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Council for Trade in Services

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NOTIFICATION PURSUANT TO ARTICLE V:5 OF THE GENERAL AGREEMENT ON TRADE IN SERVICES

Accession of Austria, Finland and Sweden to the European Communities

The following notification is being circulated at the request of the European Communities and its Member States.

The European Communities and its Member States hereby present the consolidated schedule of specific commitments and the consolidated list of the Article II MFN exemptions of the European Communities and its Member States, resulting from the enlargement of the European Communities to include Austria, Finland and Sweden.¹

The attached consolidated schedule of specific commitments replaces the following documents:

- Schedule of Specific Commitments of the European Communities and their Member States (doc. GATS/SC/31 of 15 April 1994);
- Schedule of Specific Commitments of Austria (doc. GATS/SC/7 of 15 April 1994);
- Schedule of Specific Commitments of Finland (doc. GATS/SC/33 of 15 April 1994);
- Schedule of Specific Commitments of Sweden (doc. GATS/SC/82 of 15 April 1994);
- Schedule of Specific Commitments of the European Communities and their Member States, Supplement 2 (doc. GATS/SC/31/Suppl.2 of 28 July 1995);
- Schedule of Specific Commitments of the European Communities and their Member States, Supplement 3 (doc. GATS/SC/31/Suppl.3 of 11 April 1997);
- Schedule of Specific Commitments of the European Communities and their Member States, Supplement 4, Revision (doc. GATS/SC/31/Suppl.4/Rev.1 of 18 November 1999).

The attached consolidated list of Article II MFN exemptions replaces the following documents:

- List of Article II (MFN) Exemptions of the European Communities and their Member States (doc. GATS/EL/31 of 15 April 1994);

¹ The consolidated schedule of commitments and the consolidated list of Article II (MFN) exemptions are contained in document S/DCS/W/EEC, circulated on 22 April 2003.

- List of Article II (MFN) Exemptions of Austria (doc. GATS/EL/7 of 15 April 1994);
- List of Article II (MFN) Exemptions of Finland (doc. GATS/EL/33 of 15 April 1994);
- List of Article II (MFN) Exemptions of Sweden (doc. GATS/EL/82 of 15 April 1994).

The attached documents will replace the previous schedules of specific commitments and lists of MFN exemptions as from 30 April 2004.

The replacement of the schedules of specific commitments listed above by the attached consolidated schedule of specific commitments of the European Communities and its Member States implies the withdrawal or modification of some specific commitments set out in the schedules of Austria (doc. GATS/SC/7 of 15 April 1994), Finland (doc. GATS/SC/33 of 15 April 1994) and Sweden (doc. GATS/SC/82 of 15 April 1994). A list of the commitments which are intended to be modified or withdrawn is attached.

Pursuant to Article V:5 of the GATS, and in accordance with the terms of Article XXI:1(b) of the GATS, the European Communities and its Member States notify the Council for Trade in Services of their intention to modify or withdraw the specific commitments set out in the attached list.

ANNEX

List of commitments modified or withdrawn

The following list specifies the commitments of Austria, Finland and Sweden which are modified or withdrawn. The date for the implementation of the following modifications or withdrawal is set out in the Communication of the European Communities and its Member States.

Horizontal Commitments

Market access entry (page 3): “In all EC Member States services considered as public utilities at a national or local level may be subject to public monopolies or to exclusive rights granted to private operators”. This entry was not included in the schedule of specific commitments of Austria, Finland and Sweden. This limitation now applies to all Member States.

National treatment limitations on subsidies - mode 3 (page 7). The schedule of specific commitments of Austria, Finland and Sweden included only part of the limitations on subsidies on mode 3 inscribed in the schedule of the EC and their Member States. These limitations now apply to all Member States.

Sectoral commitments

Rental/Leasing services without operators - Relating to Aircraft (page 34). The limitations under mode 2 and mode 3 are extended to Austria.

Services incidental to manufacturing. The commitment included in the schedule of Austria is withdrawn.

Education services (page 50): limitation to “only privately funded services”. This limitation was not included in the schedule of Austria. It is now extended also to Austria.

Space Transport

The commitment included in the schedule of Austria is withdrawn.
