

CHAPTER 4

TRADE IN SERVICES

ARTICLE 4.1

Trade in Services

1. The Parties reaffirm the rights and obligations between them as provided for in the GATS.
2. The Parties recognise the increasing importance of trade in services in their economies. In their efforts to gradually develop and broaden their co-operation, they shall work together with the aim of creating the most favourable conditions for achieving further liberalisation and additional mutual opening of markets for trade in services.
3. The Parties may jointly review any issues related to measures affecting trade in services in the Joint Committee.
4. The Parties shall negotiate a Chapter on Trade in Services, including international maritime transport services, on a mutually advantageous basis, securing an overall balance of rights and obligations, and having due regard to Article V of the GATS. Such negotiation shall take place no later than one year after the entry into force of this Agreement.

ARTICLE 4.2

Recognition

1. For the purposes of the fulfilment, in whole or in part, of its standards or criteria for the authorisation, licensing or certification of service suppliers¹, and subject to the requirements of paragraph 3, each Party shall give due consideration to any requests by another Party to recognise the education or experience obtained, requirements met, or licences or certifications granted in that other Party. Such recognition may be based upon an agreement or arrangement with that other Party, or otherwise be accorded autonomously.

¹ For the purpose of this Article and Annex X (Recognition of Qualifications of Service Suppliers), “service supplier” means any person that supplies, or seeks to supply, a service.

2. Where a Party recognises, by agreement or arrangement, the education or experience obtained, requirements met, or licences or certifications granted, in the territory of a non-party, that Party shall afford another Party adequate opportunity to negotiate its accession to such an agreement or arrangement, whether existing or future, or to negotiate a comparable agreement or arrangement with it. Where a Party accords recognition autonomously, it shall afford adequate opportunity for another Party to demonstrate that the education or experience obtained, requirements met, or licences or certifications granted, in the territory of that other Party should also be recognised.

3. A Party shall not accord recognition in a manner which would constitute a means of discrimination between countries in the application of its standards or criteria for the authorisation, licensing, or certification of service suppliers, or a disguised restriction on trade in services.

4. Annex X (Recognition of Qualifications of Service Suppliers) sets out further rights and obligations regarding recognition of qualifications of service suppliers of the Parties.