

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Issues related to native populations

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)

Performance Requirements (Article 10.07)

Senior Management and Boards of Directors (Article 10.08)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measure denying to foreign investors and their investments or to foreign services suppliers any rights or preferences granted to native populations.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Issues related to minorities

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)

Performance Requirements (Article 10.07)

Senior Management and Boards of Directors (Article 10.08)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measure with respect to the rights or preferences granted to minorities with social or economical disadvantages.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Business services - Legal services

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

Senior Management and Boards of Directors (Article 10.08)

Local Presence (Article 11.05)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measures relating to investment in, or provision of legal services, except investment in or services provided by attorney of foreign legal affairs (AFLA) and foreign legal assistants or consultants according to the following terms:

1. Scope of the services:

(1) Legal services provided by AFLA:

- AFLA practicing the law of his/her home jurisdiction(s) or international law independently.
- AFLA cooperating with the licensed lawyer in the Republic of China (Taiwan) or acquiring the latter's written opinions in the matters concerning marriage, parental or inheritance cases in which the Republic of China (Taiwan) national is a party or the estates is located in the Republic of China (Taiwan).

(2) Foreign legal assistant or consultant: assisting the Republic of China (Taiwan) lawyers or AFLAs but not conducting litigation or providing other legal services under the assistant/consultant's own name.

2. The following qualifications are required for the recognition of AFLA by the Republic of China (Taiwan):

- (1) the service provider is qualified as a lawyer in his/her home jurisdiction(s), and

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(2) the service provider has practiced as a qualified lawyer for at least 5 years in his/her home jurisdiction(s). However, should a foreign lawyer be employed by a lawyer of the Republic of China (Taiwan) as an assistant or consultant or have practiced his/her home jurisdiction laws elsewhere, the term, up to a maximum of two years of employment or practice may be accredited to the said five year term.

(3) any foreign lawyer who is already employed by a Republic of China (Taiwan) lawyer by 1 January 2002 in accordance with the Regulation Concerning Republic of China (Taiwan)'s Lawyers' Employment of Foreigners and Administration Thereof, may apply to become an AFLA after the completion of the two years' employment period.

3. The Republic of China (Taiwan) allows AFLAs to establish partnership with or employ licensed lawyer of the Republic of China (Taiwan).

4. Foreigners who are college graduates majoring in law-related subjects or have law-related working experience for at least two years, or who have passed the lawyer's examination in any foreign country and may be employed by the Republic of China (Taiwan) lawyers or AFLAs to work as assistants or consultants.

5. Registration shall be made with the Bar Association in the locality in the Republic of China (Taiwan) where the law office is located after the person is recognized by the Republic of China (Taiwan) as AFLA.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Communication services - Audiovisual services - Television broadcast transmission services and Radio broadcast transmission services

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)

Performance Requirements (Article 10.07)

Senior Management and Boards of Directors (Article 10.08)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measure relating to investment in, or the provision of, television and radio broadcast transmission services.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Games of luck and chance

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measure relating to the operation of games of luck and chance, and of activities involving bets.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Private Security Services

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

Local Presence (Article 11.05)

Description: Investment and Cross-border Trade in Services

An enterprise must be incorporated in the Republic of China (Taiwan) to operate a private security guard company. Natural persons serving as armed guards must be the Republic of China (Taiwan) nationals who reside in Republic of China (Taiwan).

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Social Services

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 10.07)

Senior Management and Boards of Directors (Article 10.08)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measure with respect to the provision of law enforcement and correctional services, and the following services to the extent they are social services established or maintained for a public purpose: income security or insurance, social security or insurance, social welfare, public education, public training, health, child care and water supply.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Construction services

Obligations Concerned: National Treatment (Article 10.03 and 11.03)

Local Presence (Article 11.05)

Description: Investment and Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to maintain or adopt any measure regarding cross-border services of construction services.

SCHEDULE OF THE REPUBLIC OF CHINA (TAIWAN)

ANNEX II: FUTURE MEASURES

Sector: Professional Services

Obligations Concerned: National Treatment (Article 11.03)

Most-Favored-Nation Treatment (Article 11.04)

Local Presence (Article 11.05)

Market Access (Article 11.06)

Description: Cross-border Trade in Services

The Republic of China (Taiwan) reserves the right to adopt or maintain any measure that is not inconsistent with The Republic of China (Taiwan)'s obligations under Article XVI of the General Agreement on Trade in Services.