

**HONDURAS OFFERS  
ESTABLISHMENT & CROSS – BORDER TRADE IN  
SERVICES**

## LISTS OF COMMITMENTS ON ESTABLISHMENT<sup>1</sup>

(referred to in Article [8])

### *Honduras*

1. The list of commitments below indicate the economic activities inscribed pursuant to Article [...] of the Agreement and, by means of reservations, the market access and national treatment reservations that apply to establishments and investors of the EU Party in those activities. 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 apply.
- (b) A second column describing the applicable reservations.

2. For the purpose of this list, the term **none** indicates economic activities where there are no reservations to national treatment or market access. The term **unbound** indicates that no national treatment or market access commitments have been made.

For greater certainty, the absence of specific reservations in a given economic activity is without prejudice to horizontal reservations that apply.

3. Economic activities not mentioned in the list below are not committed.

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. The list below does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements (including any concession, permit, register and other authorization) and procedures when they do not constitute a market access or a national treatment reservation within the meaning of Articles [...] and [...] of the Agreement. Those measures (e.g. need to obtain a license, universal service obligations, need to obtain recognition of qualifications in regulated sectors, need to pass

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

specific examinations, including language examinations, non-discriminatory requirement that certain activities may not be carried out in environmental protected zones or areas of particular historic and artistic interest), even if not listed, apply in any case to investors of the EC Party.

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

7. In accordance with Article [...] of the Agreement non-discriminatory requirements as regards the types of legal form of an establishment are not included in the list below.

8. 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.

The authorization to establish a commercial presence may take into account the following criteria:

A ceiling of 10 per cent is established for the number of foreign workers in an enterprise who may not receive more than 15 per cent of total wages paid. Both proportions can be modified when therefore they demand evident reasons of protection and promotion to the national economy or of lack of Honduran technicians in certain activity, or of defense of the national workers who demonstrate their capacity. In all these circumstances the Executive authority, by means of reasoned agreement emitted by the Ministerio de Trabajo y Prevision Social, can decrease both proportions until a ten percent (10%) each and during a period of five years (5) for each company, or to increase them until eliminate the participation of the foreign workers.

The percentages referred to above do not apply to company managers, directors, administrators, supervisors or general executives, provided that there are not more than two (2) in each enterprise.

In order to obtain the necessary work permit, foreigners must be resident in Honduras.

For greater certainty, this clause will apply to foreign workers under an employment relation and without prejudice to the commitments undertaken by Honduras under Chapter IV on temporary movement of natural persons for business purposes

State land, common land, and private land within 40 kilometres of the borders and coastlines, and such land on islands, keys, coral reefs, breakwaters, rocks, and sand shoals in Honduras, can only be acquired, possessed, or held under any title by Honduran nationals by birth, by enterprises fully owned by Honduran nationals, and by state institutions.

Notwithstanding the preceding paragraph, any person may acquire, possess, hold, or lease for up to 40 years (which may be renewed) urban lands in such areas provided that it is certified and approved for tourist purposes, economic or social development, or for the public interest by the Secretaría de Estado en el Despacho de Turismo.

Any person that acquires, possesses, or holds such urban land may transfer that land only after prior authorization by the Secretaría de Estado en el Despacho de Turismo.

Small-scale industry and trade are reserved to Honduran persons. Foreign investors cannot engage in small-scale industry or trade unless they are naturalized citizens and their country of origin grants reciprocity. "Small-scale industry and trade" means an enterprise with capital, excluding land, buildings, and vehicles, of less than 150,000 Lempiras.

Non-Honduran cooperatives may establish in Honduras if they receive authorization from the Instituto Hondureño de Cooperativas. Authorization will be granted if:

(a) reciprocity exists in the country of origin; and

(b) the non-Honduran cooperative has at least one permanent legal representative in Honduras.

A society formed in accordance with the foreign laws can dedicate itself to the exercise of the commerce in Honduras if:

It has a permanent representative in Honduras with ample faculties to realize all the legal acts and businesses that there are to be celebrated and to provide effect in the national territory.

Social Services: Honduras reserves the right to adopt or maintain any measure with respect to the provision of law enforcement and correctional services, and the following services to the extent they are social services established or maintained for a public purpose: income security or insurance, social security or insurance, social welfare, public education, public training, health, and child care.

Public Utility: Economic activities or services considered as public services or public utilities may be subject to a public monopoly or to exclusive rights granted to natural persons or juridical persons, public or private.

The market access and national treatment limitations maintained at local governments' level are consolidated, though they are not listed. These limitations shall not be construed as nullifying the commitments taken by Honduras in the chapter on Public Procurement.

Sector or sub-sector	Description of reservations
<b>1. AGRICULTURE, HUNTING, FORESTRY</b>	
<b>A. Agriculture, hunting</b> (ISIC rev 3.1: 011, 012, 013, 014, 015) excluding advisory and consultancy services <sup>2</sup>	Beneficiaries must be Honduran nationals by birth, individually or organized in peasant cooperatives or other peasant enterprises.
<b>B. Forestry and logging</b> (ISIC rev 3.1: 020) excluding advisory and consultancy services	None
<b>2. FISHING AND AQUACULTURE</b> (ISIC rev.3.1: 0501, 0502) excluding services	<p>Only Honduran nationals resident in Honduras and enterprises organized under Honduran law at least 51 percent owned by Honduran nationals can engage in commercial fishing in the territorial waters, rivers, and lakes in Honduras.</p> <p>For greater certainty, only Honduran flag vessels can perform commercial fishing activities in territorial waters in Honduras.</p> <p>For greater certainty, only Honduran nationals by birth can be captains of commercial fishing vessels.</p>
<b>3. MINING AND QUARRYING</b>	
<b>A. Mining of coal and lignite; extraction of peat</b> (ISIC rev 3.1: 10)	None.
<b>B. Extraction of crude petroleum and natural gas</b> <sup>3</sup> (ISIC rev 3.1: 1110)	Honduras reserves the right to adopt or maintain non-discriminatory measures related to the supply and distribution or wholesale of crude, reconstituted, refined petroleum products, to bunker and all its derivatives.
<b>C. Mining of metal ores</b> (ISIC rev 3.1: 13)	None
<b>D. Other mining and</b>	

<sup>2</sup> Advisory and consultancy services related to agriculture, hunting, forestry and fishing are to be found in BUSINESS SERVICES under 6.F.f) and 6.F.g).

<sup>3</sup> Does not include services incidental to mining rendered on a fee or contract basis at oil and gas fields which are to be found in ENERGY SERVICES under 18.A.

Sector or sub-sector	Description of reservations
<b>quarrying</b> (ISIC rev 3.1: 14)	None
<b>4. MANUFACTURING<sup>4</sup></b>	
<b><u>A. Manufacture of food products and beverages</u></b> (ISIC rev 3.1: 151, 152, 153, 154)	None.
<b><u>B. Manufacture of tobacco products</u></b> (ISIC rev 3.1: 16)	None.
<b><u>C. Manufacture of textiles</u></b> (ISIC rev 3.1: 17)	None.
<b><u>D. Manufacture of wearing apparel; dressing and dyeing of fur</u></b> (ISIC rev 3.1: 18)	None.
<b><u>E. Tanning and dressing of leather; manufacture of luggage, handbags, saddlery, harness and footwear</u></b> (ISIC rev 3.1: 19)	None.
<b><u>F. Manufacture of wood and of products of wood and cork, except furniture; manufacture of articles of straw and plaiting materials</u></b> (ISIC rev 3.1: 20)	None.
<b><u>G. Manufacture of paper and paper products</u></b> (ISIC rev 3.1: 21)	None.
<b><u>H. Publishing, printing and reproduction of recorded media<sup>5</sup></u></b> (ISIC rev 3.1: 22, excluding	None.

<sup>4</sup> Does not include advisory services incidental to manufacturing, which are to be found in BUSINESS SERVICES under 6.F.h).

Sector or sub-sector	Description of reservations
publishing and printing on a fee or contract basis <sup>6)</sup>	
<b><u>I. Manufacture of coke oven products</u></b> (ISIC rev 3.1: 231)	None
<b><u>J. Manufacture of refined petroleum products</u></b> (ISIC rev 3.1: 232)	Honduras reserves the right to adopt or maintain non-discriminatory measures related to the supply and distribution or wholesale of crude, reconstituted, refined petroleum products, to bunker and all its derivatives.
<b><u>K. Manufacture of chemicals and chemical products other than explosives</u></b> (ISIC rev 3.1: 24 excluding manufacturing of explosives)	None.
<b><u>L. Manufacture of rubber and plastics products</u></b> (ISIC rev 3.1: 25)	None.
<b><u>M. Manufacture of other non-metallic mineral products</u></b> (ISIC rev 3.1: 261)	None.
<b><u>N. Manufacture of basic metals</u></b> (ISIC rev 3.1: 27)	None.
<b><u>O. Manufacture of fabricated metal products, except machinery and equipment</u></b> (ISIC rev 3.1: 28)	None.
<b><u>P. Manufacture of machinery</u></b>	
a) Manufacture of general purpose machinery	None.

<sup>5</sup> The sector is limited to manufacturing activities. It does not include activities which are audiovisual related or present a cultural content.

<sup>6</sup> Publishing and printing on a fee or contract basis is to be found in BUSINESS SERVICES under 6.F.p).



Sector or sub-sector	Description of reservations
(ISIC rev 3.1: 291)	
<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.
<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><u>Q. Manufacture of medical, precision and optical instruments, watches and clocks</u></b> (ISIC rev 3.1: 33)	None.
<b><u>R. Manufacture of motor vehicles, trailers and semi-trailers</u></b> (ISIC rev 3.1: 34)	None.
<b><u>S. Manufacture of other (non-military) transport equipment</u></b> (ISIC rev 3.1: 351, 352, 359 excluding manufacturing of warships, warplanes and other transport equipment for military use)	None.
<b><u>T. Manufacture of furniture; manufacturing n.e.c.</u></b>	None.

Sector or sub-sector	Description of reservations
(ISIC rev 3.1: 361, 369)	
<b><u>U. Recycling</u></b> (ISIC rev 3.1: 371)	None.
<b>5. PRODUCTION; TRANSMISSION AND DISTRIBUTION ON OWN ACCOUNT OF ELECTRICITY, GAS, STEAM AND HOT WATER (EXCLUDING NUCLEAR BASED ELECTRICITY GENERATION)</b>	
<b><u>A. Production of electricity; transmission and distribution of electricity on own account</u></b> (part of ISIC rev 3.1: 4010) <sup>7</sup>	In order to be established in Honduras and supply electrical energy distribution services, an enterprise must be organized as a commercial corporation with nominative stock.
<b><u>B. Manufacture of gas; distribution of gaseous fuels through mains on own account</u></b> (part of ISIC rev 3.1: 4020) <sup>8</sup>	Only the hondureños and enterprises organized under Honduran law may be authorized to sell petroleum products. The Enterprises must be at least 51 percent owned by Honduran nationals.  Honduras reserves the right to adopt or maintain non-discriminatory measures related to supply and distribution or wholesale of crude, reconstituted, refined petroleum products, to bunker and all its derivatives.
<b><u>C. Production of steam and hot water; distribution of steam and hot water on own account</u></b> (part of ISIC rev 3.1: 4030) <sup>9</sup>	None
<b>6. BUSINESS SERVICES</b>	
<b><u>A. Professional Services</u></b>	
<b>a) Legal Services</b> (CPC 861)	None, except that legal services in respect of Hondurian law and legal representation is subject to nationality condition.

<sup>7</sup> Does not include operation of electricity transmission and distribution systems on a fee or contract basis, which are to be found in ENERGY SERVICES.

<sup>8</sup> Does not include transportation of natural gas and gaseous fuels via pipelines, transmission and distribution of gas on a fee or contract basis and sales of natural gas and gaseous fuels, which are to be found in ENERGY SERVICES.

<sup>9</sup> Does not include transmission and distribution of steam and hot water on a fee or contract basis and sales of steam and hot water, which are to be found in ENERGY SERVICES.

Sector or sub-sector	Description of reservations
excluding legal advisory and legal documentations and certification services provided by legal professionals entrusted with public functions, such as notaries.	
<b>b) 1. Accounting and Bookkeeping Services</b> (CPC 86212 other than “auditing services”, CPC 86213, CPC 86219 and CPC 86220) <b>b) 2. Auditing services</b> (CPC 86211 and 86212 other than accounting services) <b>c) Taxation Advisory Services</b> (CPC 863) <sup>10</sup>	None, except that authorization by the professional association is subject to residency.
<b>d) Architectural services and</b> <b>e) Urban planning and landscape architectural services</b> (CPC 8671 and CPC 8674)	None, except that a legal person organized under EU law shall designate a member of the professional association as its representative prior to registering with the professional association to supply the services in Honduras.
<b>f) Engineering services and</b> <b>g) Integrated engineering services</b> (CPC 8672 and CPC 8673)	None, except that legal persons organized under EU law have to designate a member of the professional association as a representative prior to its registry only for specific civil engineering projects Foreign equity participation may not exceed 30%.
<b>h) Medical (including psychologists) and Dental services</b> (CPC 9312 and part of CPC 85201)	None, except that authorization to the foreign professional by the professional association is subject to residency
<b>i) Veterinary services</b> (CPC 932)	None, except that authorization to the foreign professional by the professional association is subject to residency.

<sup>10</sup> Does not include legal advisory and legal representational services on tax matters, which are to be found under 1.A.a). Legal services.

Sector or sub-sector	Description of reservations
<b>j) 1. Midwives services</b> (part of CPC 93191)	None.
<b>j) 2. Services provided by Nurses, Physiotherapists and Paramedical Personnel</b> (part of CPC 93191)	None, except that authorization to the foreign professional by the professional association is subject to residency and an exam. The authorization gives the right to obtain the license to work, required for the provision of the service.  No more than 5 %of the nurses employed at a medical facility may be foreign nationals.
<b>k) Retail sales of pharmaceuticals and retail sales of medical and orthopaedical goods</b> (CPC 63211) <b>and other services supplied by pharmacists</b>	None, except that pharmacists must be nationals.
<b><u>B. Computer and Related Services</u></b> (CPC 841, 842, 843, 844)	None.
<b><u>C. Research and Development Services</u></b>	
<b>a) R &amp; D services on natural sciences</b> (CPC 851)	None.
<b>b) R &amp; D services on Social Sciences and Humanities</b> (CPC 852 excluding psychologists services) <sup>11</sup>  <b>c) Interdisciplinary R &amp; D services</b> (CPC 853)	None.
<b><u>D. Real Estate Services</u></b> <sup>12</sup>	

<sup>11</sup> Part of CPC 85201 which is to be found under 6.A.h - Medical and dental services.

Sector or sub-sector	Description of reservations
<b>a) Involving Own or Leased Property</b> (CPC 821)	None.
<b>b) On a Fee or Contract Basis</b> (CPC 822)	None.
<b><u>E. Rental/Leasing Services without Operators</u></b>	
<b>a) Relating to Ships</b> (CPC 83103)	None.
<b>b) Relating to Aircraft</b> (CPC 83104)	None.
<b>c) Relating to Other Transport Equipment</b> (CPC 83101, CPC 83102 and CPC 83105)	None.
<b>d) Relating to Other Machinery and Equipment</b> (CPC 83106, CPC 83107, CPC 83108 and CPC 83109)	None.
<b>e) Relating to personal and household goods</b> (CPC 832)	None.
<b>f) Telecommunications equipment rental</b> (CPC 7541)	None
<b><u>F. Other Business Services</u></b>	
<b>a) Advertising</b> (CPC 871)	None
<b>b) Market Research and Opinion Polling</b> (CPC 864)	None.
<b>c) Management Consulting Services</b> (CPC 865)	Companies organized under foreign law may enter into contracts to provide business administration consulting services after confirmation of the contract by the

<sup>12</sup> The service involved relates to the profession of real estate agent and does not affect any rights and/or restrictions on natural and juridical persons purchasing real estate.

Sector or sub-sector	Description of reservations
<b>d) Services Related to Management Consulting</b> (CPC 866)	professional association. Economic needs test (criteria: availability of the service in Honduras or contractual needs). Partnership required with Honduran firms that are duly registered with the <i>Colegio de Administradores de Empresas de Honduras</i> . Higher fees may apply.  Economic consulting companies organized under foreign law must be represented by a member of the <i>Colegio Hondureño de Economistas</i> .
<b>e) Technical Testing and Analysis Services<sup>13</sup></b> (CPC 8676)	None.
<b>f) Advisory and Consulting services incidental to Agriculture, Hunting and Forestry</b> (part of CPC 881)	None
<b>g) Advisory and Consulting Services Relating to Fishing</b> (part of CPC 882)	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</b> (CPC 87201)	None.
<b>i) 2. Placement Services</b> (CPC 87202)	None.
<b>i) 3. Supply Services of</b>	None.

<sup>13</sup> The horizontal limitation on public utilities applies to technical testing and analysis services compulsory for the granting of marketing authorisations of for utilisation authorisations (e.g. car inspection, food inspection).

Sector or sub-sector	Description of reservations
<b>office support personnel</b> (CPC 87203)	
<b>i) 4. Model agency Services</b> (part of CPC 87209)	None.
<b>j) 1. Investigation Services</b> (CPC 87301)	Unbound
<b>j) 2. Security Services</b> (CPC 87302, CPC 87303, CPC 87304 and CPC 87305)	None, except that establishment of private security companies requires partnership with Honduran companies working in the same field and appoint a Honduran national as senior manager.
<b>k) Related Scientific and Technical Consulting Services<sup>14</sup></b> (CPC 8675)	None.
<b>l) 1. Maintenance and repair of vessels</b> (part of CPC 8868)	None
<b>l) 2. Maintenance and Repair of Rail Transport Equipment</b> (part of CPC 8868)	None
<b>l) 3. Maintenance and Repair of motor vehicles, motorcycles, snowmobiles and road transport Equipment</b> (CPC 6112, CPC 6122, part of CPC 8867 and part of CPC 8868)	None.
<b>l) 4. Maintenance and Repair of Aircraft and parts thereof</b> (part of CPC 8868)	None

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<sup>14</sup> The horizontal limitation on public utilities applies to certain activities related to mining (minerals, oil, gas, etc.).

Sector or sub-sector	Description of reservations
<b>l) 5. Maintenance and Repair services of metal products, of (non office) machinery, of (non transport and non office) equipment and of personal and household goods<sup>15</sup></b> (CPC 633, CPC 7545, CPC 8861, CPC 8862, CPC 8864, CPC 8865 and CPC 8866)	None.
<b>m) Building-Cleaning Services</b> (CPC 874)	None.
<b>n) Photographic Services</b> (CPC 875)	None.
<b>o) Packaging Services</b> (CPC 876)	None.
<b>p) Printing and Publishing</b> (CPC 88442)	None.
<b>q) Convention Services</b> (part of CPC 87909)	None.
<b>r) 1. Translation and Interpretation Services</b> (CPC 87905)	None. .
<b>r) 2. Interior Design and other Specialty Design Services</b> (CPC 87907)	None
<b>r) 3. Collection Agency Services</b> (CPC 87902)	None.

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<sup>15</sup> Maintenance and repair services of transport equipment (CPC 6112, 6122, 8867 and CPC 8868) are to be found under 6.F. l) 1 to 6.F.l) 4. Maintenance and repair services of office machinery and equipment including computers (CPC 845) are to be found under 6.B. Computer services.



Sector or sub-sector	Description of reservations
r) 4. Credit reporting services (CPC 87901)	None
r) 5. Duplicating services (CPC 87904) <sup>16</sup>	None.
r) 6. Telecommunications consulting services (CPC 7544)	None
r) 7. Telephone answering services (CPC 87903)	None.
<b>7. COMMUNICATION SERVICES</b>	
<b><u>A. Courier Services (CPC 7512)</u></b>  Services relating to the handling <sup>17</sup> of the postal items <sup>18</sup> , according to the following list of sub- sectors whether for domestic or foreign destinations: i) Handling of addressed written communications on any kind of physical medium <sup>19</sup> , including the direct mail and hybrid mail,	None.

<sup>16</sup> Does not include printing services, which fall under CPC 88442 and are to be found under 6.F p).

<sup>17</sup> The term handling should be taken to include clearance, sorting, transport and delivery.

<sup>18</sup> Postal item refers to items handling by any type of commercial operator whether public or private

<sup>19</sup> E.g, letter, postcards

<sup>20</sup> books, catalogues are included hereunder

<sup>21</sup> Journals, newspapers and periodicals.

<sup>22</sup> The delivery services may include, in addition to greater speed and reliability, value-added elements such as collection from the point of origin, personal delivery to addressee, tracing and tracking, possibility of changing the destination and addressee in transit, confirmation of receipt.

<sup>23</sup> Express delivery services do not include (i) air transport services, (ii) services supplied in the exercise of governmental authority, or (iii) maritime transport services.

Sector or sub-sector	Description of reservations
ii) Handling of addressed parcels and packages <sup>20</sup> , iii) handling of addressed press products <sup>21</sup> , iv) handling of items referred to in i) to iii), above as registered or insured mail v) Express delivery services <sup>22 23</sup> for items referred to i) to iii), vi) handling of non-addressed items, vii) documents exchange <sup>24</sup>	
<b><u>B. Telecommunications Services</u></b>	
<p>In addition to horizontal notes and only for Telecommunications Services Sectors:</p> <p>Honduras reserves its right to adopt, maintain, or modify the level of participation in property of the Honduran Telecommunication Enterprise (HONDUTEL) as well as affiliates or subsidiaries.</p>	
a) All services consisting of the transmission and reception of signals by any electromagnetic means <sup>25</sup> , excluding broadcasting <sup>26</sup>	<p>None except that foreign governments may not participate directly or indirectly, in the offer of public services of telecommunications</p> <p>Foreign companies must report their current address and appoint a legal representative in Honduras.</p>
<b>b) Satellite broadcast transmission services<sup>27</sup></b>	None

<sup>24</sup> refers to items handled by any type of commercial operator,

<sup>25</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 1.B. Computer services.

<sup>26</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.

<sup>27</sup> These services cover the telecommunications service consisting of the transmission and reception of radio and television broadcast by satellite (the uninterrupted chain of transmission via satellite required for the distribution of TV and radio programme signals to the general public). This covers selling use of satellite services, but does not include the selling of television programme packages to households.

Sector or sub-sector	Description of reservations
<b>8. CONSTRUCTION AND RELATED ENGINEERING SERVICES</b> (CPC 511, CPC 512, CPC 513, CPC 514, CPC 515, CPC 516, CPC 517 and CPC 518)	Consulting and construction companies must be organized under Honduran law in order to be members of the <i>Colegio de Ingenieros Civiles de Honduras</i> (CCIH) and to perform civil engineering projects in Honduras. For greater certainty, consulting and construction enterprises organized under foreign law may register provisionally with the CICH to perform specific civil engineering projects. Higher membership fees apply to foreign-owned enterprises. In addition, foreign service providers must be authorized by the CICH in order to work on such projects. Municipalities are responsible for construction of aqueducts.
<b>9.DISTRIBUTION SERVICES</b> (excluding distribution of arms, munitions, explosives and other war material)	
<b><u>A. Commission Agents' Services</u></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)	None
<b><u>B. Wholesale Trade Services</u></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</b>	None.

Sector or sub-sector	Description of reservations
<b>Services of telecommunication terminal equipment</b> (part of CPC 7542)	
<b>c) Other wholesale trade services</b> (CPC 622 excluding wholesale trade services of energy products <sup>28</sup> )	None
<b><u>C. Retailing Services</u></b> <sup>29</sup> <b>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)  <b>Retailing Services of telecommunication terminal equipment</b> (part of CPC 7542)  <b>Food retailing services</b> (CPC 631)  <b>(Retailing services of other (non-energy) goods, except retail sales of pharmaceutical, medical and orthopaedic goods</b> <sup>30</sup> (CPC 632 excluding CPC 63211 and 63297)	None

<sup>28</sup> These services, which include CPC 62271, are to be found in ENERGY SERVICES under 18.D.

<sup>29</sup> Does not include maintenance and repair services, which are to be found in BUSINESS SERVICES under 6.B. and 6.F.I).

Does not include retailing services of energy products which are to be found in ENERGY SERVICES under 18.E and 18.F.

<sup>30</sup> Retail sales of pharmaceutical, medical and orthopaedic goods are to be found under PROFESSIONAL SERVICES in 1.A.k).

Sector or sub-sector	Description of reservations
<b><u>D. Franchising</u></b> (CPC 8929)	None.
<b>10. EDUCATIONAL SERVICES (only privately funded services)</b>	
<b><u>A. Primary Education Services</u></b> (CPC 921)  <b><u>B. Secondary Education Services</u></b> (CPC 922)  <b><u>C. Higher Education Services</u></b> (CPC 923)  <b><u>D. Adult Education Services</u></b> (CPC 924)	A school director or supervisor and teachers at all levels may be nationals. Economic needs test (criteria: Honduran labour market). Notwithstanding the economic needs test, foreign may teach the Constitution, civic education, geography, and the history of Honduras only if there is reciprocity for Honduran in their country of origin.
<b><u>E. Other education services</u></b> (CPC 929)	Unbound.
<b>11. ENVIRONMENTAL SERVICES<sup>31</sup></b>	
<b><u>A.) Waste Water Services</u></b> (CPC 9401) <sup>32</sup>	Only the State, through its municipalities, may provide public water distribution, waste disposal, and sanitation and hygiene services. For greater certainty, municipalities are responsible for the construction of aqueducts, the maintenance and administration of potable water, sanitary sewerage, and drainage, and the promotion and development of related projects.
<b><u>B. Solid/hazardous waste management, excluding cross-border transport of hazardous waste</u></b>	Only the State, through its municipalities, may provide public water distribution, waste disposal, and sanitation and hygiene services. For greater certainty, municipalities are responsible for the construction of aqueducts, the maintenance and administration of potable water, sanitary

<sup>31</sup> The horizontal limitation on public utilities applies.

<sup>32</sup> Corresponds to sewage services.

Sector or sub-sector	Description of reservations
<p><b>a) Refuse Disposal Services</b> (CPC 9402)</p> <p><b>b) Sanitation and Similar Services</b> (CPC 9403)</p> <p><b><u>C. Protection of ambient air and climate</u></b> (CPC 9404)<sup>33</sup></p> <p><b><u>D. Remediation and clean up of soil and waters</u></b></p> <p>Treatment, remediation of contaminated/polluted soil and water (part of CPC 9406)<sup>34</sup></p>	<p>sewerage, and drainage, and the promotion and development of related projects.</p>
<p><b><u>E. Noise and vibration abatement</u></b> (CPC 9405)</p>	<p>None</p>
<p><b><u>F. Protection of biodiversity and landscape</u></b></p> <p>Nature and landscape protection services (part of CPC 9406)</p>	<p>None</p>
<p><b><u>G. Other environmental and ancillary services</u></b> (CPC 9409)</p>	<p>None</p>
<p><b>12. FINANCIAL SERVICES</b></p>	
<p>In addition to horizontal notes and only for Financial Services Sectors:</p> <p>Honduras reserves the right to adopt or maintain measures with respect to the supply of</p>	

<sup>33</sup> Corresponds to Cleaning Services of Exhaust Gases.

<sup>34</sup> Corresponds to parts of Nature and Landscape Protection Services.

Sector or sub-sector	Description of reservations
<p>services by Savings and Loan Cooperatives.</p> <p>Honduras reserves the right to adopt or maintain measures requiring the incorporation in Honduras of foreign financial service suppliers, other than those seeking to operate as banks or insurance companies within Honduras.</p>	
<p><b>A. Insurance and insurance-related services</b></p>	<p>Foreign insurance institutions seeking to establish in Honduras must deposit at least ten percent of the minimum capital of the proposed company in either the <i>Banco Central de Honduras</i> or invest the above amount in State securities. This deposit will be refunded once the application is approved or resolved.</p> <p>To operate as a dependent insurance agent, independent insurance agent or insurance broker, a natural person must be Honduran or have been legally resident in Honduras for more than three consecutive years.</p> <p>To serve as an adjuster or claim liquidator, accident investigator, or damage inspector, a natural person must be a Honduran national or legal resident in Honduras.</p>
<p><b>B. Banking and other financial services (excluding insurance)</b></p>	<p>Foreign financial service suppliers must establish as corporations (sociedades anonimoas), as branches, or as representative offices.</p> <p>The representative offices of foreign financial services suppliers may not accept funds.</p> <p>The shareholders of currency exchange bureaus must be natural persons with Honduran nationality.</p>
<p><b>13. HEALTH SERVICES AND SOCIAL SERVICES<sup>35</sup></b> (only privately funded services)</p>	
<p><b><u>A. Hospital Services</u></b> (CPC 9311)</p> <p><b><u>B. Ambulance Services</u></b> (CPC 93192)</p> <p><b><u>C. Residential health facilities other than</u></b></p>	<p>None</p>

<sup>35</sup> The horizontal limitation on public utilities applies.

Sector or sub-sector	Description of reservations
<u>hospital services</u> (CPC 93193)  <u>D. Social Services</u> (CPC 933)	
<b>14. TOURISM AND TRAVEL RELATED SERVICES</b>	
<u>A. Hotel, Restaurants and Catering</u> (CPC 641, CPC 642 and CPC 643) <u>excluding catering in air transport services</u> <sup>36</sup>	None.
<u>B. Travel Agencies and Tour Operators Services (including tour managers)</u> (CPC 7471)	None.
<u>C. Tourist Guides Services</u> (CPC 7472)	None.
<b>15. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audio-visual services) (only privately funded services)</b>	
<u>A. Entertainment Services (including Theatre, Live Bands, Circus and Discotheque Services)</u> (CPC 9619)	None
<u>B. News and Press Agencies Services</u> (CPC 962)	Only Honduran nationals may exercise senior management of newspapers or free over the air broadcast (radio and television) news media, including its intellectual, political, and administrative orientation.
<u>C. Libraries, archives, museums and other cultural services</u> <sup>37</sup> (CPC 963)	None.

<sup>36</sup> Catering in air transport services is to be found in SERVICES AUXILARY TO TRANSPORT SERVICES under 17.D.a) Ground handling services.

<sup>37</sup> The horizontal limitation on public utilities applies.



Sector or sub-sector	Description of reservations
<b><u>D. Sporting services</u></b> (CPC 964)	None
<b><u>E. Recreation park and beach Services</u></b> (CPC 96491)	None.
<b>16. TRANSPORT SERVICES</b>	
<b><u>A. Maritime transport</u></b> <sup>3839</sup>  a) <b>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>40</sup>	None, except for for the establishment of a registered company for the purpose of operating a fleet under the national flag of Honduras
<b><u>B. Internal Waterways Transport</u></b> <sup>41</sup>  a) <b>Passenger transportation</b> (CPC 7221)  b) <b>Freight transportation</b> (CPC 7222)	None.
<b><u>C. Rail Transport</u></b> <sup>42</sup>	The <i>Ferrocarril Nacional de Honduras</i> may only sell its

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<sup>38</sup> The horizontal limitation on public utilities applies to port services and other maritime transport services requiring the use of the public domain.

<sup>39</sup> Subject to the definition of the Section VI, International Maritime Transport Services

<sup>40</sup> Includes feeding services and movement of equipment by international maritime transport suppliers between ports located in same State when no revenue is involved.

<sup>41</sup> The horizontal limitation on public utilities applies to port services and other internal waterway transport services requiring the use of the public domain.

Sector or sub-sector	Description of reservations
<p>a) <b>Passenger transportation</b> (CPC 7111)</p> <p>b) <b>Freight transportation</b> (CPC 7112)</p> <p>c) <b>Pushing and towing services</b> (CPC 7113)</p>	<p>subsidiaries to Honduran nationals and companies organized under Honduran law. The senior manager of the <i>Ferrocarril Nacional de Honduras</i> must be a Honduran national.</p>
<p><b><u>D. Road Transport</u></b></p> <p>a) <b>Passenger Transportation</b> (CPC 7121 and CPC 7122)</p>	<p>Public domestic land passenger may be supplied only by Honduran nationals and companies that are organized under Honduran law and at least 51 percent owned by Honduran nationals. It is necessary to obtain a certificate of operation from the <i>Dirección General de Transporte de la Secretaría de Obras Públicas, Transporte y Vivienda</i>, which is subject to an economic needs test. The foreigners who enter the national territory will be able to drive with the valid license that they carry and will be subject to the principle of reciprocity.</p>
<p>b) <b>Freight Transportation</b> (CPC 7123)</p>	<p>The cargo transportation services may be supplied only by Honduran nationals and companies that are organized under Honduran law and at least 51 percent owned by Honduran nationals. It is necessary to obtain a certificate of operation from the <i>Dirección General de Transporte de la Secretaría de Obras Públicas, Transporte y Vivienda</i>, which is subject to an economic needs test. Public international land passenger and cargo transportation services may be supplied by foreign nationals and companies organized under foreign law based on reciprocity, but authorization for particular routes will be granted on a preferential basis to Honduran nationals and to companies organized under Honduran law.</p>
<p><b><u>E. Pipeline transport of goods other than fuel</u></b><sup>43</sup> (CPC 7139)</p>	<p>None provided that there is reciprocity for Honduran services providers in their country of origin. Preference for national service providers for particular routes.</p>

<sup>42</sup> The horizontal limitation on public utilities applies to rail transport services requiring the use of the public domain.

<sup>43</sup> Pipeline transportation of fuels is to be found in ENERGY SERVICES under 18.B.

Sector or sub-sector	Description of reservations
<b>17. SERVICES AUXILIARY TO TRANSPORT<sup>44</sup></b>	
<b><u>A. Services auxiliary to Maritime Transport<sup>45</sup></u></b>  <b>a) Maritime Cargo Handling Services</b>  <b>b) Storage and warehousing Services</b> (part of CPC 742)  <b>c) Customs Clearance Services</b>  <b>d) Container Station and Depot Services</b>  <b>e) Maritime Agency Services</b>  <b>f) Maritime Freight Forwarding Services</b>  <b>g) Rental of Vessels with Crew</b> (CPC 7213)  <b>h) Pushing and towing services</b> (CPC 7214)  <b>i) Supporting services for maritime transport</b> (part of CPC 745)  <b>j) Other supporting and auxiliary services (including catering)</b> (part of CPC 749)	None for e) maritime agency services; f) maritime freight forwarding services; i) supporting services for maritime transport (part of CPC 745), and j) other supporting services (part of CPC 749)

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<sup>44</sup> Does not include maintenance and repair services of transport equipment, which are to be found in BUSINESS SERVICES under 6.F.I) 1 to 6.F.I) 4.

Sector or sub-sector	Description of reservations
<p><b><u>B. Services auxiliary to internal waterways transport</u></b><sup>46</sup></p> <p><b>a) Cargo-handling services</b> (part of CPC 741)</p> <p><b>b) Storage and warehouse services</b> (part of CPC 742)</p> <p><b>c) Freight transport agency services</b> (part of CPC 748)</p> <p><b>d) Rental of Vessels with Crew</b> (CPC 7223)</p> <p><b>e) Pushing and towing services</b> (CPC 7224)</p> <p><b>f) Supporting services for internal waterway transport</b> ( part of CPC 745)</p> <p><b>g) Other supporting and auxiliary services</b> (part of CPC 749)</p>	<p>None, except for e) pushing and towing services (CPC 7224)</p>
<p><b><u>C. Services auxiliary to rail transport</u></b><sup>47</sup></p> <p><b>a) Cargo-handling services</b> (part of CPC 741)</p>	<p>None.</p>

<sup>45</sup> The horizontal limitation on public utilities applies to port services, to other auxiliary services requiring the use of the public domain and to pushing and towing services.

<sup>46</sup> The horizontal limitation on public utilities applies to port services, to other auxiliary services requiring the use of the public domain and to pushing and towing services.

<sup>47</sup> The horizontal limitation on public utilities applies when the services require the use of the public domain.

Sector or sub-sector	Description of reservations
<p><b>b) Storage and warehouse services</b> (part of CPC 742)</p> <p><b>c) Freight transport agency services</b> (part of CPC 748)</p> <p><b>d) Pushing and towing services</b> (CPC 7113)</p> <p><b>e) Supporting services for rail transport services</b> (CPC 743)</p> <p><b>f) Other supporting and auxiliary services</b> (part of CPC 749)</p>	
<p><b><u>D. Services auxiliary to road transport</u></b><sup>48</sup></p> <p><b>a) Cargo-handling services</b> (part of CPC 741)</p> <p><b>b) Storage and warehouse services</b> (part of CPC 742)</p> <p><b>c) Freight transport agency services</b> (part of CPC 748)</p> <p><b>d) Rental of Commercial Road Vehicles with Operators</b> (CPC 7124)</p> <p><b>e) Supporting services for road transport equipment</b></p>	None

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<sup>48</sup> The horizontal limitation on public utilities applies when the services require the use of the public domain.

Sector or sub-sector	Description of reservations
(CPC 744)  <b>f) Other supporting and auxiliary services</b> (part of CPC 749)	
<b><u>E. Services auxiliary to air transport services</u></b>	
<b>a) Ground handling services (including catering)</b>	None
<b>b) Storage and warehouse services</b> (part of CPC 742)	None, except that a companies may be organized under Honduran law.
<b>c) Freight transport agency services</b> (part of CPC 748)	None.
<b>d) Rental of aircraft with crew</b> (CPC 734)	None.
<b>e) Sales and Marketing</b>	None
<b>f) Computer Reservations System</b>	None
<b>g) Airport management</b>	None, except that a companies may be organized under Honduran law.
<b><u>E. Services auxiliary to pipeline transport of goods other than fuel</u></b> <sup>49</sup>  <b>a) Storage and warehouse services of goods other than fuel transported by pipelines</b> (part of CPC 742)	None

Sector or sub-sector	Description of reservations
<b>18. ENERGY SERVICES</b>	
<b><u>A. Services Incidental to Mining</u></b> (CPC 883) <sup>50</sup>	None
<b><u>B. Pipeline Transportation of fuels</u></b> (CPC 7131)	None
<b><u>C. Storage and warehouse services of fuels transported through pipelines</u></b> (part of CPC 742)	Only enterprises organized under Honduran law with fixed capital and the sole purpose of providing warehousing services shall be authorized to provide such services.
<b><u>D. Wholesale trade services of solid, liquid and gaseous fuels and related products</u></b> (CPC 62271) <b><u>and wholesale trade services of electricity, steam and hot water</u></b>	Only legal persons organized under Honduran law may be authorized to sell petroleum products (liquid fuel, automotive oil, diesel, kerosene, and LPG). Foreign equity cap of 51%.
<b><u>E. Retailing Services of motor fuel</u></b> (CPC 613)  <b><u>F. Retail sales of fuel oil, bottled gas, coal and wood</u></b> (CPC 63297) <b><u>and retailing services of</u></b>	Only legal persons organized under Honduran law may be authorized to sell petroleum products (liquid fuel, automotive oil, diesel, kerosene, and LPG). Foreign equity cap of 51%.

<sup>49</sup> Services auxiliary to pipeline transportation of fuels are to be found in ENERGY SERVICES. under 18.C.

<sup>50</sup> Includes the following service rendered on a fee or contract basis: advisory and consulting services relating to mining, on land site preparation, on land rig installation, drilling, drilling bits services, casing and tubular services, mud engineering and supply, solids control, fishing and downhole special operations, wellsite geology and drilling control, core taking, well testing, wireline services, supply and operation of completion fluids (brines) supply and installation of completion devices, cementing (pressure pumping), stimulation services (fracturing, acidising and pressure pumping), workover and well repair services, plugging and abandoning of wells.

Does not include direct access to or exploitation of natural resources.

Does not include site preparation work for mining of resources other than oil and gas (CPC 5115), which is to be found under 8. CONSTRUCTION SERVICES.

Sector or sub-sector	Description of reservations
<b><u>electricity, (non bottled)</u></b> <b><u>gas, steam and hot water</u></b>	
<b><u>G. Services incidental to energy distribution</u></b> <sup>51</sup> (CPC 887)	In order to be established in Honduras and supply electrical energy distribution services, an enterprise must be organized as a commercial corporation with nominative stock.
<b>19. OTHER SERVICES NOT INCLUDED ELSEWHERE</b>	
<b>a) Washing, Cleaning and Dyeing services</b> (CPC 9701)	None.
<b>b) Hairdressing services</b> (CPC 97021)	None.
<b>c) Cosmetic treatment, manicuring and pedicuring services</b> (CPC 97022)	None.
<b>d) Other beauty treatment services n.e.c</b> (CPC 97029)	None.
<b>e) Spa services and non therapeutical massages, to the extent that they are provided as relaxation physical well-being services and not for medical or rehabilitation purposes</b> <sup>52 53</sup> (CPC ver. 1.0 97230)	None.
<b>g) Telecommunications connection services</b> (CPC 7543)	None.

<sup>51</sup> Except for consulting services, the horizontal limitation on public utilities applies.

<sup>52</sup> Therapeutical massages and thermal cure services are to be found under 6.A.h) Medical services, 6.A.j) 2 Services provided by nurses, physiotherapists and para-medical personnel and health services (13.A and 13 C).

<sup>53</sup> The horizontal limitation on public utilities applies to Spa services and non therapeutical massages provided in domains of public utility such as certain water sources.