

21 October 2016

***Really Good Friends***

**Trade in Services Agreement (TISA)**

**Switzerland – Second Revised Swiss Offer**

Attached is the revised offer on trade in services submitted by Switzerland. Compared to Switzerland's 1<sup>st</sup> revised offer, this revised offer takes into account the developments up to now of provisions on localization and includes in particular adjustments in Section A and Chapter 12. Switzerland reserves the right to complement, modify or withdraw this Schedule in whole or in part or to make technical changes at any time of the negotiating process.

New text or deletions are marked in green color.

The issue of MFN exemptions will be added when the corresponding provisions in Part I and Part II of the draft core text are stabilized, if any. Commitments related to Air Transport and Maritime Transport Services and Maritime Auxiliary Services may be included depending on the outcome of negotiations on the respective annexes.

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
<p><b>General remarks:</b></p> <ul style="list-style-type: none"> <li>- The level of commitments in a particular services sector shall not supersede the level of commitments undertaken with respect to any other services sector to which such service is an input or to which it is otherwise related.</li> <li>- The CPC numbers refer, where applicable, to the activity covered according to the UN Provisional Central Product Classification [Statistical Papers Series M No 77, Provisional Central Product Classification, Department of International Economics and Social Affairs, Statistical Office of the United Nations, New York, 1991] ("CPC" hereinafter refers to the Statistical Paper 1991). This schedule covers the sectors and subsectors related to services contained in the CPC, i.e. its sections 5-9.<sup>2</sup></li> <li>- Unless otherwise provided for, requirements of residency, domicile, commercial presence, etc. in a commitment relate to the territory of Switzerland.</li> <li>- Attachment I to this schedule forms an integral part thereof.</li> </ul> <p><b>Remarks concerning scheduling method and conventions:</b></p> <ul style="list-style-type: none"> <li>- Switzerland undertakes its specific commitments in accordance with Part II of the Agreement.</li> <li>- This schedule follows a hybrid approach where market access commitments are listed positively and national treatment commitments are scheduled negatively.</li> <li>- In accordance with the negative list approach, "conditions and qualifications" to national treatment are inscribed in the national treatment (NT) column<sup>2</sup> only to the extent that full national treatment is not granted. The absence of an inscription amounts to a "none". In the national treatment column, all sectoral commitments on mode 4 are those inscribed in Part I; as a consequence Part II does not contain further specific commitments on mode 4 for national treatment. The symbol "\$" after a sectoral limitation on mode 4 inscribed in Part II clarifies that the level of mode 4 commitment for the corresponding sector or subsector is that of Part I complemented by the sectoral limitation inscribed in Part II.</li> <li>- With regard to ratchet and standstill obligations, this offer is scheduled according to Article II-2 "Scheduling of National Treatment Commitments" of the TISA core text provisions.</li> <li>- <del>"(See above)" in the national treatment column in sector specific commitments means that the corresponding sectors or subsectors and modes are unbound.</del></li> <li>- "Unbound*" in the market access (MA) column indicates that the commitment is "Unbound due to lack of technical feasibility". When "Unbound*" is inscribed in the market access column it applies also to the national treatment column in the corresponding subsector.</li> </ul>			
<p><b>PART I. HORIZONTAL COMMITMENTS</b></p> <p><del>Switzerland undertakes its specific commitments in accordance with Part II of the Agreement.</del></p>			

<sup>1</sup> Note for information: All limitations inscribed in this column apply in respect of both Art. II-2:4 and Article 4 of Annex [Localization], if applicable.

<sup>2</sup> Note for information: Collection, purification and distribution services of water are classified in subclass CPC 18000 (natural water).

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Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
<b>SECTION A</b>			
<u>Reservation pursuant to Article II-2:4 and Article 4 of Annex [Localization].</u>		<p>Pursuant to Article II-2:4, Switzerland reserves the right to adopt or maintain measures as indicated below:</p> <p><u>ALL SECTORS:</u></p> <p>Measures on subsidies, tax incentives, tax credits.</p> <p>Measures relating to the acquisition of real estate.</p> <p>The majority of the board of directors of a “Joint stock company” and of a “Limited partnership”, one manager of a “Limited liability company”, the majority of the administrators of a “Co-operative society” must be domiciled in Switzerland.</p> <p>For a branch a representative (natural person) who is duly authorised by the company to fully represent it must be domiciled in Switzerland. The establishment of a commercial presence by natural persons or in the form of an enterprise without juridical personality according to Swiss law is subject to the requirement of a permanent residency permit of the associate(s) by subfederal law.</p>	

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Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
		<p>Measures with respect to: products subject to import authorization, pharmaceutical products, toxics, explosives, weapons, ammunition, war material, precious metals, genetically modified organisms (GMOs), alcoholic beverages, tobacco products and electronic cigarettes, other addictions and compulsive behaviors, nuclear energy (production, distribution etc.), products and services related to radioactivity.</p> <p>Measures related to the sex trade and other activities involving moral or sexual integrity of individuals<sup>2</sup>. Measures with respect to medicide and surrogacy. Measures with respect to fights involving animals.</p>	

<sup>2</sup> Includes services such as "escort" or "hostess" services, dating or partnership services (including on the Internet), prostitution and related services, cabaret shows or cabaret personnel services and striptease services, entertainment services supplied by bars, clubs, discotheques and similar facilities (excluding beverage serving services per se, covered by CPC 6432), production of erotic and other sex-related material (images and videos), services via telecommunications (phone or internet sex) or "massage services". Furthermore services related to the search, recruitment and transfer of persons with a view to involving them in the production or supply of the services described above. Included are direct supply of services and intermediation related to such services, soliciting of (potential) clients and promotion and marketing and similar activities.

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		<p>Measures:</p> <ul style="list-style-type: none"> <li>- introduced not on a permanent basis, such as moratoria, measures containing a set time-limit and measures subject to a built-in review-process;</li> <li>- modified or reversed under a review of higher level, in particular review of the legality or constitutionality of the measure;</li> <li>- terminated before a process of renewal has been finalized, for as much time as it takes the competent legislative bodies involved in the renewal process to reach a final decision, including possible Conciliation Procedures between legislative bodies.</li> </ul> <p>Measures regarding Mode 4 or employment and recruitment of personnel, and measures covered by Article 2 of Annex [Localization], except as provided in Section B. The standstill and ratchet do not apply to measures inscribed in Section B.</p>	

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Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
		<p><u>1. BUSINESS SERVICES</u>  <u>A. Professional Services</u></p> <p>With respect to auditing services in Mode 1), 4): at least one auditor of a “joint-stock” company or a “stock company with unlimited partners” must have his domicile, his principal office, or a registered branch in Switzerland.</p> <p>With respect to engineering Services in Mode 1), 3), 4): For survey activities for official public purposes, a Swiss license is necessary, which is delivered to qualified surveyors after passing an exam</p> <p>With respect to medical and dental services and veterinary services in Mode 3), 4): Swiss nationality is necessary to practice independently.</p> <p>Measures relating to “professional services” other than those listed in Part II.</p>	

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		<p><u>C. Research and Development Services</u></p> <p>Measures with respect to R&amp;D Services financed in whole or in part by public funds.</p> <p><u>E. Rental/Leasing Services without Operators</u></p> <p>Rental/leasing services relating to ships for maritime transport in Mode 1), 3): Board of directors and management of companies owning ships sailing under Swiss flag must be composed of Swiss nationals, the majority of which having residency in Switzerland; in order to sail under Swiss flag, vessels must be 100 per cent owned and controlled by Swiss nationals, 3/4 of which having residency in Switzerland.</p> <p>Rental/leasing services relating to ships for inland waterway transport (CPC 83103)<sup>4</sup>.</p> <p>Rental and leasing services relating to aircraft for companies flying on regular schedule or on charter.</p>	

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Regarding the Rhine, the Mannheim Convention applies.



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Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
		<p><u>E. Other Business Services</u></p> <p>Measures with respect to services incidental to agriculture, hunting and forestry except consulting services incidental to agriculture, hunting and forestry.</p> <p>Measures with respect to services incidental to prospection, surveying and exploitation services.</p> <p>Measures with respect to services incidental to energy distribution.</p> <p>Measures with respect to placement and supply services of personnel.</p> <p>Measures with respect to investigation and security services except security consultation services and surveillance services of parked cars.</p> <p>Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment), building cleaning services and packaging services in Mode 4): Commercial presence in Switzerland required.</p> <p>Measures with respect to chimney cleaning (Part of CPC 87409), to credit reporting services, and to collection agency services.</p> <p>Measures with respect to “other business services n.e.c.” (CPC 87909) except business consulting services<sup>5</sup>.</p>	

<sup>5</sup> For greater certainty: consulting services on matters such as construction, post and telecommunication, distribution, environment, hotel industry or transport and logistics are classified under this CPC number.

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		<p><u>2. COMMUNICATION SERVICES</u></p> <p><u>A/B. Postal and Courier Services</u></p> <p>Measures with respect to postal and courier Services except express delivery services.</p> <p><u>C. Telecommunications Services</u></p> <p>Measures with respect to telecommunications services except for voice telephone services, packet-switched data transmission, circuit-switched data transmission, telex services, telegraph services, facsimile services, private leased circuit services, electronic mail, voice mail, on-line information and data base retrieval, electronic data interchange, enhanced/value-added facsimile services, code and protocol conversion, on-line information and/or data processing, videotext and enhanced/value added services based on licensed wireless networks.</p> <p>Measures requiring commercial presence in Switzerland for the cross-border supply of value-added telecommunications services.</p> <p><u>D. Audiovisual Services</u></p> <p>Measures with respect to audiovisual services.</p>	

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Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
		<p><u>3. CONSTRUCTION AND RELATED ENGINEERING SERVICES</u></p> <p>Measures with respect to “construction work for engineering works n.e.c.”</p> <p>Measures with respect to the installation and assembly work related to gas, water and electricity meters, gas pipelines, electricity and main water lines.</p> <p><u>4. DISTRIBUTION SERVICES</u></p> <p><u>C. Retailing Services</u></p> <p>Measures with respect to retailing services and retail sales of motor fuel.</p> <p>Retailing services in Mode 4): Commercial presence in Switzerland required.</p> <p><u>5. EDUCATION SERVICES</u></p> <p>Measures with respect to public education services.</p> <p><u>E. Other Education Services</u></p> <p>Measures with respect to “Other Education Services” (part of CPC 929) except for foreign languages that are a language of a Party.</p>	

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		<p><u>6. ENVIRONMENTAL SERVICES</u></p> <p>Refuse disposal services in Mode 4): Commercial presence in Switzerland required.</p> <p><u>7. FINANCIAL SERVICES</u></p> <p>Measures regarding fire and natural damage insurance in the following cantons: Zürich, Bern, Luzern, Nidwalden, Glarus, Zug, Fribourg, Solothurn, Basel-Stadt, Basel-Landschaft, Schaffhausen, Aargau, St. Gallen, Graubünden, Appenzell Ausserrhoden, Thurgau, Vaud, Neuchâtel, Jura. In the cantons of Nidwalden and Vaud, this covers also movable property located in the buildings.</p> <p>The issue of foreign collective investment funds is subject to stamp duty.</p> <p>Measures covered by Article 13.1 of the Annex on Financial Services except as indicated in Section B.</p> <p><u>All Financial Services as referred to in [Article X.2 of Annex [X] on Financial Services of the Agreement]:</u></p> <p>1) Measures with respect to all financial services other than the financial services referred to in subparagraph 1 (b) of Article X.3 of Annex [X] on Financial Services of the Agreement;</p> <p>2) Measures with respect to all financial services other than the financial services referred to in subparagraph 1 (c) of Article X.3 of Annex [X] on Financial Services of the Agreement; and</p>	

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		<p><u>Financial Services referred to in subparagraphs 1 (b) and (c) of Article X.3 of Annex [X] on Financial Services of the Agreement :</u></p> <p>1), 2) Amendments to a measure that does not increase the inconsistency of that measure with the treatment provided for in Article I-4 (National Treatment) as it existed on the date of entry into force of the Agreement.</p> <p><u>Insurance and Insurance-related Services:</u></p> <p>Mode 3): A minimum of three years of experience in the direct insurance business in the head office country is required.</p> <p><u>Banking and Other Financial Services (excluding insurance):</u></p> <p>Measures regarding the issuance of specific mortgage bonds “Pfandbriefzentrale” / “Centre de lettres de gage” and “Pfandbriefbank” / “Banque des lettres de gage” (two Swiss mortgage bonds issuance institutes).</p> <p>Mode 3): Commercial presence of foreign financial service suppliers is subject to specific requirements relating to the name of the firm and the regulations on financial institutions in the country of origin.</p> <p>Measures regarding the public statutes of cantonal banks.</p>	

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		<p data-bbox="1182 316 1644 373"><u>8. HEALTH RELATED AND SOCIAL SERVICES</u></p> <p data-bbox="1182 405 1736 462">Measures with respect to Health Services and Social Services.</p> <p data-bbox="1182 499 1655 557"><u>10. RECREATIONAL AND CULTURAL SERVICES</u></p> <p data-bbox="1182 592 1736 649">Measures with respect to Recreational and Cultural Services except for News Agency Services.</p>	

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		<p><u>11. TRANSPORT SERVICES</u></p> <p>Measures with respect to cabotage. Cabotage means the transport of goods or persons between two internal places on the territory of Switzerland<sup>6</sup>.</p> <p><u>B. Internal Waterways Transport</u></p> <p>Measures with respect to internal waterway transport except maintenance and repair of vessels, pushing and towing services and supporting services for internal waterway transport on the Rhine.</p> <p><u>D. Space Transport</u></p> <p>Measures with respect to Space Transport except those mentioned in Part II.</p> <p><u>E. Rail Transport Services</u></p> <p>Mode 1): Measures with respect to passenger and freight transportation, pushing and towing services, and supporting services for rail transport.</p>	

<sup>6</sup> Cf. definition in [www.oxforddictionaries.com/definition/english/cabotage](http://www.oxforddictionaries.com/definition/english/cabotage).

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		<p><u>E. Road Transport Services</u></p> <p>Measures with respect to passenger transportation except for regular “closed-door” tours and occasional passenger transportation (excluding taxi services).</p> <p>Mode 1): Measures with respect to freight transportation.</p> <p><u>G. Pipeline Transport</u></p> <p>Measures with respect to Pipeline Transport Services.</p> <p><u>L. Other Transport Services</u></p> <p>Measures with respect to “Other Transport Services” except maintenance and repair services of submersibles.</p> <p><u>12. OTHER SERVICES</u> (services not included in Chapters 1 to 11 of the W/120 classification (CPC 95, 97, 98, 99), including services that are not explicitly mentioned in the CPC or that cannot be attributed to a particular CPC number)</p> <p>Hairdressing and other beauty services in Mode 4): Commercial presence in Switzerland is required.</p> <p>Measures with respect to other services covered by Chapter 12 of Part II and not mentioned therein.</p>	



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<p><del>This section applies to national treatment (NT) only and contains limitations in application of Article II 2:4.</del></p> <p><del>This offer includes in substance the level of commitments of the GATS schedule of Switzerland and builds on these with enhanced commitments. Except as far as committed by Switzerland under the GATS, the obligations of Article [I 4: National Treatment] shall not apply to:</del></p> <ul style="list-style-type: none"> <li><del>— measures on subsidies, tax incentives, tax credits, other taxation measures, acquisition of real estate; as well as to domicile or residency requirements related to mode 3 for natural persons.</del></li> <li><del>— measures taken at cantonal and municipal levels.</del></li> <li><del>— measures concerning the categories of natural persons other than the categories referred to in the market access column in section B.</del></li> </ul> <p><del>The obligations of Article [I 4: National Treatment] shall not apply wherever "(see above)" is inscribed in Part II in relation to the following sectors and subsectors: In Part II, the indication "(see above)" may be inscribed in some modes of some sectors, subsectors or parts thereof. This means, that the obligations of Article [I 4: National Treatment] shall not apply to that particular mode in that particular sector, subsector or parts thereof. In relation to the following sectors, subsectors or parts thereof, Part II contain indications of "(see above)":</del></p> <ul style="list-style-type: none"> <li><del>— Part of 1.A.: other legal services, auditing of banks, services provided by midwives/nurses/physiotherapists and paramedical personnel, other professional services; 1.B.: other computer services n.e.c.; Part of 1.C.: projects financed in whole or in part by public funds; Part of 1.D.: involving own or leased property located in other territories); Part of 1.E.: rental/leasing services without operators (relating to ships), rental/leasing to companies flying on regular schedule or on charter (relating to aircraft), rental/leasing services concerning goods embodying any type of sexual or violent content; Part of 1.F.: advertising services for goods subject to import authorization, other services incidental to agriculture/hunting and forestry, prospection/surveying/exploration and exploitation, services incidental to energy distribution, placement and supply services of personnel, camera surveillance services, military and related security services, other investigation and security services, other building cleaning services, credit reporting services, , management of copyrights, other business services; Part of 2.A./B.: other postal/courier services; Part of 2.C.: radio and television cable services, telecommunications related services, other telecommunications services; 2.D.: audiovisual services; Part of 3.B.: construction work for engineering works n.e.c.; Part of 3.C.: installation and assembly work related to gas, water and electricity meters, gas pipelines, electricity and main water lines; Part of 4.:A. distribution commission agents' services related to goods subject to import authorization, etc. pharmaceutical products, alcoholic beverages, tobacco products and electronic cigarettes, toxics, explosives, weapons, ammunition and other war material; 4.B. wholesale trade services related to goods subject to import authorization etc.; Part of 4.:C. retailing services related to goods subject to import authorization etc., retail sales of motor fuel; 4.E. other distribution services; Part of 5.A.: compulsory education services; Part of 5.E.: other education services, education services other than private education services; Part of 6.D.: mandatory environmental impact assessment services and services associated with toxins or radioactivity, services offered by public utilities whether owned and operated by municipalities, cantons or federal government or contracted out by them; 8.A. D. health related and social services; Part of 9.D.: serving dedicated premises for smokers, other tourism and travel related services; 10.A. entertainment services; 10.C. libraries/archives/museums and other cultural services; Part of 10.D.: other recreational services; 11.B. internal waterways transport limited to internal waterway transport on the Rhine (passenger and freight transportation, rental of vessels with crew), other internal waterway transport; Part of 11.D.: space transport; Part of 11.E.: rail transport services (passenger and freight transportation, pushing and towing services, supporting services for rail transport services); Part of 11.F.: road transport services (other passenger transportation, freight transportation), cabotage transport related to freight, other freight transportation); 11.G.: pipeline transport; Part of 11.I.: other transport services; Part of 12.: other services funeral/cremation and undertaking services, dog walking services, services related to the organization or promotion of fights related to animals, shoe shine services, other wellness services, medicide services, fortune telling services, stand in line services, car washing services, manually waste collection services, personal shopping assistance services, child sponsorship services, fee collection services, services covered by CPC 95, 97, 98 and 99.; services not mentioned in the CPC or that cannot be attributed to a particular CPC number<sup>7</sup>.</del></li> </ul>			

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<p>The requirements of paragraphs 2 and 3 of Article II 2 (ratchet and standstill) shall not apply to those specific conditions and qualifications that are inscribed in some modes of the following sectors, subsectors or parts thereof, in Part II:</p> <p><del>1.A. auditing services, engineering services, medical and dental services, veterinary services; 1.E. rental/leasing services without operators relating to ships; 1.F. maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment), building cleaning services, packaging services; 4.C. retailing services; 6.B. refuse disposal services; 7. financial services; 9.A. hotels and restaurants; 9.C. tourist guide services; 11.B. internal waterways transport; 12. hairdressing and other beauty services.</del></p> <p>The requirements of paragraphs 2 and 3 of Article II 2 (ratchet and standstill) shall not apply:</p> <ul style="list-style-type: none"> <li><del>to measures introduced not on a permanent basis, such as moratoria, measures subject to a legislative built-in review process, measures containing a set time limit, or measures implemented subject to the appearance or disappearance or where the implementation of a measure is contingent on the appearance of determined circumstances, or in specific cases where a terminated measure is officially declared to be possibly reintroduced under certain conditions within a timeframe.</del></li> <li><del>to measures subject to review at higher level, in particular review of the legality or constitutionality of the measure.</del></li> <li><del>in cases where a process of renewal has commenced not been finalized before a measure terminates, for as much time as it takes for the competent legislative bodies involved in the renewal process to come to a final decision, including possible Conciliation Procedures between two legislative bodies where divergences exist.</del></li> <li><del>to conditions and qualifications regarding mode 4 in Section B.</del></li> </ul>			
<p><b>SECTION B</b></p>			
<p>This section applies to market access (MA) and national treatment (NT) and contains commitments, limitations and conditions in application of Article II-1 and of paragraphs 2 and 3 of Article II-2. It applies to trade in services in all scheduled services sectors unless otherwise specified. In addition, commitments, limitations and conditions apply to trade in specific services sectors as listed in Part II.</p>			

<sup>2</sup> — Those are: services related to nuclear energy, services related to hydropower, maintenance and repair services related to pipelines respectively electric lines, specialty air services, avalanche and rock bombing/building implosion and other operations with explosives, thunderstorm and hail triggering services, official homologation/verification/control and official — punching, official certification for construction authorizations, all aspects related to archaeology, services related to the sex trade and other activities involving moral or sexual integrity of individuals, organization of beauty contests involving minors, fund-raising services for third parties, issue/distribution/trading and exchange services of virtual/digital money, services based on involving or consisting in filming in public areas, internet based services, services consisting of collection/storage/selling and trading of personal data and images, services for sharing material subject to copyrights, services for indebted persons, surrogacy services, services related to space debris, ship dismantling, other services mentioned in number 13 of Part II.

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Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
ALL SECTORS INCLUDED IN PART TWO OF THIS SCHEDULE	<del>1) None</del> <del>2) None</del>  <del>3) None</del>	3) "Joint-stock companies" are not prohibited to foresee in their articles of incorporation that the company may reject persons as acquirers of registered shares, as far and as long as their recognition by the company might prevent the company from providing proof of the composition of the shareholders' circle required by federal law.	

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	<p>4) Unbound except for measures concerning the entry and temporary stay of natural persons (hereafter "persons") falling within the categories defined in paragraphs A, B, C and D below, and subject to the limitations and conditions set out under the national treatment column and to the condition that entry and stay of foreign service suppliers in Switzerland are subject to authorization (requirement of residency permit and work permit). Authorization is granted subject to measures fixing overall numbers of work permits allocated.</p> <p>Any limitations scheduled in Part II shall apply.</p> <p>For essential personnel as defined in paragraph A below, the period of stay is limited to a period of three years, which may be extended to a maximum of [four]<sup>8</sup> years<sup>9</sup>. For other essential personnel as defined in paragraphs B and C below, the period of stay is limited to 90 days within one year; if an authorization for such a period of stay is renewed the following year, the applicant must stay abroad at least two months between the two consecutive periods of stay in Switzerland. For personnel as defined in paragraph D below, the period of stay is limited to twenty days within one year.</p>	<p>4) The following limitations and conditions apply:</p> <p>(a) working conditions prevailing in the branch and the place of activity provided by law and/or collective agreement (with respect to remuneration, working hours, etc.), and measures on recruitment of personnel or covered by Article 2 of Annex [Localization];</p> <p>(b) measures limiting professional and geographical mobility within Switzerland;</p> <p>(c) regulations related to statutory systems of social security and public retirement plans (with respect to qualifying period, residency requirement<sup>10</sup>, etc.); and</p> <p>(d) all other provisions of the legislation relating to immigration, entry, stay and work.</p> <p>The enterprise employing persons referred to in the market access column shall cooperate, upon request, with the authorities in charge of the enforcement of these measures.</p>	

<sup>8</sup> Negotiating note: The duration of the extension beyond the three initial years will be raised on the basis of durations granted in other Parties' offers.

<sup>9</sup> This commitment cannot be construed to confer to service suppliers reaching the fourth year of stay a legal right of permanent residency under bilateral non-legally binding Memoranda of Understanding concluded by Switzerland.

<sup>10</sup> Note for greater certainty: applies also in respect of residency requirements covered by Article 1 of Annex [Localization].

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
	<p>Persons staying in or entering Switzerland with an open-ended or extendable residence permit based on an employment contract not limited in time for Switzerland are not considered as persons residing in or entering Switzerland for the purpose of temporary stay or temporary employment in Switzerland.</p> <p>DEFINITIONS:</p> <p>A. INTRA-CORPORATE TRANSFEREES (ICT)</p> <p>Essential persons transferred to Switzerland within a specific business or company of another Party and defined under (a) and (b) below who are employees of that business or company (hereafter enterprise) supplying services in Switzerland through a branch, subsidiary or affiliate established in Switzerland and who have been beforehand employees of their enterprise outside Switzerland for a period of not less than one year immediately preceding their application for admission.</p> <p>(a) Executives and senior managers: Persons who primarily direct the enterprise or one of its departments and who receive only general supervision or direction from high-level executives, the board of directors or the stockholders of the enterprise. Executives and senior managers would not directly perform tasks related to the actual supply of services of the enterprise.</p>		

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
	<p>(b) Specialists: Highly qualified persons who, within an enterprise, are essential for the supply of a specific service by reason of their knowledge at an advanced level of expertise in the field of services, research equipment, techniques or management of the enterprise.</p> <p>B. BUSINESS VISITORS (BV) AND SERVICES SALESPERSONS (SS)</p> <p>(a) Business visitors responsible for establishing a commercial presence (BV): Persons who are employees of an enterprise not having commercial presence in Switzerland and who have been beforehand employees of that enterprise outside Switzerland for a period of not less than one year immediately preceding their application for admission, and who fulfil the conditions of paragraph A. (a) above, and who are entering Switzerland for the purpose of establishing a commercial presence of that enterprise in Switzerland. Persons responsible for establishing a commercial presence may not sell services directly to the general public or supply services themselves.</p>		

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
	<p>(b) Services salespersons (SS):                      Persons employed or mandated by an enterprise and who stay temporarily in Switzerland in order to conclude the contract for the sale of a service on behalf of the enterprise which employs them or has mandated them. Services salespersons may not sell services directly to the general public or supply services themselves.</p>		

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
	<p>C. CONTRACTUAL SERVICE SUPPLIERS (CSS)</p> <p>CSS – Employees of a juridical person: Persons who are employees of an enterprise located outside Switzerland not having commercial presence in Switzerland (and other than enterprises supplying services as defined by CPC 872), which has concluded a services contract with an enterprise engaged in substantive business in Switzerland, and who have been beforehand employees of the enterprise located outside Switzerland for a time period of not less than one year immediately preceding their application for admission, and who fulfil the conditions of paragraph A.(b) above and who supply a service in Switzerland as a professional in a service sector as set out below on behalf of the enterprise located outside Switzerland; as a further requirement three years of related experience is required. Per contract, temporary entry for a limited number of service suppliers will be granted for a single period of three months, the number of service suppliers depending on the size of the task to be performed under the contract. Individual service suppliers not employed by such enterprise located outside Switzerland are considered as persons seeking access to the Swiss employment market.</p>		



Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment <sup>1</sup>	Additional Commitments
	<p>Services sectors:</p> <ul style="list-style-type: none"> <li>- Legal advisory services on home country law and international law (part of CPC 861)</li> <li>- Engineering services (CPC 8672)</li> <li>- Consultancy services related to the installation of computer hardware (CPC 841)</li> <li>- Software implementation services (CPC 842)</li> <li>- Accounting review services (CPC 86212)</li> <li>- Architectural services (CPC 8671)</li> <li>- Urban planning services (CPC 86741)</li> <li>- Management consulting services (CPC 865)</li> <li>- Related scientific and technical consulting services (CPC 8675)</li> </ul> <p>D. OTHER</p> <p>Installers and maintainers (IM):            Qualified specialists who are employees of an enterprise located outside Switzerland not having commercial presence in Switzerland, supplying installation or maintenance services for machinery or industrial equipment. The supply of that service has to occur on a fee or contractual basis (installation/maintenance contract) between the builder of the machinery or equipment and the owner of that machinery or equipment, both of them being enterprises (excluding any supply of services in connection with enterprises mentioned by CPC 872).</p>		



Trade in Services Agreement (TISA) Switzerland Second Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) Accounting, auditing and bookkeeping services  - Accounting and bookkeeping services (CPC 862 except 86211)  - Auditing services, excluding auditing of banks (part of CPC 86211)  <del>Auditing of banks (part of CPC 86211)</del>	1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I  <del>1) Unbound</del> <del>2) Unbound</del> <del>3) Unbound</del> <del>4) Unbound</del>	<del>1) At least one auditor of a "joint stock company" (société anonyme/Aktiengesellschaft) or a "stock company with unlimited partners" (société en commandite par actions/Kommanditaktiengesellschaft) must have his domicile, his principal office, or a registered branch in Switzerland</del> <del>4) At least one auditor of a "joint stock company" or a "stock company with unlimited partners" must have his domicile, his principal office, or a registered branch in Switzerland<sup>8</sup></del>  1), 2), 3), 4) (see above)	
(c) Taxation services (CPC 863)  (d) Architectural services (CPC 8671)	1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I		

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(e) Engineering services (CPC 8672)	1) None 2) None 3) None 4) Unbound except as indicated in Part I	<del>1) For survey activities for official public purposes<sup>11</sup>, a Swiss license is necessary, which is delivered to qualified surveyors after passing an exam</del> <del>3) For survey activities for official public purposes, a Swiss license is necessary, which is delivered to qualified surveyors after passing an exam</del> <del>4) For survey activities for official public purposes, a Swiss license is necessary, which is delivered to qualified surveyors after passing an exam<sup>§</sup></del>	
(f) Integrated engineering services (CPC 8673)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(g) Urban planning and landscape architectural services (CPC 8674)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(h) Medical and dental services (CPC 9312)	1) None 2) None 3) Unbound 4) Unbound	<del>3) Swiss nationality is necessary to practice independently</del> <del>4) Swiss nationality is necessary to practice independently<sup>§</sup></del>	

<sup>11</sup> "Survey activities for official public purposes" means cadastral activities and related activities.

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(i) Veterinary services (CPC 932)  <del>(j) Services provided by midwives, nurses, physiotherapists and para-medical personnel (CPC 93191)</del>  <del>(k) Other</del>	1) None 2) None 3) Unbound 4) Unbound  <del>1) Unbound            2) Unbound            3) Unbound            4) Unbound</del>  <del>1) Unbound            2) Unbound            3) Unbound            4) Unbound</del>	<del>3) Swiss nationality is necessary to practice independently            4) Swiss nationality is necessary to practice independently<sup>s</sup></del>  <del>1), 2), 3), 4) (see above)</del>  <del>1), 2), 3), 4) (see above)</del>	
B. <u>Computer and Related Services</u>  (a) Consultancy services related to the installation of computer hardware (CPC 841)  (b) Software implementation services (CPC 842)  (c) Data processing services (CPC 843)	1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I		

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(d) Data base services (CPC 844)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(e) Other			
- Maintenance and repair services of office machinery and equipment, including computers (CPC 845)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Data preparation services (CPC 8491)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Training services for staff of clients; web-site design services; Conception and operation services for cyber-protection systems (excluding national defense systems); Children online protection services (part of CPC 8499)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>Other computer services n.e.c. not mentioned above (part of CPC 8499)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
C. <u>Research and Development Services</u> <sup>12</sup>			
(⊕) Excluding projects financed in whole or in part by public funds <sup>13</sup> :			
(a) R&D services on natural sciences (part of CPC 851)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(b) R&D services on social sciences (part of CPC 852)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(c) Interdisciplinary R&D services (part of CPC 853)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>(ii) Projects financed in whole or in part by public funds (part of CPC 851-853)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

<sup>12</sup> Unbound for projects financed in whole or in part from public funds.

<sup>13</sup> Note for the avoidance of doubt: this exclusion applies to both market access (MA) and national treatment (NT).

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>D. <u>Real Estate Services</u></p> <p>(a) Involving own or leased property</p> <p>- Involving own or leased property located on the territory of another Party (part of CPC 821)</p> <p><del>Involving own or leased property located in other territories (part of CPC 821)</del></p> <p>(b) On a fee or contract basis (CPC 822)</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p><del>1) Unbound</del></p> <p><del>2) Unbound</del></p> <p><del>3) Unbound</del></p> <p><del>4) Unbound</del></p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>1), 2), 3), 4) (see above)</del></p>	



Trade in Services Agreement (TISA) Switzerland Second Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>E. <u>Rental/Leasing Services without Operators</u></p> <p>(a) Relating to ships</p> <p>- For maritime transport (part of CPC 83103)</p>	<p>1) <del>Unbound</del> None except that in order to sail under Swiss flag, vessels must be 100 per cent owned and controlled by Swiss nationals, 3/4 of which having residency in Switzerland</p> <p>2) None</p> <p>3) None except that in order to sail under Swiss flag, vessels must be 100 per cent owned and controlled by Swiss nationals, 3/4 of which having residency in Switzerland</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>1) (see above) Board of directors and management of companies owning ships sailing under Swiss flag must be composed of Swiss nationals, the majority of which having residency in Switzerland, in order to sail under Swiss flag, vessels must be 100 per cent owned and controlled by Swiss nationals, 3/4 of which having residency in Switzerland</del></p> <p><del>3) Board of directors and management of companies owning ships sailing under Swiss flag must be composed of Swiss nationals, the majority of which having residency in Switzerland, in order to sail under Swiss flag, vessels must be 100 per cent owned and controlled by Swiss nationals, 3/4 of which having residency in Switzerland</del></p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
- For internal waterway transport on the Rhine (part of CPC 83103)	<del>1) Unbound</del> None except that in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it. Subject to regulations implementing the Mannheim Convention on Rhine Shipping. 2) None 3) None except that in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it 4) Unbound except as indicated in Part I	<del>1) (see above) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it; owner of vessels must have an appropriate managing agency in Switzerland; in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it. Subject to regulations implementing the Mannheim Convention on Rhine Shipping.</del> <del>3) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it; owner of vessels must have an appropriate managing agency in Switzerland; in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it</del> <del>4) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it<sup>8</sup></del>	
<del>For other inland waterway transport (part of CPC 83103)</del>	<del>1) Unbound</del> <del>2) Unbound</del> <del>3) Unbound</del> <del>4) Unbound</del>	1), 2), 3), 4) (see above)	
(b) Relating to aircraft			

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
- Relating to aircraft, excluding rental/leasing to companies flying on regular schedule or on charter (part of CPC 83104)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>Rental/leasing to companies flying on regular schedule or on charter (part of CPC 83104)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
(c) Relating to other transport equipment (CPC 83101 + 83102 + 83105)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(d) Relating to other machinery and equipment (CPC 83106-83109)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(e) Other			
- Rental or leasing services concerning personal and household goods, excluding goods embodying any type of sexual or violent content (part of CPC 832)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>Leasing or rental services concerning goods embodying any type of sexual or violent content (part of CPC 832)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>F. <u>Other Business Services</u></p> <p>(a) Advertising services</p> <p>- Advertising services, excluding advertising for goods subject to import authorization and for pharmaceutical products, alcoholic beverages, tobacco products and electronic cigarettes/<b>ENDS</b><sup>14</sup>, toxics, explosives, weapons, ammunition and other war material (part of CPC 8711 + part of 8712)</p> <p>- Outdoor advertising services, excluding advertising for goods subject to import authorization and for pharmaceutical products, alcoholic beverages, tobacco products and electronic cigarettes/<b>ENDS</b><sup>6</sup>, toxics, explosives, weapons, ammunition and other war material (part of CPC 8719)</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound*</p> <p>2) None</p> <p>3) None except that outdoor advertising services on public ground are permitted only when contracted out by cantons and municipalities.</p> <p>4) Unbound except as indicated in Part I</p>		

<sup>14</sup> Electronic cigarettes (e-cigarettes) or ENDS (Electronic Nicotine Delivery Systems) as defined by the Conference to the WHO Framework Convention on Tobacco Control FCTC on September 1<sup>st</sup> 2014.

Trade in Services Agreement (TISA) Switzerland Second Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Advertising services for goods subject to import authorization and for pharmaceutical products, alcoholic beverages, tobacco products and electronic cigarettes/ ENDS<sup>6</sup>, toxics, explosives, weapons, ammunition and other war material (part of CPC 8711 + part of 8712 + part of 8719)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
(b) Market research and public opinion polling services (CPC 864)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(c) Management consulting services (CPC 865)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(d) Services related to management consulting (CPC 866)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(e) Technical testing and analysis services (CPC 8676)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		



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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(i) Services incidental to manufacturing (CPC 884 + 885 except 88442)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>(j) Services incidental to energy distribution (CPC 887)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(k) Placement and supply services of personnel (CPC 872)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
(l) Investigation and security			
- Security consultation services (CPC 87302)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Surveillance services of parked cars, excluding camera surveillance services <del>in</del> on semipublic or public <del>space</del> ground (part of CPC 87305)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Camera surveillance services in on semipublic or public space ground (part of CPC 87305)</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 3), 4) (see above)</del>	
<del>Military and related security services (part of CPC 87309)<sup>15</sup></del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Other investigation and security services (CPC 87301 + 87303 + 87304 + part of 87305 + part of 87309)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
(m) Related scientific and technical consulting services (part of CPC 8675)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment) (CPC 633 + 8861-8866)	1) None 2) None 3) None 4) Unbound except as indicated in Part I; commercial presence in Switzerland required for group CPC 633	<del>4) Commercial presence in Switzerland required for group CPC 633<sup>§</sup></del>	

<sup>15</sup> Any service supplied by private business entities that provide military and/or security services (PMSCs). Military and related security services are understood as they are in the "Montreux Document", concluded in Montreux at 17 September 2008, and in the "International Code of Conduct for Private Security Service Providers", concluded 9 November 2010.



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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(o) Building cleaning services			
- Building cleaning services (CPC 874 except 87409)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I; commercial presence in Switzerland required	<del>4) Commercial presence in Switzerland required<sup>s</sup></del>	
<del>Other building cleaning services (CPC 87409)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
(p) Photographic services (CPC 875)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(q) Packaging services (CPC 876)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I; commercial presence in Switzerland required	<del>4) Commercial presence in Switzerland required<sup>s</sup></del>	
(r) Printing, publishing (CPC 88442)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(s) Convention services (part of CPC 87909)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(t) Other			

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Credit reporting services (CPC 87901)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Collection agency services (CPC 87902)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
- Telephone answering services (CPC 87903)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Duplication services (CPC 87904)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Translation and interpretation services (CPC 87905)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Mailing list compilation and mailing services (CPC 87906)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Specialty design services (CPC 87907)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>- Other business services n.e.c.</p> <p><del>Management of copyrights (part of CPC 87909)</del></p> <p>- Other business consulting services n.e.c. (part of CPC 87909)</p>	<p><del>1) Unbound</del></p> <p><del>2) Unbound</del></p> <p><del>3) Unbound</del></p> <p><del>4) Unbound</del></p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>1), 2), 3), 4) (see above)</del></p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
2. COMMUNICATION SERVICES			
A./B. <u>Postal/Courier Services</u>			
- Express delivery services <sup>16</sup> (part of CPC 7511 + part of 7512)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>Other postal/courier services (part of CPC 7511 + part of 7512)</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 3), 4) (see above)</del>	
C. <u>Telecommunications Services</u>			
For the purposes of the commitments below, telecommunications services are the transport of electro-magnetic signals – sound, data, image and combinations thereof – excluding broadcasting. <sup>17</sup>			
<u>Basic Telecommunications Services</u>			
(a) Voice telephone services (CPC 7521)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		

<sup>16</sup> ~~Express delivery services are taken as "letter deliveries" which are delivered at five times the price applied by Swiss Post (La Poste Suisse/Die Schweizerische Post) to the delivery of a priority letter of first level of weight and format and as "parcel deliveries" which are delivered at double the basic tariff applied by Swiss Post to the delivery of a parcel of first level of weight, as according to Swiss law.~~

<sup>17</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.

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) Packet-switched transmission (part of CPC 7523) data	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(c) Circuit-switched transmission (part of CPC 7523) data	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(d) Telex services (part of CPC 7523)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(e) Telegraph services (part of CPC 7522)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(f) Facsimile services (part of CPC 7521 + part of CPC 7529)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(g) Private leased circuit services (part of CPC 7522 + part of CPC 7523)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<u>Enhanced/Value-added Telecommunications Services</u>  (h) Electronic mail (part of CPC 7523)  (i) Voice mail (part of CPC 7523)  (j) On-line information and data base retrieval (part of CPC 7523)  (k) Electronic data interchange (EDI) (part of CPC 7523)  (l) Enhanced/value-added facsimile services, incl. store and forward, store and retrieve (part of CPC 7523)  (m) Code and protocol conversion	1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I  1) None 2) None 3) None 4) Unbound except as indicated in Part I		

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(n) On-line information and/or data processing (incl. transaction processing) (part of CPC 843)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(o) Other			
- Videotext	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- Enhanced/value added services, based on licensed wireless networks, including enhanced/value added paging services	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>Radio and television cable services (CPC 753)</del>	<del>1) Unbound                      2) Unbound                      3) Unbound                      4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Telecommunications related services (CPC 754)</del>	<del>1) Unbound                      2) Unbound                      3) Unbound                      4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Other telecommunications services not mentioned above</del>	<del>1) Unbound                      2) Unbound                      3) Unbound                      4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<u>D. Audiovisual Services</u>			

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>(a) Motion picture and video tape production and distribution services (CPC 9611)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(b) Motion picture projection services (CPC 9612)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(c) Radio and television services (CPC 9613)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(d) Radio and television transmission services (CPC 7524)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(e) Sound recording (n.a.)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(f) Other</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>E. Other</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	



Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>3. CONSTRUCTION AND RELATED ENGINEERING SERVICES</p> <p>A. <u>General Construction Work for Buildings</u> (CPC 512)</p> <p>B. <u>General Construction Work for Civil Engineering</u></p> <p>- Construction work for civil engineering (CPC 5131-5137)</p> <p><del>Construction work for engineering works n.e.e. (CPC 5139)</del></p> <p>C. <u>Installation and Assembly Work</u></p> <p>- Installation and assembly work not related to gas, water and electricity meters, gas pipelines, electricity and main water lines (part of CPC 514 + part of CPC 516)</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p><del>1) Unbound*</del></p> <p><del>2) Unbound</del></p> <p><del>3) Unbound</del></p> <p><del>4) Unbound</del></p>	<p>1), 2), 3), 4) (see above)</p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Installation and assembly work related to gas, water and electricity meters, gas pipelines, electricity and main water lines (part of CPC 514 + part of CPC 516)</del>	<del>1) Unbound* 2) Unbound None 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
D. <u>Building Completion and Finishing Work</u> (CPC 517)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		
E. <u>Other</u>			
- Pre-erection work at construction sites (CPC 511)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		
- Special trade construction work (CPC 515)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		
- Renting services related to equipment for construction or demolition of buildings or civil engineering works, with operator (CPC 518) <sup>18</sup>	1) None 2) None 3) None 4) Unbound except as indicated in Part I		

<sup>18</sup> Rental services with operator do not cover any activities of the types described under group CPC 872. Whatever the mode of delivery of the rental service, the treatment applicable to an individual operator per se is the one pursuant to movement of natural persons.

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>4. DISTRIBUTION SERVICES</p> <p>A. <u>Commission Agents' Services</u></p> <p>- Commission agents' services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons, ammunition and other war material, and precious metals (part of CPC 621)</p> <p><del>Commission agents' services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons, ammunition and other war material, and precious metals (part of CPC 621)</del></p>	<p>1) None 2) None 3) None 4) Unbound except as indicated in Part I</p> <p><del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del></p>	<p>1), 2), 3), 4) (see above)</p>	

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>B. <u>Wholesale Trade Services</u></p> <p>- Wholesale trade services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons, ammunition and other war material, and precious metals (part of CPC 622)</p> <p><del>Wholesale trade services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons, ammunition and other war material, and precious metals (part of CPC 622)</del></p>	<p>1) None                  2) None                  3) None except for large-scale distribution facilities, which are subject to authorization procedures at <b>subfederal</b> level that may lead to the rejection of the authorization; no economic needs tests or other market access restrictions applicable                  4) Unbound except as indicated in Part I</p> <p><del>1) Unbound                  2) Unbound                  3) Unbound                  4) Unbound</del></p>	<p><del>1), 2), 3), 4) (see above)</del></p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>C. <u>Retailing Services</u></p> <p>- Retailing services, excluding services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons, ammunition and other war material, and precious metals; and excluding retailing through mobile sales units (part of CPC 631 + part of 632 + part of 6111 + part of 6113 + part of 6121)<sup>19</sup></p> <p><del>Retailing services related to goods subject to import authorization, to pharmaceutical products, toxics, explosives, weapons, ammunition and other war material, and precious metals; and retailing through mobile sales units (part of CPC 631 + part of 632 + part of 6111 + part of 6113 + part of 6121)</del></p>	<p>1) None 2) None 3) None except for large-scale distribution facilities, which are subject to authorization procedures at <b>subfederal</b> level that may lead to the rejection of the authorization; no economic needs tests or other market access restrictions applicable 4) Unbound except as indicated in Part I; commercial presence in Switzerland required</p> <p><del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del></p>	<p><del>4) Commercial presence in Switzerland required<sup>8</sup></del></p> <p><del>1), 2), 3), 4) (see above)</del></p>	

<sup>19</sup>

This subsector includes wholesale distribution services related to motor vehicles and parts thereof contained in CPC 6111 + 6113 + 6121.

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Retail sales of motor fuel (CPC 613)<sup>20</sup></del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
D. <u>Franchising</u> (CPC 8929)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>E. <u>Other</u></del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

<sup>20</sup> Negotiating note: Switzerland is ready to consider commitment under the condition that other Parties are ready to take the same commitment.

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
5. EDUCATIONAL SERVICES			
⊕ Private education services <sup>21</sup> :			
A. <u>Compulsory Education Services (primary &amp; secondary I)</u> (part of CPC 921 + part of 922)	1) Unbound 2) Unbound 3) None 4) Unbound	<del>1), 2), 4)</del> (see above)	
B. <u>Non-Compulsory Secondary Education Services (secondary II)</u> (part of CPC 922)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
C. <u>Higher Education Services</u> (part of CPC 923)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
D. <u>Adult Education Services</u> (part of CPC 924)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		

<sup>21</sup>

Criteria to determine whether an education service is to be regarded as a public education service in Switzerland: there is a title or a curriculum or another form of specification of the education service issued either by the Government or by an agency mandated by governmental authorities to issue such specifications, which indicate that this education service forms an integral part of the greater system of public education; there is a public mandate that corresponds to the overall education policy of the Canton or the Confederation and is enshrined in a legal act; there is a public need for the supply of such a service. The provision of a subsidy or permission by governmental authorities to deliver a certain type of education service are not sufficient in themselves to determine that a mandate exists.





Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>6. ENVIRONMENTAL SERVICES</p> <p><del>(+)</del> Excluding services offered by public utilities whether owned and operated by municipalities, cantons or federal government or contracted out by them<sup>22</sup>:</p> <p>A. <u>Sewage Services</u> (part of CPC 9401)</p> <p>B. <u>Refuse Disposal Services</u> (part of CPC 9402)</p> <p>C. <u>Sanitation and Similar Services</u> (part of CPC 9403)</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I; commercial presence in Switzerland required</p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p>	<p>4) <del>Commercial presence in Switzerland required</del><sup>§</sup></p>	

<sup>22</sup>

Note for the avoidance of doubt: this exclusion applies to both market access (MA) and national treatment (NT).



## Trade in Services Agreement (TISA) Switzerland Second Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>7. FINANCIAL SERVICES</p> <p><del>Commitments on financial services (insurance, banking and other financial services) are in accordance with the "Understanding on Commitments in Financial Services" prepared under the GATS (hereafter "Understanding") and subject to limitations and conditions as contained in section A and section B of Part I (horizontal commitments) and as listed below. The Mode 2 commitments in this sector shall not impose any obligation to allow non-resident financial service suppliers to solicit business. Switzerland reserves the right to apply the national treatment requirement of Article 12 (a) of the Annex on Financial Services to self-regulatory organizations only when exercising their delegated authorities and to the extent that market access commitments are undertaken.</del></p>			
<p><u>Insurance and Insurance-related Services</u></p>	<p>Monopoly rights as indicated in paragraph B.1 of the "Understanding": a public monopoly on fire and natural damage insurance on buildings exists in the following cantons: Zürich, Bern, Luzern, Nidwalden, Glarus, Zug, Fribourg, Solothurn, Basel-Stadt, Basel-Landschaft, Schaffhausen, Aargau, St. Gallen, Graubünden, Appenzell Ausserrhoden, Thurgau, Vaud, Neuchâtel, Jura. In the cantons of Nidwalden and Vaud, the public monopoly on fire and natural damage insurance covers also movable property located in the buildings.</p>	<p><del>Monopoly rights as indicated in paragraph B.1 of the "Understanding": a public monopoly on fire and natural damage insurance on buildings exists in the following cantons: Zürich, Bern, Luzern, Nidwalden, Glarus, Zug, Fribourg, Solothurn, Basel Stadt, Basel Landschaft, Schaffhausen, Aargau, St. Gallen, Graubünden, Appenzell Ausserrhoden, Thurgau, Vaud, Neuchâtel, Jura. In the cantons of Nidwalden and Vaud, the public monopoly on fire and natural damage insurance covers also movable property located in the buildings.</del></p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>3) Representative offices cannot conduct business or act as an agent; for insurance companies incorporated in Switzerland, the legal form of a "joint-stock company" (société anonyme/Aktiengesellschaft) or a "co-operative society" (société cooperative/Genossenschaft) is required; for branches of foreign insurance companies, the legal form of the insurance company in the head office country must be comparable to a Swiss "joint-stock company" or to a Swiss "co-operative society"; participation in the basic health insurance scheme requires health insurance suppliers to be organized in one of the following forms of legal entity: "association" (association/Verein), "co-operative society", "foundation" (fondation/Stiftung) or "joint-stock company"; participation in the statutory pension funds scheme (prévoyance professionnelle/berufliche Vorsorge) requires pension funds to be organized in the form of a "foundation"</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>3) A minimum of three years of experience in the direct insurance business in the head office country is required</del></p> <p><del>4) Except for temporary entry of personnel<sup>§</sup></del></p>	

## Trade in Services Agreement (TISA) Switzerland Second Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p><u>Banking and Other Financial Services</u> (excluding insurance)</p>	<p><del>Monopoly rights</del> Exclusive rights for the issuance of specific mortgage bonds (Pfandbrief / lettre de gage): as indicated in paragraph B.1 of the "Understanding": two mortgage bonds issuance institutes have been granted an exclusive right for the issuance of specific mortgage bonds (lettre de gage/Pfandbrief); with regard to the first institute only Swiss cantonal banks are accepted as members; in the case of the second institute banks with head office in Switzerland whose national mortgage loan business amounts to at least 60 per cent of the balance sheet can be members; the issue of other mortgage backed bonds is not affected by this regulation. "Pfandbriefzentrale" / "Centre de lettres de gage" and "Pfandbriefbank" / "Banque des lettres de gage".</p> <p>1)<sup>23</sup> Foreign investment funds can only be marketed or distributed through a licensed representative agent resident in Switzerland</p> <p>3) Commercial presence may be denied to financial service suppliers whose ultimate shareholders and/or beneficial owners are persons of a non-party; representative offices can neither conclude or deal business nor act as an agent</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>Monopoly rights as indicated in paragraph B.1 of the "Understanding": two mortgage bonds issuance institutes have been granted an exclusive right for the issuance of specific mortgage bonds (lettre de gage/Pfandbrief); with regard to the first institute only Swiss cantonal banks are accepted as members; in the case of the second institute banks with head office in Switzerland whose national mortgage loan business amounts to at least 60 per cent of the balance sheet can be members; the issue of other mortgage backed bonds is not affected by this regulation.</del></p> <p><del>1) The issue of foreign collective investment funds is subject to stamp duty</del></p> <p><del>3) Commercial presence of foreign financial service suppliers is subject to specific requirements relating to the name of the firm and the regulations on financial institutions in the country of origin</del></p> <p><del>4) Except for temporary entry of personnel<sup>§</sup></del></p>	

<sup>23</sup> Not only transactions indicated in paragraph B.3 of the "Understanding" but the whole range of banking and other financial services transactions are covered (excluding insurance).

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p><del>8. HEALTH RELATED AND SOCIAL SERVICES</del>  <del>(other than those listed in W/120 under 1.A.h.j.)</del></p> <p><del>A. Hospital Services</del></p> <p><del>B. Other Human Health Services</del>  <del>(CPC 9319 other than 93191)</del></p> <p><del>Clinical tests on human beings for the purpose of homologation for the Swiss drugs market</del>  <del>(part of CPC 9319)</del></p> <p><del>Gene analysis for the purpose of personal physical disposition analysis</del>  <del>(part of CPC 9319)</del></p> <p><del>Other human health services</del>  <del>(part of CPC 9319)</del></p> <p><del>C. Social Services</del>  <del>(CPC 933)</del></p>	<p><del>1) Unbound</del>  <del>2) Unbound</del>  <del>3) Unbound</del>  <del>4) Unbound</del></p> <p><del>1) Unbound</del>  <del>2) Unbound</del>  <del>3) Unbound</del>  <del>4) Unbound</del></p> <p><del>1) Unbound</del>  <del>2) Unbound</del>  <del>3) Unbound</del>  <del>4) Unbound</del></p> <p><del>1) Unbound</del>  <del>2) Unbound</del>  <del>3) Unbound</del>  <del>4) Unbound</del></p> <p><del>1) Unbound</del>  <del>2) Unbound</del>  <del>3) Unbound</del>  <del>4) Unbound</del></p>	<p><del>1), 2), 3), 4) (see above)</del></p> <p><del>1), 2), 3), 4) (see above)</del></p> <p><del>1), 2), 3), 4) (see above)</del></p> <p><del>1), 2), 3), 4) (see above)</del></p> <p><del>1), 2), 3), 4) (see above)</del></p>	

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>D. Other</del>	<del>1) Unbound</del> <del>2) Unbound</del> <del>3) Unbound</del> <del>4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>9. TOURISM AND TRAVEL RELATED SERVICES</p> <p>A. <u>Hotels and Restaurants</u> (including catering) (CPC 641-643)</p> <p>B. <u>Travel Agencies and Tour Operators Services</u> (CPC 7471)</p> <p>C. <u>Tourist Guide Services</u> (<del>excluding mountain guides</del>) (CPC 7472)</p>	<p>1) Unbound* except none for catering (CPC 6423)</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I; commercial presence in Switzerland required</p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>3) Passing an exam in the same canton may be required; residency of license holder in the same canton is required in the canton of Jura</del></p> <p><del>4) Commercial presence in Switzerland required; residency of license holder in the same canton is required in the canton of Jura<sup>s</sup></del></p> <p><del>3) In order to work as a mountain guide passing of an exam is required, the access to which may be restricted for foreigners in some cantons; some cantons may restrict the ability of foreign mountain guides to practice independently</del></p> <p><del>4) In order to work as a mountain guide passing of an exam is required, the access to which may be restricted for foreigners in some cantons; some cantons may restrict the ability of foreign mountain guides to practice independently<sup>s</sup></del></p>	



Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>D. Other</del>  <del>Serving dedicated premises for smokers</del>	<del>1) Unbound*</del> <del>2) None</del> <del>3) Unbound</del> <del>4) Unbound except as indicated in Part I</del>  <del>1) Unbound*</del> <del>2) None</del> <del>3) Unbound</del> <del>4) Unbound except as indicated in Part I</del>	<del>1), 3) (see above)</del>  <del>3) (see above)</del>	

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual)</p> <p>A. <del>Entertainment Services (including theatre, live bands and circus services) (CPC 9619)</del></p> <p>B. <u>News Agency Services (CPC 962)</u></p> <p>C. <del>Libraries, Archives, Museums and Other Cultural Services (CPC 963)</del></p> <p>D. <u>Sporting and Other Recreational Services</u></p> <p>- Sporting services (CPC 9641)</p> <p><del>Other recreational services (CPC 9649)</del></p>	<p><del>1) Unbound</del></p> <p><del>2) Unbound</del></p> <p><del>3) Unbound</del></p> <p><del>4) Unbound</del></p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p><del>1) Unbound</del></p> <p><del>2) Unbound</del></p> <p><del>3) Unbound</del></p> <p><del>4) Unbound</del></p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p> <p><del>1) Unbound</del></p> <p><del>2) Unbound</del></p> <p><del>3) Unbound</del></p> <p><del>4) Unbound</del></p>	<p><del>1), 2), 3), 4) (see above)</del></p> <p>1), 2), 3), 4) (see above)</p> <p><del>1), 2), 3), 4) (see above)</del></p> <p>1), 2), 3), 4) (see above)</p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>11. TRANSPORT SERVICES</p> <p>B. <u>Internal Waterways Transport</u></p> <p>⊕ Internal waterway transport on the Rhine</p> <p>(a) Passenger transportation (part of CPC 7221)</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None except that in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>1) (see above)</del></p> <p><del>3) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it; owner of vessels must have an appropriate managing agency in Switzerland, in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it</del></p> <p><del>4) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it<sup>s</sup></del></p>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) Freight transportation (part of CPC 7222)	1) Unbound 2) None 3) None except that in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it 4) Unbound except as indicated in Part I	<del>1) (see above)</del> <del>3) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it; owner of vessels must have an appropriate managing agency in Switzerland, in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it</del> <del>4) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it<sup>8</sup></del>	
(c) Rental of vessels with crew (part of CPC 7223)	1) Unbound 2) None 3) None except that in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it 4) Unbound except as indicated in Part I	<del>1) (see above)</del> <del>3) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it; owner of vessels must have an appropriate managing agency in Switzerland, in order to sail under Swiss flag, vessels must be owned by a company which is substantially influenced (at least 66 per cent of capital and vote) by persons domiciled in Switzerland or in a country according to the Mannheim Convention and the protocols related to it</del> <del>4) Traffic rights including cabotage are limited on the basis of the Mannheim Convention and the protocols related to it<sup>8</sup></del>	
(d) Maintenance and repair of vessels (part of CPC 8868)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(e) Pushing and towing services (part of CPC 7224)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		
(f) Supporting services for internal waterway transport (part of CPC 745)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>(ii) Other internal waterway transport (part of CPC 7221 + part of 7222 + part of 7223 + part of 7224 + part of 745 + part of 8868)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
D. <u>Space Transport</u> (CPC 733)			
<del>Maintenance and repair services of space crafts, satellites, rockets, orbital stations and other objects performing technical operations in the orbit except under government mandate (part of CPC 733)</del>	1) Unbound 2) None 3) Unbound 4) Unbound	<del>1), 2), 3), 4) (see above)</del>	
<del>Other space transport services (part of CPC 733)</del>	<del>1) Unbound* 2) None 3) Unbound 4) Unbound</del>	<del>3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>E. <u>Rail Transport Services</u></p> <p>(a) Passenger transportation (CPC 7111)</p> <p>(b) Freight transportation (CPC 7112)</p> <p>(c) Pushing and towing services (CPC 7113)</p> <p>(d) Maintenance and repair of rail transport equipment (part of CPC 8868)</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None except that concession is required, for granting of concession there has to be a need for such a railways undertaking and there is no other means of transport which could handle that service in an ecologically and economically more reasonable way</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound</p> <p>2) None</p> <p>3) None except that concession is required, for granting of concession there has to be a need for such a railways undertaking and there is no other means of transport which could handle that service in an ecologically and economically more reasonable way</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound</p> <p>2) None</p> <p>3) None except that concession is required, for granting of concession there has to be a need for such a railways undertaking and there is no other means of transport which could handle that service in an ecologically and economically more reasonable way</p> <p>4) Unbound except as indicated in Part I</p> <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as indicated in Part I</p>	<p><del>1) (see above)</del></p> <p><del>1) (see above)</del></p> <p><del>1) (see above)</del></p>	

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>(e) Supporting services for rail transport services (CPC 743)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
F. <u>Road Transport Services</u>			
(a) Passenger transportation			
- regular, "closed-door" tours only (part of CPC 7121)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
- occasional, excluding cabotage and taxi services (part of CPC 7122)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>Other passenger transportation (part of CPC 7121 + part of 7122)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
(b) Freight transportation			
- Freight transportation, excluding cabotage (part of CPC 7123)	1) Unbound 2) None 3) None 4) Unbound except as indicated in Part I	<del>1) (see above)</del>	
<del>Cabotage transport (part of CPC 7123)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(c) Rental of commercial vehicles with operator (CPC 7124)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(d) Maintenance and repair of road transport equipment (CPC 6112 + 8867)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		
(e) Other supporting services for road transport (CPC 744)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<u>G. Pipeline Transport</u>			
<del>(a) Transportation of fuels (CPC 7131)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>(b) Transportation of other goods (CPC 7139)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<u>H. Services Auxiliary to All Modes of Transport</u>			
(a) Cargo-handling services (CPC 741)	1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I		



Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) Storage and warehouse services (CPC 742)	1) Unbound 2) None 3) None 4) Unbound except as indicated in Part I		
(c) Freight transport agency services (CPC 748)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
(d) Other auxiliary transport services (part of CPC 749)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<b>I. <u>Other Transport Services</u></b>			
<del>Transport with submersibles</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	1), 3), 4) (see above)	
- Maintenance and repair services of submersibles	1) None 2) None 3) None 4) Unbound		
<del>Pushing and towing services for submersibles</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	1), 3), 4) (see above)	
<del>Other transport services not mentioned above</del>	<del>1) Unbound 2) None Unbound 3) None Unbound 4) Unbound</del>	1), 2), 3), 4) (see above)	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
12. OTHER SERVICES			
Services not classified in Chapters 1 to 11 of the W/120 classification (CPC 95, 97, 98 and 99):			
<del>(a)</del> Washing, cleaning and dyeing services (CPC 9701)	1) None 2) None 3) None 4) Unbound except as indicated in Part I		
<del>(b)</del> Hairdressing and other beauty services (CPC 9702) <sup>24</sup>	1) None 2) None 3) None 4) Unbound except as indicated in Part I; commercial presence required	<del>4) Commercial presence required<sup>§</sup></del>	
<del>(c) Funeral, cremation and undertaking services:</del>			
<del>— Arrangement of cremation, funeral and funeral ceremony; maintenance services of cemeteries, such as care of graves and graveyards; carriage of corpses and disinterment services (part of CPC 9703)</del>	<del>1) Unbound* 2) None 3) Unbound 4) Unbound except as indicated in Part I</del>	<del>3) (see above)</del>	
<del>— Other funeral, cremation and undertaking services (part of CPC 9703)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

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

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>(d) Other services n.e.c.</del>			
<del>— Pet caring services<sup>25</sup> (part of CPC 9709)</del>	<del>1) None 2) None 3) None 4) Unbound except as indicated in Part I</del>		
<del>— Dog walking services on public space (part of CPC 9709)</del>	<del>1) None 2) None 3) Number of dogs being walked on the public ground may be subject to quantitative limit 4) Unbound except as indicated in Part I</del>	<del>3) (see above)</del>	
<del>— Services related to the organization or promotion of fights between animals or fights involving animals (part of CPC 96199)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>— Shoe shine services provided on public space (part of CPC 9709)</del>	<del>1) Unbound* 2) None 3) None 4) Unbound except as indicated in Part I</del>	<del>3) (see above)</del>	
<del>— Wellness services:  — saunas and spas<sup>26</sup> (part of CPC 9709)</del>	<del>1) None 2) None 3) None 4) Unbound except as indicated in Part I</del>		

<sup>25</sup> — This commitment includes services such as hair-grooming or pet boarding.

<sup>26</sup> — The term "Spas" is understood in the meaning of thermal baths.

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Other wellness services, including solariums (part of CPC 9709)</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 3), 4) (see above)</del>	
<del>Medicine services (part of CPC 9709)</del>	<del>1) Unbound* 2) None 3) Unbound 4) Unbound</del>	<del>3), 4) (see above)</del>	
<del>Fortune telling services, divinatory services, and similar services, whether provided on public space or not (part of CPC 9709)</del>	<del>1) Unbound* 2) None 3) None 4) Unbound</del>	<del>3), 4) (see above)</del>	
<del>Stand in line services (part of CPC 9709)</del>	<del>1) Unbound* 2) None 3) None 4) Unbound</del>	<del>3), 4) (see above)</del>	
<del>Car washing services provided on public space, such as crossroads and car parks (part of CPC 9709)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Manually waste collection services on semipublic or public space (other than CPC 9402)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Personal shopping assistance services, including pack bag services (part of CPC 9709)</del>	<del>1) Unbound* 2) None 3) None 4) Unbound</del>	<del>3), 4) (see above)</del>	
<del>Commemoration, congratulations and individual praise services (part of CPC 9709)</del>	<del>1) None 2) None 3) None 4) Unbound except as indicated in Part I</del>		
<del>Child sponsorship services (when either the funded child or the funding sponsor or the sponsorship agent is not resident in Switzerland) (part of CPC 9709)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Fee collection services (such as road toll collection, public radio/television fees and similar) (part of CPC 9709)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>(e) Other services covered by CPC 95, 97, 98 and 99</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound except as indicated in Part I</del>	<del>1), 2), 3), 4) (see above)</del>	
The following section covers sectors not mentioned explicitly in the W/120classification or in the descriptions of the CPC, or that cannot be attributed to a particular CPC number. The commitments of Switzerland in such sectors are as follows:			
<del>- Commission and fee collection services, except under governmental mandate (such as road toll collection, public radio/television fees and similar)</del>  <del>Services related to nuclear energy (construction and/or operation of nuclear power plants)</del>  <del>Services related to hydropower (use of water reservoirs/waterfalls for services related to hydropower)</del>  <del>Maintenance and repair services related to pipelines and aqueducts</del>	<del>1) None 2) None 3) None 4) Unbound except as indicated in Part I</del>  <del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>  <del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>  <del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>  <del>1), 2), 3), 4) (see above)</del>  <del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Maintenance and repair services related to electric lines</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Specialty air services:</del>			
<del>Airborne search and rescue services</del>	<del>1) Unbound 2) None</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Any specialty air service using unmanned aircrafts</del>	<del>3) Unbound 4) Unbound</del>		
<del>Avalanche and rock bombing, building implosion and other operations with explosives<sup>27</sup></del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 3), 4) (see above)</del>	
<del>Thunderstorm and hail triggering services, mostly with rockets or other explosive items</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Official homologation, verification, control and official punching (metrological services related to the verification of measuring instruments and laboratories, precious metal control and other services related to this field)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

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This is without prejudice to demolition work without explosives mentioned under CPC 5112.

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Official certification for construction authorizations</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Archaeology (all aspects related to archaeology such as the exploitation of archaeological digs and the excavation of archaeological finds)</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Services related to the sex trade and other activities involving moral or sexual integrity of individuals<sup>2*</sup></del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Organization of beauty contests involving minors</del>	<del>1) Unbound* 2) None 3) Unbound 4) Unbound</del>	<del>3), 4) (see above)</del>	

<sup>2\*</sup> Includes services such as "escort" or "hostess" services, dating or partnership services (including on the Internet), prostitution and related services, cabaret shows or cabaret personnel services and striptease services, entertainment services supplied by bars, clubs, discotheques and similar facilities (excluding beverage serving services per se, covered by CPC 6432), production of erotic and other sex-related material (images and videos), services via telecommunications (phone or internet sex) or "massage services". Furthermore services related to the search, recruitment and transfer of persons with a view to involving them in the production or supply of the services described above. Included are direct supply of services and intermediation related to such services, soliciting of (potential) clients and promotion and marketing and similar activities.



Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Fund raising services on a fee or contract basis for third parties established or resident in Switzerland on Swiss territory on a commission or contractual basis, including "crowdfunding" by virtual means</del>	<del>1) Unbound 2) Unbound None 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Distribution and trading of digital money/currency such as bitcoins (also known as electronic or virtual money; new currencies)</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 3), 4) (see above)</del>	
- Arrangement of procedures for individuals applying for visa or permits of states other than Switzerland, excluding under governmental mandate	1) None 2) None 3) None 4) Unbound except as indicated in Part I	4) (see above)	
<del>Services based on, involving or consisting in filming in semipublic or public space</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Internet-based services (especially those with a potential to endanger youth or to cause addictive or compulsive behavior or other mental health hazards)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	

Trade in Services Agreement (TISA) Switzerland **Second** Revised Swiss Offer

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Services consisting of collection, storage, selling and trading of personal data and images including those obtained by use of social engineering (i.e. by means of phishing, Trojan horses, spyware, adware), IP-tracking and by any means of profiling and data mining</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Services (i.e. platforms) for sharing material subject to copyrights</del>	<del>1) Unbound 2) None 3) Unbound 4) Unbound</del>	<del>1), 3), 4) (see above)</del>	
<del>Services for indebted persons (advisory services and assistance to indebted persons or particular groups of indebted persons)</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Surrogacy services, including intermediation related to such services, soliciting of clients and promotion and marketing and similar activities</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
- Services related to space debris (low earth orbit LEO and geostationary altitude GEO)			

Trade in Services Agreement (TISA) Switzerland **Second Revised Swiss Offer**

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<del>Space debris active removal and deorbiting services</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
- <del>limited to</del> Scanning, catalogization and observation of space debris; collision prediction and re-entry and collision avoidance and similar services (excluding space debris removal and deorbiting services)	1) None 2) None 3) None 4) Unbound <b>except as indicated in Part I</b>	1), 2), 4) (see above)	
<del>Other services related to space debris and similar objects in space</del>	<del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del>	<del>1), 2), 3), 4) (see above)</del>	
<del>Ship dismantling (ship recycling)</del>	<del>1) Unbound 2) None 3) None 4) Unbound</del>	<del>1), 4) (see above)</del>	
<del>Medicide services (assisted suicide)</del>	<del>1) Unbound* 2) None 3) Unbound 4) Unbound</del>	<del>3), 4) (see above)</del>	

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

Sector or Subsector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>- Weather forecasts for the general public (excluding special broadcasts such as for air traffic, weather risk assessment, weather threat alarm services, natural disaster warning, avalanche rating)</p> <p><del>All other services not mentioned in Chapter 12</del></p>	<p>1) None 2) None 3) None 4) Unbound except as indicated in Part I</p> <p><del>1) Unbound 2) Unbound 3) Unbound 4) Unbound</del></p>	<p><del>1), 2), 3), 4) (see above)</del></p>	

ATTACHMENT I**ENGLISH AND SPANISH TRANSLATIONS USED IN THIS SCHEDULE  
(MODE 3 – FORMS OF LEGAL ENTITIES)**

The list below compiles the translations into English and Spanish of forms of legal entities as, and to the extent that, they are used in this schedule.<sup>29</sup>

"Association" / "Asociación":	association, Verein, associazione
"Co-operative society" / "Sociedad cooperativa":	société coopérative, Genossenschaft, società cooperativa
"General partnership" / "Sociedad en nombre colectivo":	société en nom collectif, Kollektivgesellschaft, società in nome collettivo
"Foundation" / "Fundación":	fondation, Stiftung, fondazione
"Joint-stock company" / " Sociedad anónima (SA)":	société anonyme (SA), Aktiengesellschaft (AG), società anonima (SA)
"Limited liability company" / "Sociedad de responsabilidad limitada (SRL)":	société à responsabilité limitée (sàrl), Gesellschaft mit beschränkter Haftung (GmbH), società a garanzia limitata (Sagl)
"Limited partnership" / "Sociedad comanditaria":	société en commandite, Kommanditgesellschaft, società in accomandita
"Sole proprietorship" / "Empresa individual":	entreprise individuelle, Einzelunternehmen, ditta individuale
"Stock company with unlimited partners" / "Sociedad comanditaria por acciones":	société en commandite par actions, Kommanditaktiengesellschaft, società in accomandita per azioni

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<sup>29</sup> These unofficial translations are based on the ones prevailing most widely in the literature.