecommunications services</b>	
<b>a) All services consisting entirely or mainly of signal transportation through telecommunications networks, excluding</b>	None.

<sup>3</sup> For purposes of this Agreement, express delivery services means the collection, transport, and delivery, of documents, printed matter, parcels, goods, or other items on an expedited basis, while tracking and maintaining control of these items throughout the supply of the service. Express delivery services do not include (i) air transport services, (ii) services supplied in the exercise of governmental authority, or (iii) maritime transport services.

<sup>4</sup> These services do not include on-line information and/or data processing (including transaction processing) (part of CPC 843) which is to be found under 6.B. Computer services.

Economic activities	Description of reservations
broadcasting <sup>4 5</sup>	
<b><u>8. CONSTRUCTION AND RELATED ENGINEERING SERVICES</u></b> (CPC 511, CPC 512, CPC 513, CPC 514, CPC 515, CPC 516, CPC 517 and CPC 518)	None.
<b><u>9. DISTRIBUTION SERVICES</u></b> (excluding distribution of arms, munitions, explosives and other war material)	
<b>A. Commission agents' services</b>	
<b>a) Commission agents' services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof</b> (part of CPC 61111, part of CPC 6113 and part of CPC 6121)	None.
<b>b) Other commission agents' services</b> (CPC 621)	Unbound for CPC 62112, 62113 and 62117.
<b>B. Wholesale trade services</b>	
<b>a) Wholesale trade services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof</b> (part of CPC 61111, part of CPC 6113 and part of CPC 6121)	None.
<b>b) Wholesale trade services of telecommunication terminal equipment</b> (part of CPC 7542)	None.

<sup>5</sup> Broadcasting is defined as the uninterrupted chain of transmission required for the distribution of TV and radio programme signals to the general public, but does not cover contribution links between operators.



Economic activities	Description of reservations
<b>C. Retailing services<sup>6</sup></b>	
<b>a) Retailing services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof</b> (CPC 61112, part of CPC 6113 and part of CPC 6121)	None.
<b>b) Retailing services of telecommunication terminal equipment</b> (part of CPC 7542)	None.
<b>d) Retailing services of other (non-energy) goods, except retail sales of pharmaceutical, medical and orthopaedic goods</b> (CPC 632 excluding CPC 63211 and 63297)	None.
<b>D. Franchising</b> (CPC 8929)	None.
<b><u>14. TOURISM AND TRAVEL RELATED SERVICES</u></b>	
<b>A. Hotel, restaurants and catering</b> (CPC 641 and CPC 642) <b>excluding catering in air transport services<sup>7</sup></b>	None.
<b>B. Travel agencies and tour operators services (including tour managers)</b> (CPC 7471)	None.
<b><u>15. RECREATIONAL, CULTURAL AND SPORTING SERVICES</u></b> <b>(other than audio-visual services) (only privately funded services)</b>	
<b>A. Entertainment services (including theatre, live</b>	None.

<sup>6</sup> Does not include maintenance and repair services, which are to be found in BUSINESS SERVICES under 6.B.

<sup>7</sup> Catering in air transport services is to be found in SERVICES AUXILIARY TO TRANSPORT SERVICES under 17.E.a) Ground handling services.

Economic activities	Description of reservations
<b>bands, circus and discotheque services)</b> (CPC 9619)	
<b>D. Sporting services</b> (CPC 9641)	None.
<b><u>16. TRANSPORT SERVICES</u></b>	
<b>A. Maritime transport<sup>8</sup></b>  <b>a) International passenger transportation</b> (CPC 7211 <u>less</u> national cabotage transport).  <b>b) International freight transportation</b> (CPC 7212 <u>less</u> national cabotage transport) <sup>9</sup>	None.

<sup>8</sup> The horizontal limitation on public utilities applies to port services and other maritime transport services requiring the use of the public domain.

<sup>9</sup> Includes feeder services and movement of equipment by international maritime transport suppliers between ports located in same State when no revenue is involved.

## LIST OF COMMITMENTS ON BUSINESS SERVICES SELLERS<sup>10</sup>

(referred to in Article [18])

### COSTA RICA

1. The list of commitments below indicates the economic activities, sectors and sub-sectors inscribed pursuant to Article [18.2] and the applicable reservations and conditions on business services sellers. The list is composed of the following elements:

- (a) A first column indicating the economic activities, sectors or sub-sectors in which the commitment is assumed by the Party, and the scope to which the reservations and conditions apply.
- (b) A second column listing the applicable reservations and conditions.

2. For the purpose of this list, the term **none** indicates economic activities, sectors or sub-sectors where there are no specific reservations and conditions in a given economic activities, sectors or sub-sectors without prejudice to horizontal reservations and conditions that apply. The term **unbound** indicates that no commitments have been made.

3. Costa Rica does not undertake any commitment on business services sellers in economic activities, sectors or sub-sectors which are not inscribed.

4. In identifying individual economic activities, sectors and sub-sectors:

- (a) ISIC rev 3.1 means the International Standard Industrial Classification of all Economic Activities as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 4, *ISIC REV 3.1*, 2002.
- (b) CPC means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, *CPC prov*, 1991.
- (c) CPC ver. 1.0 means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, *CPC ver 1.0*, 1998.

5. Commitments on business services sellers do not apply in cases where the intent or effect of their temporary presence is to interfere with or otherwise affect the outcome of any labour/management dispute or negotiation.

6. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements (including any concession, permits, register and other authorization) and procedures, and measures regarding employment, work and social security conditions when they do not constitute a limitation within the meaning of Article 18 of the Agreement. Those measures (e.g. need to obtain a license, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations, need to have a legal domicile in the territory where the economic activity is performed, need to comply with national regulations and practices concerning minimum wages and

---

<sup>10</sup> Costa Rica reserves the right to modify, extend or, reduce this offer in whole or in part at any time.

with collective wage agreements in the host country), even if not listed, apply in any case to business services sellers of the EC Party.

7. In accordance with Article [1(3)] of the Agreement, the list below does not include measures concerning subsidies granted by the Parties.

8. The list below is without prejudice to the existence of public monopolies and exclusive rights as described in the list of commitments on establishment and the list of commitments on cross-border supply of services.

9. In those economic activities, sectors or sub-sectors where economic needs tests are applied, their main criteria will be the assessment of the relevant market situation or the region where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.

10. The rights and obligations arising from this list of commitments shall have no self-executing effect and thus confer no rights directly to individual natural persons or juridical persons.

Economic activities, sector or sub-sector	Description of reservations
<b>HORIZONTAL RESERVATIONS</b>	
<b>All economic activities, sectors and sub-sectors listed:</b>	
1. The reservations affecting establishment in accordance with Article 8 (Lists of commitments) of Chapter II (Establishment), as specified in the Lists of Commitments on Establishment, and the reservations affecting cross-border supply of services in accordance with Article 15 (Lists of commitments) of Chapter III (Cross-border Supply of Services), as specified in the Lists of Commitments on Cross-border Supply of Services, shall apply to the commitments set out in this list.	
2. Numerical quotas and economic needs tests are required for business services sellers. Main criteria: labour market conditions.	
<b>SPECIFIC RESERVATIONS</b>	
<b>4. MANUFACTURING<sup>11</sup></b> (excluding services and manufacture of arms, munitions, explosives and other war material)	
<b>A. Manufacture of food products</b> (ISIC rev 3.1: 151, 152, 153, 154)	None.
<b>B. Manufacture of tobacco products</b> (ISIC rev 3.1: 16)	None.
<b>C. Manufacture of textiles</b> (ISIC rev 3.1: 17)	None.
<b>D. Manufacture of wearing apparel; dressing and dyeing of fur</b> (ISIC rev 3.1: 18)	None.
<b>E. Tanning and dressing of leather; manufacture of luggage, handbags, saddlery, harness and footwear</b> (ISIC rev 3.1: 19)	None.
<b>F. Manufacture of wood and of products of wood and</b>	None.

<sup>11</sup> Does not include advisory services incidental to manufacturing, which are to be found in BUSINESS SERVICES under 6.F.h).

Economic activities, sector or sub-sector	Description of reservations
<b>cork, except furniture; manufacture of articles of straw and plaiting materials</b> (ISIC rev 3.1: 20)	
<b>G. Manufacture of paper and paper products</b> (ISIC rev 3.1: 21)	None.
<b>L. Manufacture of rubber and plastics products</b> (ISIC rev 3.1: 25)	None.
<b>M. Manufacture of other non-metallic mineral products</b> (ISIC rev 3.1: 26)	None.
<b>N. Manufacture of basic metals</b> (ISIC rev 3.1: 27)	None.
<b>O. Manufacture of fabricated metal products, except machinery and equipment</b> (ISIC rev 3.1: 28)	None.
<b>P. Manufacture of machinery</b>	
<b>a) Manufacture of general purpose machinery</b> (ISIC rev 3.1: 291)	None.
<b>b) Manufacture of special purpose machinery other than weapons and munitions</b> (ISIC rev 3.1: 2921, 2922, 2923, 2924, 2925, 2926, 2929)	None.
<b>c) Manufacture of domestic appliances n.e.c.</b> (ISIC rev 3.1: 293)	None.
<b>d) Manufacture of office, accounting and computing machinery</b> (ISIC rev 3.1: 30)	None.

Economic activities, sector or sub-sector	Description of reservations
<b>e) Manufacture of electrical machinery and apparatus n.e.c.</b> (ISIC rev 3.1: 31)	None.
<b>f) Manufacture of radio, television and communication equipment and apparatus</b> (ISIC rev 3.1: 32)	None.
<b>Q. Manufacture of medical, precision and optical instruments, watches and clocks</b> (ISIC rev 3.1: 33)	None.
<b>R. Manufacture of motor vehicles, trailers and semi-trailers</b> (ISIC rev 3.1: 34)	None.
<b>S. Manufacture of other (non-military) transport equipment</b> (ISIC rev 3.1: 35 excluding manufacturing of warships, warplanes and other transport equipment for military use)	None.
<b>T. Manufacture of furniture; manufacturing n.e.c.</b> (ISIC rev 3.1: 36)	None.
<b>U. Recycling</b> (ISIC rev 3.1: 37)	None.
<b><u>6. BUSINESS SERVICES</u></b>	
<b>B. Computer and related services</b> (CPC 84)	None.
<b>F. Other business services</b>	
<b>b) Market research and opinion polling</b> (CPC 864)	None.

Economic activities, sector or sub-sector	Description of reservations
<b>c) Management consulting services</b> (CPC 865)	None.
<b>d) Services related to management consulting</b> (CPC 866)	None.
<b>h) Advisory and consulting services incidental to manufacturing</b> (part of CPC 884 and part of CPC 885)	None.
<b>i) Placement and supply services of personnel</b>	
<b>i) 1. Executive search services</b> (CPC 87201)	None.
<b>i) 2. Placement services of office support personnel and other workers</b> (CPC 87202)	None.
<b>i) 3. Supply services of office support personnel</b> (CPC 87203)	None.
<b>i) 4. Model agency services</b> (part of CPC 87209)	None.
<b>o) Packaging services</b> (CPC 876)	None.
<b>r) 2. Interior design and other specialty design services</b> (CPC 87907)	None.
<b>r) 6. Telecommunications consulting services</b> (CPC 7544)	None.
<b>r) 7. Telephone answering services</b> (CPC 87903)	None.



Economic activities, sector or sub-sector	Description of reservations
<b><u>7. COMMUNICATION SERVICES</u></b>	
<b>A. Courier services including express delivery services<sup>12</sup></b> (CPC 7512, except for the services reserved to the State and its enterprises in accordance with the national legislation)	None.
<b>B. Telecommunications services</b>	
<b>a) All services consisting entirely or mainly of signal transportation through telecommunications networks, excluding broadcasting<sup>13 14</sup></b>	None.
<b><u>8. CONSTRUCTION AND RELATED ENGINEERING SERVICES</u></b> (CPC 511, CPC 512, CPC 513, CPC 514, CPC 515, CPC 516, CPC 517 and CPC 518)	None.
<b><u>9.DISTRIBUTION SERVICES</u></b> (excluding distribution of arms, munitions, explosives and other war material)	
<b>A. Commission agents' services</b>	
<b>a) Commission agents' services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof</b> (part of CPC 61111, part of CPC 6113 and part of CPC	None.

<sup>12</sup> For purposes of this Agreement, express delivery services means the collection, transport, and delivery, of documents, printed matter, parcels, goods, or other items on an expedited basis, while tracking and maintaining control of these items throughout the supply of the service. Express delivery services do not include (i) air transport services, (ii) services supplied in the exercise of governmental authority, or (iii) maritime transport services.

<sup>13</sup> These services do not include on-line information and/or data processing (including transaction processing) (part of CPC 843) which is to be found under 6.B. Computer services.

<sup>14</sup> Broadcasting is defined as the uninterrupted chain of transmission required for the distribution of TV and radio programme signals to the general public, but does not cover contribution links between operators.

Economic activities, sector or sub-sector	Description of reservations
6121)	
<b>b) Other commission agents' services</b> (CPC 621)	Unbound for CPC 62112, 62113 and 62117.
<b>B. Wholesale trade services</b>	
<b>a) Wholesale trade services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof</b> (part of CPC 61111, part of CPC 6113 and part of CPC 6121)	None.
<b>b) Wholesale trade services of telecommunication terminal equipment</b> (part of CPC 7542)	None.
<b>C. Retailing services<sup>15</sup></b>	
<b>a) Retailing services of motor vehicles, motorcycles and snowmobiles and parts and accessories thereof</b> (CPC 61112, part of CPC 6113 and part of CPC 6121)	None.
<b>b) Retailing services of telecommunication terminal equipment</b> (part of CPC 7542)	None.
<b>d) Retailing services of other (non-energy) goods, except retail sales of pharmaceutical, medical and orthopaedic goods</b> (CPC 632 excluding CPC 63211 and 63297)	None.
<b>D. Franchising</b>	None.

<sup>15</sup> Does not include maintenance and repair services, which are to be found in BUSINESS SERVICES under 6.B.

Economic activities, sector or sub-sector	Description of reservations
(CPC 8929)	
<b><u>14. TOURISM AND TRAVEL RELATED SERVICES</u></b>	
<b>A. Hotel, restaurants and catering</b> (CPC 641 and CPC 642) <b>excluding catering in air transport services<sup>16</sup></b>	None.
<b>B. Travel agencies and tour operators services (including tour managers)</b> (CPC 7471)	None.
<b><u>15. RECREATIONAL, CULTURAL AND SPORTING SERVICES</u></b> <b>(other than audio-visual services) (only privately funded services)</b>	
<b>A. Entertainment services (including theatre, live bands, circus and discotheque services)</b> (CPC 9619)	None.
<b>D. Sporting services</b> (CPC 9641)	None.
<b><u>16. TRANSPORT SERVICES</u></b>	
<b>A. Maritime transport<sup>17</sup></b>  <b>a) International passenger transportation</b> (CPC 7211 <u>less</u> national cabotage transport).  <b>b) International freight transportation</b> (CPC 7212 <u>less</u> national cabotage transport) <sup>18</sup>	None.

<sup>16</sup> Catering in air transport services is to be found in SERVICES AUXILARY TO TRANSPORT SERVICES under 17.E.a) Ground handling services.

<sup>17</sup> The horizontal limitation on public utilities applies to port services and other maritime transport services requiring the use of the public domain.

---

<sup>18</sup> Includes feedering services and movement of equipment by international maritime transport suppliers between ports located in same State when no revenue is involved.