

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	All Sectors
Obligations Concerned:	National Treatment (Article 10.03)
Measures:	<p><i>Decree N. 131, Constitución de la República, Title III, Chapter II, Article 107</i></p> <p><i>Decree N° 90-1990, Ley para la Adquisición de Bienes Urbanos en las Áreas que delimita el Article 107 of the Constitución de la República. Articles 1 and 4</i></p> <p><i>Decree No 968, Ley para la Declaratoria, Planeamiento y Desarrollo de las Zonas de Turismo, Title V, Chapter V, Article 16</i></p>
Description:	<p><u>Investment</u></p> <p>The state lands, ejidales, communal or private property located in the bordering zone to the neighboring states, or in the coast of both seas, an extension of forty (40) kilometers towards the rear area and those of the islands, keys, coral reefs, breakwaters, rocks, and sand shoals in Honduras, can only be acquired , can only be acquired, possessed, or held under any title by Honduran nationals by birth, by enterprises fully owned by Honduran nationals, and by state institutions, under invalidity of the respective act or contract.</p> <p>Notwithstanding the preceding paragraph, any person may acquire, possess, hold, or lease for up to forty 40 years (which may be renewed) urban lands in such areas provided that it is certified and approved for tourist purposes, economic or social development, or for the public interest qualified and approved by the <i>Secretaría de Estado en el Despacho de Turismo</i>.</p> <p>Any person that acquires, possesses, or holds the graspings of the urban land may transfer that land only after prior authorization by the <i>Secretaría de Estado en el Despacho de Turismo</i>.</p>

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Sector:	All Sectors
Obligations Concerned:	Local Presence (Article 11.05)
Measures:	<i>Decree No. 255-2002 Ley de Simplificación Administrativa Artículo 8 Reformas al Código de Comercio Articles 308 and 310</i>
Description:	<u>Cross-border Trade in Services</u>

In order for a society constituted in accordance with the foreign laws can dedicate itself to the exercise of the commerce in the Republic of Honduras must permanently have in the Republic at least a representative with ample faculties to realize all the legal acts and businesses that there are to be celebrated and to have effect in the national territory.

It will be considerer societies constituted in accordance with the foreign laws those that do not have their legal address in Honduras.

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Sector:	All Sectors
Obligations Concerned:	National Treatment (Article 10.03)
Measures:	<i>Decree No. 131 Constitución de la República de Honduras, Title VI, Chapter I, Article 337</i> <i>Agreement No. 345-92 Reglamento de la Ley de Inversiones, Chapter I y VI, Articles 3 and 49</i>
Description:	<u>Investment</u> Small-scale industry and trade constitute patrimony of the Hondurans. Foreign investors cannot engage in small-scale industry and trade, except in those cases they have acquired the naturalization paper as Hondurans, having to present the documentation that credits the respective naturalization, as long as in its country of origin grants reciprocity. In small-scale industry and trade, the investment excluding, lands, buildings and vehicles will not be greater to the equivalent of one thousand fifty (Lps. 150,000.00) lempiras.

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Sector:	All Sectors
Obligations Concerned:	Most Favored Nation Treatment (Article 10.04) Local Presence (Article 11.05)
Measures:	<i>Decree No. 65-87 Ley de Cooperativas de Honduras, Title II, Chapter I, Article 19, May 20, of 1987</i> <i>Agreement No. 191-88, may 30, 1988, Reglamento de la Ley de Cooperativas de Honduras, Article 34(c) and (b)</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Non-Honduran cooperatives may establish in Honduras if they receive authorization from the <i>Instituto Hondureño de Cooperativas de Honduras</i> , the authorization will be granted if: (a) Reciprocity exists in the country of origin with respect to the treatment that the law of Honduras offers to foreign cooperatives. (b) The non-Honduran cooperative has at least one permanent legal representative in Honduras with extended faculties to fulfill all the legal acts and businesses there are to be celebrated and to take effects in the national territory.

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Sector:	Agricultural
Obligations Concerned:	National Treatment (Article 10.03)
Measures:	<i>Agreement No. 2124-92, Reglamento de Adjudicación de Tierras en la Reforma Agraria, Articles 1 and 2</i>
Description:	<u>Investment</u> Agrarian reform beneficiaries must be Honduran nationals by birth, individually or organized in peasant cooperatives or other peasant enterprises.

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Sector: Fisheries

Obligations Concerned: National Treatment (Article 10.03)

Measures: *Decree No 154, Ley de Pesca, Chapter I, Articles 20, 26, and 29*

Description: Investment

When it is with exploitation or profit purposes, only Honduran resident in Honduras and enterprises organized under Honduran law at least 51 percent owned by Honduran nationals can fish freely in the public territorial waters, rivers, and lakes in Honduras.

Only Honduran by birth can be skipper or captains of fishing vessels of any sort.

Only Honduran flag vessels can perform fishing activities in territorial waters.

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Sector: Communication Services - Telecommunications

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

Measures: *Decree No 185-95 Ley Marco del Sector Telecomunicaciones Chapter I, Article No. 26*

Agreement No. 141-2002 Reglamento General de la Ley Marco del Sector de Telecomunicaciones, December 26, of 2002, Article 93, Title III, Chapter I

Description: Investment and Cross-border Trade in Services

Foreign governments may not directly participate in the provision of public telecommunications services.

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Sector:	Communication Services - Radio, Telecommunications
Obligation Concerned:	Market Access (Article 11.06)
Measures:	<i>Decree No 185-95, Decembre 3 of 1995, Ley Marco del Subsector de Telecomunicaciones, Article 4</i>
Description:	<u>Cross-border Trade in Services</u>

The services of aerial, marine, military and public security telecommunications will be subject to the dispositions of the *Ley del Subsector de Telecomunicaciones*, regarding the use and control of the radio electrical spectrum and to the fulfillment of the technical characteristics for each service.

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ANNEX I: NON-CONFORMING MEASURES

Sector:	Communication Services- Radio, Television, and Newspaper
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Senior Management and Boards of Directors (Article 10.08)
Measures:	<i>Decree No 131, Constitución de la República de Honduras, Chapter II, Article 73, párrafo tercero</i> <i>Decree No. 6, Ley de Emisión del Pensamiento, Chapter IV, Artículo 30.</i> <i>Decree No 759, Ley del Colegio de Periodistas de Honduras, Artículo 8, reformado por Decree No 79 January, 1, of 1981</i>
Description:	<u>Investment and Cross-border Trade in Services</u> The management of printed newspapers, radial or televised and the intellectual, political and administrative orientation of such will be exerted exclusively by Honduran by birth. The foreigners will not be able to manage journalistic, written or spoken publications.

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ANNEX I: NON-CONFORMING MEASURES

Sector:	Distribution Services- Representatives, distributors and agents of national and foreign companies
Obligations Concerned:	National Treatment (Article 10.03)
Measures:	<i>Decree No 549 Chapter I, Article 4. Reformado for Decree No 804 Ley de Representantes, Distribuidores y Agentes de Empresas Nacionales y Extranjeras</i> <i>Agreement No 669-79, Reglamento de la Ley de Representantes, Distribuidores y Agentes de Empresas Nacionales y Extranjeras, Article 2</i>
Description:	<u>Investment</u> In order to be concessionary it is require to be Honduran or Honduran mercantile society; In order to dedicate to the representation, agency or distribution, the natural persons must be constituted as individual retailer. It will be understood Honduran society that in whose share capital Honduran investment predominates in a non inferior proportion to the fifty and one percent (51%).

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ANNEX I: NON-CONFORMING MEASURES

Sector:	Distribution Services- Petroleum Products (Liquid Fuel, Automotive Oil, Diesel, Kerosene, and LPG)
Obligations Concerned:	National Treatment (Article 10.03)
Measures:	<i>Decree No 549 Ley de Representantes, Distribuidores y Agentes de Empresas Nacionales y Extranjeras, Chapter I and VI, Article 4 and 25</i> <i>Decree No. 804 reforma el Article 4 of the Ley de Representantes, Distribuidores y Agentes de Empresas Nacionales y Extranjeras</i>
Description:	<u>Investment</u> Only Honduran nationals and mercantile societies under Honduran law may be authorized to sell petroleum products. It will be understood as Honduran societies those whose share capital predominates a Honduran investment, in a non inferior proportion to the fifty and one (51%) percent of Honduran capital

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Sector:	Services of Construction - Construction or Consulting Services and Related Engineering, Services – Civil Engineering
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No 47- 1987, Ley Orgánica del Colegio de Ingenieros Civiles de Honduras</i> <i>Agreement de la Ley Orgánica del Colegio de Ingenieros Civiles de Honduras, Artículos 100 (A)- (D) and 101</i> <i>Decree No 753, Ley Orgánica del Colegio de Arquitectos de Honduras, Artículos 37 (b), (c), (d), (g), and (h)</i> <i>Agreement de la Ley Orgánica del Colegio de Arquitectos de Honduras, Artículos 4(h), 7(a), (c), (d) and (h), 13, 68 and 69</i> <i>Decree No 902, Ley Orgánica del Colegio de Ingenieros Mecánicos, Electricistas y Químicos de Honduras, Artículo 40 (c), (d) and (h)</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Consulting and construction enterprises must be organized under Honduran law in order to be members of the <i>Colegio de Ingenieros Civiles de Honduras</i> (CICH) and to perform civil engineering projects in Honduras. For greater certainty, consulting and construction enterprises organized under foreign law may register provisionally with the CICH to perform specific civil engineering projects. Higher membership fees apply to foreign-owned enterprises. In addition, foreign workers must be authorized by the CICH in order to work on such projects.

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Sector: Education- Private Preschool, Primary, and Secondary Educational Services Private superior education services (Universities) and Special Programs

Obligations Concerned: National Treatment (Article 11.03)
Most Favored Nation Treatment (Article 11.04)
Local Presence (Article 11.05)
Market Access (Article 11.06)
Senior Management and Boards of Directors (Article 10.08)

Measures: *Decree No 131 Constitución de la República, Título III, Chapter VIII, Articles 34, 166 and 168*

Decree No 79, Ley Orgánica de Educación, Artículos 64 and 65

Decree No. 136-97, Ley del Estatuto del Docente, Artículos 7 and 8

Agreement Ejecutivo No.0760-5E-99, Reglamento General del Estatuto del Docente, Artículo 6

Ley de Educación Superior, Decreto No 142-89, Sección A y B, Chapter V, Artículos 15 c) and ch); 20 ch) and 32

Reglamento de Educación Media, Acuerdo No 4118EP, Artículo 502, 503, 504, 505 and 506

Agreement No 1299-176-2004, of date 30 of april of 2005, Reformas de las Normas Académicas del Nivel de Educación Superior en su Artículos 79 and 80, (9.2 and 10.1)

Description: Investment and Cross-border Trade in Services

The positions of Direction and Supervision in the educational establishments might be carried out by Honduran teachers by birth.

Teachers at all levels of the education system must be Honduran nationals by birth. Foreign nationals may,

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however, teach particular subjects at the middle or high school levels if there are no such Honduran nationals available to teach such subjects. Notwithstanding the preceding sentence, foreign nationals may teach the Constitution, civic education, geography, and the history of Honduras only if there is reciprocity for Honduran nationals in their country of origin.

Private schools at all levels must be organized under Honduran law. For greater certainty, there are no restrictions on foreign ownership of such schools.

It is recognized the Honduran legal people, created specially for it, the initiative to promote the foundation of centers or universities particulars under the respect to the Constitution and the laws.

The creation and operation of public or private centers of superior education, require the approval of the *Consejo de Educación Superior* prior ruling of the *Consejo Técnico Ejecutivo*. For the presentation of request for the creation, organization and operation of state or public centers it will have to accredited the Constitution and legal organization of the applicant

The private centers for the creation of superior education centers must submit certificate of deposit at least 25% of the budget of expenses of initial operation; this deposit will be withdraw at the beginning of its operation or after agree the denial for its operation. The credit reliability of the organization that at least support five (5) years the operation of the center.

As minimum all the teaching must have the title and academic degree of the level and area that will teach, in addition 25% must have postgraduate and 50% with educational experience in three years in the level of superior education to put under a program of educational qualification.

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Sector:	Entertainment Services- Musical Artists
Obligations Concerned:	Performance Requirements (Article 10.07) National Treatment (Article 11.03)
Measures:	<i>Decree No 123 Ley de Protección a los Artistas Musicales, Artículos 1 and 2.</i>
Description:	<u>Investment and Cross-border Trade in Services</u>

Notwithstanding the measure listed above, Honduras agrees that foreign music artists who wish to perform individually or as a group in Honduras must pay five percent of the contracted fee to the *Sindicato de Artistas de Honduras* and the manager or leaser shall, if possible, contract local artists to perform during the same performance.

For greater certainty, foreign music artists must register with the *Sindicato de Artistas de Honduras* for each performance in Honduras.

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Sector:: Recreational, cultural and sporting services-
Championships and Soccer Games Services

Obligations Concerned: National Treatment (Article 11.03)

Local Presence (Article 11.05)

Measures: *Reglamento de Registro de Jugadores, Liga Nacional de Fútbol Profesional de Primera División, Artículos 9 and 10*

Description: Cross-border Trade in Services

For the inscription of foreign players will be demanded a certificate extended by the *Ministro de Gobernación y Justicia* expressing that the residence document is in process.

Each affiliated club will be able to register a maximum of four (4) foreign players.

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Sector: Amusement, Cultural, and Sports Services - Casinos and Gambling (Encompasses Roulette, Cards, Punter, Baccarat, Slot Machines, and the Like)

Obligations Concerned: National Treatment (Article 10.03)
Market Access (Article 11.06)

Measures: *Decree No 488-1997 Ley de Casinos de Juegos de Envite o Azar, Artículo 3 (a)*

Agreement No 520, Reglamento Ley de Casinos de Juegos de Envite o Azar

Description: Investment

Only Honduran by birth and the constituted legal people in accordance to the laws of the country will be able to request to the Executive Power licenses to operate casinos and gambling.

A casino must operate in a first class establishment of tourism, whose fix investment is superior to a million of lempiras.

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Sector: Services Provide To Enterprises - Customs Agents and Customs Agencies

Obligations Concerned: National Treatment (Article 11.03)

Measures: *Decree No 212-87, Ley de Aduanas, Título IX, Chapter I, Sección Primera y Tercera, Artículos 177 and 182*

Description: Cross-border Trade in Services

In order to obtain the license of customs agent it is required to be Honduran by birth.

The auxiliary employees whom the customs agent designates to manage in his name and representation proceedings in the presence of the administrations of customs and rents must be Honduran by birth.

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Sector:	Services Provide To Enterprises - Investigation and Security Services, Preventive Monitoring Services, Private investigation Services and services of qualification of its members
Obligations Concerned:	National Treatment (Article 10.03) Senior Management and Boards of Directors (Article 10.08) Local Presence (Article 11.05)
Measures:	<i>Decree No. 156-98, Ley Orgánica de la Policía Nacional, Artículo 91</i> <i>Agreement Número 0771-2005 de fecha 18 de junio de 2005, Articles 5 and 15, letras t), u) and v)</i>
Description:	<p><u>Investment and Cross-border Trade in Services</u></p> <p>The foreign companies that will ask for permission to provide private security services must partner with Honduran enterprises working in the same field and appoint a Honduran national by birth as manager.</p> <p>In order to obtain authorization of operation of a private security company, foreigners must enclose the following documents.</p> <ul style="list-style-type: none">• For foreign employees photocopy of permit of <i>Migración y Extranjería</i>, and <i>Ministerio de Trabajo</i>, to develop specific functions in security matter.• Foreign partners original of police and penal record of their country of origin and residence permit authenticated by the competent authority.• Original of police and criminal records of the foreigners who provide services to the Company of their country of origin as well as residence properly authenticated.

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Sector: Transport - Air transportation services (limited to inscription of airships, specialized air services, and aeronautical technical personnel)

Obligations Concerned: National Treatment (Article 10.03)

Senior Management and Boards of Directors (Article 10.08)

Measures: *Decree No 55-2004 may 19 of 2004, Ley de Aeronáutica Civil, Title VIII Chapter I, Artículos 106 and 149*

Description: Investment

The air public services of transport between two (2) places whichever the national territory, are reserved for Honduran companies.

It will be understood by Honduran companies those that fulfill the following requirements:

- 1) The fifty and one percent (51 %) of their capital, at least must belong to Honduran natural or legal people; and
- 2) The effective control of the company and the direction of the same must be under the power of Honduran.

In order to perform private specialty air services for remuneration, it is required the authorization of the *Dirección General de Aeronáutica Civil* and to be natural or legal person of Honduran nationality.

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Sector:	Air Transportation- Air transportation services (limited to specialized air services, and aeronautical technical personnel)
Obligations Concerned:	National Treatment (Article 11.03) Most Favored Nation Treatment (Article 11.04)
Measures:	<i>Decree No 55-2004, may 19, of 2004, Ley de Aeronáutica Civil, Capítulo I, Artículos 71,72 and 73</i>
Description:	<u>Cross-border Trade in Services</u>

Only the Honduran aeronautical technical personnel, will be able to exercise in Honduras remunerated activities of national aeronautics. When Honduran personnel are not available the *Dirección General de Aeronáutica Civil*, may allowed foreign pilots or other technical personnel to perform such activities with preference given to personnel from any other country of the Central American Isthmus, without prejudice of the effective labor norms.

The Authorization in order to foreign technical personnel can exercise remunerated aeronautical activities in Honduran aerial companies, will be conditional to the suitable staff training to national personnel. This authorization will be for a period of three (3) months, extendable only when its continuity is justified and its training is verified.

In order the *Dirección General de Aeronáutica Civil* can allow foreign personnel the exercise of aeronautical activities remunerated, it will be necessary that this one verifies that has licenses or certificates of aptitude extended in Honduras according to the Law and in absence of it, they have them legally extent by a foreign country that grants reciprocity to the licenses or certificates extended in Honduras. In any case, the interested will be put under the tests and exams required for those licenses and certificate renewal.

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Sector:	Transportation- Railways
Obligations Concerned:	National Treatment (Article 10.03) Senior Management and Boards of Directors (Article 10.08)
Measures:	<i>Decree No. 48, Ley Constitutiva del Ferrocarril Nacional de Honduras, Chapters I and VIII, Articles 1, 32 and 34, Article 12 reformado mediante Decree No. 54</i>
Description:	<u>Investment</u> The <i>Ferrocarril Nacional de Honduras</i> will be able to sell its subsidiary companies to particular companies of Honduran nationality and to companies organized under the Honduran law. The manager of the <i>Ferrocarril Nacional</i> must be a Honduran national by birth. The auditor, who will be an authorized public accountant, must be Honduran by birth.

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Sector:	Transportation- Maritime - Coastal Navigation
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Most Favored Nation Treatment (Articles 10.04 and 11.04) Local Presence (Article 11.05)
Measures:	<i>Decree No 167-94, January 2 of 1995, Ley Orgánica de la Marina Mercante Nacional, Título III, Chapters I, II and VII, Article 40</i> <i>Agreement No. 000764, Reglamento de Transporte Marítimo, December 13 of 1997, Articles 5 and 6</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Coastal navigation for commercial purposes is reserved for Honduran merchant vessels. If there are no Honduran merchant vessels, or if they are not available, and for the time period that such circumstances exist, the <i>Dirección General de la Marina Mercante</i> may authorize foreign merchant vessels, in particular preferences shall be given to Central American nationals, to provide coastal navigation in Honduras. The national shipping company must be organized under Honduran law, at least 51 percent of its subscribed and paid-in share capital must be owned by Honduran nationals and the company must be domiciled in the country.

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Sector:	Transportation- Land
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Most Favored Nation Treatment (Articles 10.04 and 11.04) Local Presence (Article 11.05) Market Access (Article 11.06)
Measures:	<i>Decree No 319-1976, Ley de Transporte Terrestres, Articles 3, 5, 17, 18 and 33</i> <i>Agreement No. 200, Reglamento de la Ley de Transporte Terrestre, Artículos 7 and 34</i> <i>Decree No 205-2005, Ley de Transito del 3 de enero de 2006, Article 46</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Public domestic land passenger and cargo transportation services may be supplied only by Honduran nationals and enterprises that are organized under Honduran law and at least 51 percent owned by Honduran nationals. Public international land passenger and cargo transportation services may be supplied by foreign nationals and enterprises organized under foreign law based on reciprocity, but authorization for particular routes will be granted on a preferential basis to Honduran nationals and to enterprises organized under Honduran law. The requests for the granting of operation certificates will include furthermore the data requested in the form of the <i>Secretaría de Obras Públicas , Transporte y Vivienda</i> an economic study. The foreigners who enter the national territory will be able to drive with the valid license that they carry and will be subject to the principle of reciprocity.

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Sector:	Services Provide To Enterprises- Professional Services
Obligations Concerned:	National Treatment (Article 11.03) Most Favored Nation Treatment (Article 11.04) Local Presence (Article 11.05)
Measures:	<i>Decree No 131, Constitución de la República de Honduras, Chapter VIII, Article No 177</i> <i>Decree No 73, may 17 of 1962, Ley de Colegiación Profesional Obligatoria, Articles 1 and 2</i> <i>Reglamento para el Reconocimiento de Estudios Universitarios e Incorporación de Profesionales, aprobado por el Consejo Universitario de la Universidad Nacional Autónoma de Honduras</i> <i>Decree No. 177-94, March, 1 of 1995</i> <i>Reglamento de la Ley Orgánica del Colegio de Administradores de Empresas de Honduras, Article 4, letra c)</i> <i>Decree 753, Decembre 6 of 1972, Article 3 inciso c) Ley Orgánica del Colegio de Arquitectos de Honduras</i> <i>Reglamento de la Ley Orgánica del Colegio de Arquitectos de Honduras Article 3 inciso c)</i> <i>Decree 13-1997, Ley Orgánica del Colegio de Profesionales de la Enfermería</i> <i>Reglamento de la Ley Orgánica del Colegio de Ingenieros Mecanismos, Electricistas y Químicos de Honduras, Articles 3, letra c) and d) and Article 5, letra c</i> <i>Decree 113-88, Chapter II, Article 4, numeral 3, inciso i) Ley Orgánica del Colegio de Cirujanos Dentistas de Honduras</i> <i>Reglamento de la Ley Orgánica del Colegio de Cirujanos Dentistas de Honduras, Article 1, letra b)</i> <i>Reglamento Colegiación Provisional, del Colegio de</i>

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Cirujanos Dentistas de Honduras, Article 1, letra f)

Decree 19-93 Ley Orgánica del Colegio Hondureño de Profesiones Universitarios de Contaduría Pública, Article 4, letra c)

Reglamento de la Asociación de Periodistas Deportivos de Honduras, Article 8

Reglamento Interno de los Miembros del Colegio de Periodistas de Honduras, Acuerdo Único, Article 19, letras e), f) and g)

Reglamento de la Asociación de Periodistas Deportivos de Honduras, Article 8

Estatuto del Colegio de Pedagogos de Honduras, Article 8

Decree 129, november of 1982, Ley Orgánica del Colegio de Psicólogos de Honduras

Reglamento de la Ley Orgánica del Colegio de Médicos Veterinarios de Honduras, Article 7, letras j) and k)

Reglamento General del Colegio de Profesionales en Ciencias Agrícolas de Honduras, Article 7

Decree N° 69- 89, may 18 of 1962, Ley Orgánica del Colegio de Ingenieros Forestales de Honduras y Article 112 del Reglamento

Decree N° 30-1964, Article 4 letra d), Ley Orgánica del Colegio de Ingenieros Civiles de Honduras, reformado mediante Decree 47-87 and Decree 133-1971

Description:

Cross-border Trade in Services

For the incorporation in the *Universidad Nacional Autónoma de Honduras (UNAH)* of non Central American foreigners it is required to accredit legal residence in the country.

It is established the obligatory professional school registration to exercise the professions.

For the school registration it is required among other

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requirements:

- Agreement of incorporation in Universidad Nacional Autónoma de Honduras (UNAH)
- Legal residence in Honduras

In order to provide the professional services in Honduras in the professions of: Business Administration, Architects, Nurses, Mechanical, electricians and chemistries engineers, surgeons dentists, Public Accountants, journalists and pedagogists, the professional practices will be authorized in a basis of strictly reciprocity.

In order to provide the professional services in Honduras in the professions of: Business Administration, mechanical, electrical and chemical engineers, civil engineer of Honduras, Forestry Engineers, surgeons dentists, Public Accountants, Psychologists, Veterinarians, Journalists and professionals of Agricultural Sciences it is require the residence in Honduras.

In order to provide the professional services in Honduras it is required to accredit the card of work in the professions of: Psychology, Veterinarians, Journalism and Sport Journalism.

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Sector:	Professional Services- Business Administration Consulting Services
Obligations Concerned:	National Treatment (Article 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No 900, Ley Orgánica del Colegio de Administradores de Empresas de Honduras, Articles 61-E and 61 F</i> <i>Decree No 23-88, Article 3, February 23 of 1988</i> <i>Reglamento de la Ley Orgánica del Colegio de Administradores de Empresas de Honduras, Articles 96, 111, 113 and 114</i>
Description:	<u>Cross-border Trade in Services</u> Foreigners may execute contracts to provide business administration consulting services after the authorization of the contract by the <i>Colegio de Administradores de Empresas de Honduras</i> . Enterprises organized under foreign law may execute contracts to provide business administration consulting services after the authorization of the contract by the <i>Colegio de Administradores de Empresas de Honduras</i> if such services are not otherwise available in Honduras or due contractual needs. In order to provide such services, such enterprises must form a partnership with Honduran firms that are duly registered with the <i>Colegio de Administradores de Empresas de Honduras</i> . Foreigners and enterprises organized under foreign law must pay higher registration fees than those imposed on Honduran nationals and enterprises organized under Honduran law.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Economic Consulting Services
Obligations Concerned:	National Treatment (Article 11.03)
Measures:	<i>Decree No. 1002, Ley Orgánica del colegio Hondureño de Economistas, Article 58</i>
Description:	<u>Cross-border Trade in Services</u> In order to provide public or private economic consulting services issues into the territory of Honduras, the economic consulting enterprises organized under foreign law must be represented by a member of the <i>Colegio Hondureño de Economistas</i>

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Public Accountants
Obligations Concerned:	Market Access (Article 11.06)
Measures:	<i>Decree No 19-93, Ley Orgánica del Colegio de Profesionales Universitarios en Contaduría Pública, Article 23</i>
Description:	<u>Cross-border Trade in Services</u> Any person wishing to establish and supply public accountancy services in the territory of Honduras must be organized under Honduran law.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Agricultural Engineering and Agronomy
Obligations Concerned:	National Treatment (Article 11.03)
Measures:	<i>Decree No. 148-95, Ley Orgánica del Colegio de Profesionales en Ciencias Agrícolas de Honduras, Article 5</i> <i>Reglamento de la Ley Orgánica del Colegio de Profesionales en Ciencias Agrícolas de Honduras, Article 9 y tabla de Pagos del COLPROCAH</i>
Description:	<u>Cross-border Trade in Services</u> Foreign agricultural engineers and agronomists will be subject to professional association higher registration fees than those imposed on Honduran agricultural engineers and agronomists.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Forestry Engineers
Obligations Concerned:	National Treatment (Article 11.03)
Measures:	<i>Decree 69-1989, Ley Orgánica del Colegio de Ingenieros Forestales de Honduras, Article 66</i> <i>Reglamento de la Ley Orgánica del Colegio de Ingenieros Forestales de Honduras, Article 112</i>
Description:	<u>Cross-border Trade in Services</u> Forestry engineering consulting enterprises organized under foreign law must hire Honduran nationals that are members of the <i>Colegio de Ingenieros Forestales de Honduras</i> in a proportion meaningful to the size of the project.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Veterinarians
Obligations Concerned:	National Treatment (Article 11.03) Most Favored Nation Treatment (Article 11.04) Market Access (Article 11.06)
Measures:	<i>Ley Orgánica del Colegio de Veterinarios de Honduras, Article 12</i> <i>Reglamento de la Ley Orgánica del Colegio del Colegio de Médicos Veterinarios de Honduras, Article 5, 7 letras (k) (n) and 9</i>
Description:	<u>Cross-border Trade in Services</u> Foreign enterprises wishing to supply veterinary services in Honduras must be organized under Honduran law. Foreign veterinarians may be subject to professional association higher fees than those imposed on Central American veterinarians. The foreign veterinarians must be submit to an admission exam

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Microbiologists and Clinicians
Obligations Concerned:	National Treatment (Article 11.03)
Measures:	<i>Reglamento de Inscripción del Colegio de Microbiólogos y Químicos Clínicos. Articles 5, 6 and 8</i>
Description:	<u>Cross-border Trade in Services</u> Foreign microbiologists and clinicians must pay a higher registration fee than those paid by Honduran microbiologists and clinicians.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Notaries
Obligations Concerned:	National Treatment (Article 11.03)
Measures:	<i>Decree No 353-2005, January 17 of 2006, Código del Notariado, Article 7</i>
Description:	<u>Cross-border Trade in Services</u> To be Notary it is required to be Honduran by birth and to obtain the exequatur of Notary.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Nurses
Obligations Concerned:	National Treatment (Article 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No 90-99, Ley del Estatuto del Personal Profesional de Enfermería de Honduras, July 21 of 1999, Article 12</i>
Description:	<u>Cross-border Trade in Services</u> The employer must not be able to contract more of a five percent (5%) of the foreign personnel.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Doctors
Obligations Concerned:	National Treatment (Article 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No 167-95 Ley del Estatuto del Médico Empleado, October 9 of 1985, Article 10</i>
Description:	<u>Cross-border Trade in Services</u> It is prohibited to the patrons or employers: 1. To hire or to name less of a 90% of Honduran doctors by birth, percentage that will be calculate on the base of the total number of doctors to be hire, to name or to contract. 2. To pay the Honduran employee doctors by birth, less of 85% of the total of the wages accrued the medical personnel in the respective company, establishment or institution.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services- Medical and dental services
Obligations Concerned:	National Treatment (Article 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No. 203-1993 November 4 of 1993, Ley del Estatuto Laboral Del Cirujano Dentista, Chapter VI Sección II, Article 7</i>
Description:	<u>Cross-border Trade in Services</u> It is prohibited the hiring or the appointment less than the eighty percent (80%) of surgeons Honduran dentists in the personnel of odontology that uses, except in those cases in which that a professional of such specialization does not exist in Honduras.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Services of Electrical Energy
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No 158-94, November 26 of 1994, Ley Marco del Sub Sector Eléctrico, Capítulo V, Article 15</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Only the Honduran Government, through the <i>Empresa Nacional de Energía Eléctrica</i> , may transmit electricity or operate the electricity transmission system and dispatch center.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Communications Services- Post Office
Obligations Concerned:	National treatment (Articles 10.03 and 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No 120-93, Ley Orgánica de la Empresa Hondureña de Correos, Articles 3 and 4</i>
Description:	<u>Investment and Cross-border Trade in Services</u> The operation of the mail system in Honduras, is reserved exclusively to the <i>Empresa Hondureña de Correos</i> (HONDUCOR).

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Amusement, Cultural, and Sports Services
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No. 438, April 23 of 1977, Article 5 (c) Ley Orgánica del Patronato Nacional de la Infancia</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Corresponds to the Patronato Nacional de la Infancia (PANI) the administration of the National Lottery.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Air Transportation- Exploitation of Airport Services
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Market Access (Article 11.04)
Measures:	<i>Decree No. 55-2004, Ley de Aeronáutica Civil, Chapter III, Article 95</i>
Description:	<u>Investment and Cross-border Trade in Services</u> It is attribution of the State the control and provision of the auxiliary services of airplane navigation.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector: Distribution- Wholesale and Retail – Weapons, Munitions, and Other Related Items

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)
Market Access (Article 11.04)

Measures: *Decree No 131, Constitución de la República, Título V, Chapter X, Article 292*

Decree No 80-92, Ley de Inversiones, Chapter VI, Article 16

Description: Investment and Cross-border Trade in Services

The wholesale and retail distribution of the following items are reserved solely for the *Fuerzas Armadas de Honduras*:

- munitions;
- warplanes,
- military rifles,
- all classes of pistols and revolvers, 41 caliber or higher;
- Honduran Army standard-issue pistols;
- silencers for all classes of firearms;
- firearms;
- accessories and munitions;
- cartridges for firearms;
- apparatus and other accessories required to load cartridges;
- gunpowder, explosives, caps, and fuses;
- gas masks; and
- air rifles.

For greater certainty, use of explosives for commercial purposes may be permitted by the appropriate Honduran authority.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Services Related to Mining
Obligations Concerned:	Nacional Treatment (Articles 10.03 and 11.03) Market Access (Article 11.06)
Measures:	<i>Decree No. 292-98 February 6 of 1999, Ley General de Minería, Artículo 2</i>
Description:	<u>Investment and Cross-border Trade in Services</u> The State of Honduras exerts eminent, inalienable and imprescriptible dominion on all the mines and quarries that are in national territory, continental platform, exclusive economic zone and continuous zone.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Electrical Energy Services
Obligations Concerned:	Market Access (Article 11.06)
Level of Government:	Central
Measures:	<i>Decree No 158-94, Ley Marco del Sub-sector Eléctrico, Article 23</i>
Description:	<u>Cross-border Trade in Services</u> In order to be established in Honduras and supply electrical energy distribution services, an enterprise must be organized as a commercial corporation with nominative stock.

SCHEDULE OF THE REPUBLIC OF HONDURAS

ANNEX I: NON-CONFORMING MEASURES

Sector:	Other Business Services – Warehousing
Obligations Concerned:	Market Access (Article 11.06)
Measures:	<i>Agreement No 1055, Reglamento de los Almacenes Generales de Depósitos, Article 3</i>
Description:	<u>Cross-border Trade in Services</u> Only the companies constituted in accordance with the laws of Honduras with fixed capital and the only intention to provide de services of storage are authorized to provide such services