

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: All Sectors

Obligations Concerned: National Treatment (Article 10.03)

Most-Favored-Nation Treatment (Article 10.04)

Measures: *Constitución de la República de El Salvador, Articles 95 and 109*

Description: Investment

Rural land may not be owned by a foreign person, including a branch of a foreign person, if the person is a national of a country or is organized under the law of a country that does not permit Salvadoran persons to own rural land, except in the case of land to be used for industrial plants.

An enterprise organized under Salvadoran law, a majority of whose capital is owned by foreign persons, or a majority of whose partners are foreign persons, is subject to the preceding paragraph.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	All Sectors
Obligations Concerned:	National Treatment (Article 10.03) Most-Favored-Nation Treatment (Article 10.04)
Measures:	<i>Constitución de la República de El Salvador, Articles 95 and 115</i> <i>Ley de Inversiones, Legislative Decree No. 732, Article 7</i> <i>Código de Comercio, Article 6</i>
Description:	<u>Investment</u> <p>The commerce, industry, and the supply of services in small scale, can be engaged exclusively by Salvadoran nationals born in El Salvador; and nationals of Central American Parties, in consequence, foreign investors can not engage such activities.</p> <p>An enterprise organized under Salvadoran law, a majority of whose capital is owned by foreign persons, or a majority of whose partners are foreign persons, may not establish a small scale enterprise to engage in small scale commerce, industry, and the supply of services.</p> <p>For purposes of this entry, a small scale enterprise is an enterprise with a capitalization not greater than 200,000 U.S. dollars.</p>

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ANNEX I: NON-CONFORMING MEASURES

Sector: All Sectors

Obligations Concerned: National Treatment (Article 11.03)

Measures: *Código de Trabajo, Articles 7 and 10*

Description: Cross-border Trade in Services

Every employer is obliged to compose its personnel with at least 90 per cent of Salvadoran employees. Under special circumstances the *Ministerio de Trabajo y Previsión Social* may authorize the employment of more foreign employees, when these are difficult or impossible to be substituted by Salvadorans. In such circumstance, the employers are obliged to train Salvadoran personnel under the supervision and control of the mentioned Ministry, during a period no longer than five years.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Cooperative Production Societies

Obligations Concerned: National Treatment (Article 10.03)

Measures: *Reglamento de la Ley General de Asociaciones Cooperativas, Title VI, Chapter 1, Article 84*

Description: Investment

In cooperative production societies, at least 75 percent of the total number of partners must be Salvadoran persons.

For purposes of this non-conforming measure, a branch of an enterprise that is not organized under Salvadoran law is not a Salvadoran person.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Duty-Free Commercial Centers and Establishments

Obligations Concerned: National Treatment (Article 10.03)

Measures: *Constitución de la República de El Salvador, Article 95*

Ley para el Establecimiento de Tiendas Libres en los Puertos Marítimos de El Salvador, Article 5

Description: Investment

Only Salvadoran nationals born in El Salvador and enterprises organized under Salvadoran law may apply for a permit to establish duty-free commercial centers or establishments in El Salvador's seaports.

However, an enterprise organized under Salvadoran law, a majority of whose capital is owned by foreign persons, or a majority of whose partners are foreign persons, may not establish duty-free commercial centers or establishments in El Salvador's seaports.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Air Services: Specialty Air Services

Obligations Concerned: National Treatment (Article 11.03)

Most-Favored-Nation Treatment (Article 11.04)

Measures: *Ley Orgánica de Aviación Civil, Articles 5, 89, and 92*

Description: Cross-border Trade in Services

The supply of specialty air services requires prior authorization from the *Autoridad de Aviación Civil*. Authorization from the *Autoridad de Aviación Civil* is subject to reciprocity and must take into account national air transport policy.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Air Services: Aircraft Repair and Maintenance Services during which an Aircraft is withdrawn from Service and Pilots of Specialty Air Services

Obligations Concerned: National Treatment (Article 11.03)

Most-Favored-Nation Treatment (Article 11.04)

Measures: *Ley Orgánica de Aviación Civil, Articles 39 and 40*

Description: Cross-border Trade in Services

Recognition or validation of licenses, certificates, and permits issued by foreign air transport authorities to technical aeronautic staff on board of an aircraft or on the ground, will be granted on a reciprocity basis.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Communications Services: Advertising and Promotional Services for Radio and Television
Obligations Concerned:	National Treatment (Article 11.03) Most-Favored-Nation Treatment (Article 11.04)
Measures:	<i>Decreto de las disposiciones para regular la explotación de obras de naturaleza intelectual por medios de comunicación pública y la participación de artistas salvadoreños en espectáculos públicos. Legislative Decree No. 239, June 9, 1983, published in Diario Oficial No. 111, Vol. 279, June 15, 1983, Article 4</i> <i>Decree No. 18, Sustitución de los artículos 1 y 4 del Decreto Legislativo No. 239, June 9, 1983, published in Diario Oficial No. 7, Vol. 282, January 10, 1984</i>
Description:	<u>Cross-border Trade in Services</u> At least 90 percent of the production and recording of any commercial advertisement for use in El Salvador's public communications media must be carried out by Salvadorans. A commercial advertisement produced or recorded by Central American nationals may be used in the Salvadoran media, as long as similar treatment is granted on the country from which they originate to commercial advertisements produced or recorded in El Salvador. Commercial advertisements that do not fulfill the requirements set out in the prior two paragraphs can only be transmitted in the public communications media if they are advertisements for an international product, brand, or service that has been imported into El Salvador or produced in El Salvador under license subject to a compensatory fee of 5,000 Colones, which will be collected by the <i>Consejo Nacional de la Publicidad</i> of El Salvador, who may evaluate the application of this provision.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Communications Services: Television and Radio
Broadcasting Services

Obligations Concerned: National Treatment (Article 10.03)

Measures: *Ley de Telecomunicaciones, Article 123*

Description: Investment

Concessions and licenses for free reception broadcasting services shall only be granted to Salvadoran nationals born in El Salvador or enterprises organized under Salvadoran law. In the cases of such enterprises, the equity capital has to be constituted at least by 51% Salvadorans.

This equity capital and its reforms shall be reported to the *Superintendencia General de Electricidad y Telecomunicaciones (SIGET)*.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Performing Arts

Obligations Concerned: National Treatment (Article 11.03)

Measures: *Ley de Migración, Articles. 62-A and 62-B*

Legislative Decree No. 382, May 29, 1970, published in Diario Oficial No. 64, Vol. 227, April 10, 1970

Executive Decree No. 16, May 12, 1970, published in Diario Oficial No. 87, Vol. 227, May 18, 1970

Description: Cross-border Trade in Services

No foreign artist may give paid performances of any kind without the prior express authorization of the *Ministerio de Gobernación*, which shall first seek, within 15 days, the advisory opinion of the legally established craft union of the artistic field in which the artist is involved. Foreign artists shall pay, to the relevant union, a performance fee deposit of 10 percent of the gross income to be earned in the country. Where it is not possible to make the advance payment, the artist shall pay an adequate amount as a security deposit to the relevant union.

No foreign artist or group of artists may perform in the country for more than 30 days consecutively or intermittently within a year from the date of the first performance.

An artist is any person acting in El Salvador, individually or in a company consisting of one or more persons, to give performances in music, song, dance or readings, or to present shows, whether in person (i.e., live) or before a large or small audience or on radio or television.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Circuses

Obligations Concerned: National Treatment (Article 11.03)

Measures: *Ley de Migración, Article 62-C*

Decree No. 122, November 4, 1988, published in Diario Oficial No. 219, Vol. 301, November 25, 1988, Article 3

Legislative Decree No. 382, May 29, 1970, published in Diario Oficial No. 64, Vol. 227, April 10, 1970

Decree No. 193, March 8, 1989, published in Diario Oficial No. 54, Vol. 302, March 17, 1989, Articles 1 and 2

Reglamento para la Aplicación de los Decretos Legislativos 122 and 193 Relativos a Empresas Circenses, Articles 1 and 2

Description: Cross-border Trade in Services

Foreign circuses or other similar shows must pay to the relevant circus union a performance fee equal to 2.5 percent of the gross income to be earned daily from ticket sales. The fee must be paid in full through the withholding system.

All foreign circuses must be authorized by the appropriate Ministry and once authorized, notify the *Asociación Salvadoreña de Empresarios Circenses* (ASEC) and pay ASEC 3 percent of the gross income earned from ticket sales for each performance, as well as 10 percent of total earnings from sales to the audience, inside the circus, of flags, caps, tee shirts, balloons, photographs and other paraphernalia. The foreign circus shall pay an adequate amount as a security deposit to ASEC.

A foreign circus entering El Salvador may only work in the city of San Salvador for 15 days, which may be extended only once for a further 15 days.

A foreign circus that has performed in El Salvador can only return to the country after at least one year has elapsed since the date on which the circus left the country.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Performing Arts

Obligations Concerned: National Treatment (Article 11.03)

Measures: *Decreto de las disposiciones para regular la explotación de obras de naturaleza intelectual por medios de comunicación pública y la participación de artistas salvadoreños en espectáculos públicos, Legislative Decree No. 239, June 9, 1983, published in Diario Oficial No. 111, Vol. 279, June 15, 1983*

Decree No. 18, Sustitución de los artículos 1 y 4 del Decreto Legislativo No. 239, June 9, 1983, published in Diario Oficial No. 7, Vol. 282, January 10, 1984

Description: Cross-border Trade in Services

In the case of public performances involving the live participation of artists of any kind, the participation of Salvadoran nationals shall be equivalent to 20 percent of the number of participating foreigners.

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ANNEX I: NON-CONFORMING MEASURES

Sector: Transport Services: Road Transport Services

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

Measures: *Constitución de la República de El Salvador*, Article 95

Ley de Transporte Terrestre, Tránsito y Seguridad Vial,
Articles 38-A and 38-B

Reglamento General de Transporte Terrestre, Articles 1 and
2

Description: Investment and Cross-border Trade in Services

Permits for the supply of services in passenger transport, regular and non-regular, within El Salvador may only be granted to Salvadoran nationals or their partners.

Only vehicles with Salvadoran license plates may transport goods from points in El Salvador to other points in El Salvador.

At least 51 percent of the equity capital of an enterprise engaged in such goods transport in El Salvador must be owned by Salvadoran persons. If such capital is owned by an enterprise, at least 51 percent of the stock of that enterprise must be owned by Salvadoran nationals.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Construction and Related Engineering 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)

Measures: *Ley de Incentivos a las Empresas Nacionales de la Industria de la Construcción, Legislative Decree No. 504, published in Diario Oficial No. 167, Vol. 308, July 9, 1990, as amended by Legislative Decree No. 733, published in Diario Oficial No. 80, Vol. 311, April 23, 1991*

Description: Investment and Cross-border Trade in Services

To participate in design activities, consulting, consulting and management of engineering or architectural projects, or any type of work or study relating to such project's construction, whether before, during, or after construction, an enterprise a majority of whose capital is owned by foreign nationals ("foreign enterprise") must be contractually associated with an enterprise legally established in El Salvador ("Salvadoran enterprise"), that is legally registered and qualified with the *Ministerio de Obras Públicas*, unless the foreign enterprise determines that such Salvadoran enterprise is not available.

The foreign enterprise must have a resident representative in El Salvador.

Further, an engineering or architectural project is subject to the following requirements:

- (a) enterprises organized under Salvadoran law must have an investment in the project equal to at least 40 percent of the value of the project; and
- (b) such enterprises must supply at least 30 percent of the technical staff and 90 percent of the administrative staff on the project.

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ANNEX I: NON-CONFORMING MEASURES

The requirements of subparagraph (b) do not apply if the foreign enterprise determines that Salvadoran enterprises are not able to provide the necessary resources.

The requirements of subparagraphs (a) and (b) do not apply:

(i) when the funds for the project come partially or entirely from foreign governments or international organizations; or

(ii) to specific projects or grants for specialized technical cooperation.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Road Transportation
Obligations Concerned:	Market Access (Article 11.06)
Measures:	<i>Reglamento General de Transporte Terrestre, Title III, Article 11, Title V, Articles 29 and 30</i>
Description:	<u>Cross-border Trade in Services</u> Concessions for public road transportation of passenger for a specific route will be limited, subject to technical studies of the existing demand. A concession for free offer public road transportation of passenger services is limited for one vehicle.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Distribution Services Construction Services
Obligations Concerned:	Market Access (Article 11.06)
Measures:	<i>Reglamento para la Aplicación de la Ley Reguladora del Depósito, Transporte y Distribución de Productos de Petróleo. Executive Decree No. 46, June 19, 2003. Diario Oficial No. 125, Volume 360, July 16, 2003</i>
Description:	<u>Cross-border Trade in Services</u> The construction of supply warehouses for petroleum products (petroleum product's storage warehouses and decanting equipment that is essential for the distribution or wholesale sale of such products, whose tanks have a capacity bigger than thirty thousand American gallons) will be authorized by the Ministry of Economy, through an executive agreement, prior to the presentation of a formal request addressed to the <i>Dirección of Hidrocarburos y Minas</i> , of the Ministry of Economy, annexing the documents indicated in article 12 of the <i>Ley Reguladora del Deposito, Transporte y Distribución de Productos de Pétróleo</i> ; 1 and 3 of its Ruling, and once verified that the information is complete, an inspection will be carried out at the warehouse. Supply warehouses may not be established at a distance shorter than one (1) kilometer from barracks, gun, ammo, or explosive warehouses; all tanks, equipment and pipes must be new. The construction of supply warehouses with pressured tanks (petroleum product's storage warehouses and decanting equipment that is essential for the distribution or wholesale sale of such products, whose tanks have a capacity bigger than thirty thousand American gallons) will be authorized by the Ministry of Economy, through an executive agreement, prior to the presentation of a formal request addressed to the <i>Dirección of Hidrocarburos y Minas</i> , of the Ministry of Economy, annexing the documents indicated in article 12 of the <i>Ley Reguladora del Deposito, Transporte y Distribución de Productos de</i>

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Pétroleo; 1, 3, 23 of its Ruling, and once verified that the information is complete, an inspection will be carried out at the warehouse. Supply warehouses may not be established at a distance shorter than one (1) kilometer from barracks, gun, ammo or explosive warehouses; all tanks, equipment and pipes must be new.

The construction of service stations (storage warehouses and decanting equipment that is essential for the storage, handling, distribution or retail of petroleum products) will be authorized by the Ministry of Economy, through an executive agreement, prior to the presentation of a formal request addressed to the *Dirección of Hidrocarburos y Minas*, of the Ministry of Economy, annexing the documents indicated in article 12 of the *Ley Reguladora del Deposito, Transporte y Distribución de Productos de Pétroleo* and articles 9, 10 of its regulations, and once verified that the information is complete, an inspection will be carried out at the place. The nominal capacity required for each storage tank will be of up to 30,000 American gallons; all tanks, equipment and pipes must be new.

The construction of tanks for private consumption (warehouses with decanting equipment for the storage and usage of gasoline and oils of any type, fuel or lubricants, for the exclusive consumption of enterprises involved in agriculture, industry, construction works, commercial, industry and services, that consume considerable quantities of such products in their operations) must be authorized by Executive Agreement of the Ministry of Economy, prior to the presentation of a formal request addressed to the *Dirección of Hidrocarburos y Minas*, of the Ministry of Economy, annexing the documents indicated in article 12 of the *Ley Reguladora del Deposito, Transporte y Distribución de Productos de Pétroleo* and articles 9, 10, 16 of its regulations, and once verified that the information is complete, an inspection will be carried out at the warehouse. The nominal capacity required of each storage tank will be of up to 30,000 American gallons; all tanks, equipment, and pipes must be new; the selling of fuel to the public is strictly prohibited.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector: Professional Services: Legal Services (Notary Public)

Obligations Concerned: National Treatment (Article 11.03)

Most-Favored-Nation Treatment (Article 11.04)

Local Presence (Article 11.05)

Measures: *Ley de Notariado, Article 4*

Description: Cross-border Trade in Services

The profession of Notary Public can only be exercised by persons authorized according to the law by the Supreme Court of Justice. To obtain that authorization, it is required to be a Salvadoran national.

Central American nationals who have been authorized to practice law in El Salvador and who have resided in the country for at least two years may also obtain such authorization, provided that they have not been barred from practicing the profession of notary public in their own country, and Salvadoran nationals may practice the same profession in their country without any additional requirements than those laid down in Salvadoran law.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Public Accounting and Public Auditing
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>Ley Reguladora del Ejercicio de la Contaduría, Articles 2, 3, and 4</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Only a Salvadoran national may be authorized as a public accountant. Only a person authorized as a public accountant may be authorized as an external auditor. For an enterprise to be authorized to supply public accounting services, the principal partners, shareholders, or associates must be Salvadoran nationals, and at least one person among the partners, shareholders, associates, or administrators must be authorized as a public accountant in El Salvador.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services: Health Services (Including but not limited to: General and Specialist Medical Services, Dental Services, Veterinary Services, Paramedical Services, Services rendered by Psychologists, Midwives, Nurses, Physiotherapists, Chemists and Qualified Clinical Laboratory Technicians, and Technical and Auxiliary Staff)
Obligations Concerned:	National Treatment (Article 11.03) Most-Favored-Nation Treatment (Article 11.04) Local Presence (Article 11.05)
Measures:	<i>Código de Salud, Arts. 4, 5, 17, 23, 30, 31, 32, and 306</i>
Description:	<u>Cross-border Trade in Services</u> A permit is necessary for the exercise of the health services professions and their specialized, technical, and auxiliary activities. Permits are issued by the appropriate <i>Junta de Vigilancia</i> . The <i>Junta de Vigilancia</i> may grant permanent, temporary, or provisional permits. A permanent permit is available only for private professional activity. Other permits are subject to restrictions and limitations in accordance with the law for specified reasons. To grant a permanent permit the corresponding <i>Junta de Vigilancia</i> shall require that persons be Salvadoran nationals by birth or authorized to permanently reside in the country. In addition to fulfilling the requirements under the law, foreigners must provide proof that in the country in which they earned their qualification allows Salvadoran nationals or graduates to practice their profession in analogous circumstances.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services: Customs Agents
Obligations Concerned:	National Treatment (Articles 10.03 and 11.03) Most-Favored-Nation Treatment (Articles 10.04 and 11.04)
Measures:	<i>Reglamento del Código Aduanero Uniforme Centroamericano, Article 18</i>
Description:	<u>Investment and Cross-border Trade in Services</u> Only Central American Nationals may work as customs agents.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services – Teachers
Obligations Concerned:	National Treatment (Article 11.03)
Measures:	<i>Constitución de la República, Article 60</i>
Description:	<u>Cross-border Trade in Services</u> Only Salvadoran nationals may teach national history and the Constitution.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX I: NON-CONFORMING MEASURES

Sector:	Professional Services: Architectural Services, Engineering Services, Integrated Engineering Services, Urban Planning and Landscaping Services
Obligations Concerned:	National Treatment (Article 11.03) Local Presence (Article 11.05)
Measures:	<i>Ley de Urbanismo y Construcción, Articles 4 and 8</i> <i>Executive Decree No. 34, published in Diario Oficial No. 4, Vol. 306, January 8, 1990, Registro Nacional de Arquitectos, Ingenieros, Proyectistas y Constructores</i> <i>Executive Decree No. 75, published in Diario Oficial No. 11, Vol. 310, January 17, 1991, Reglamento Interno del Consejo Nacional de Arquitectos, Ingenieros, Proyectistas y Constructores, Articles 25, 26, and 27</i>
Description:	<u>Cross-border Trade in Services</u> Only architects and engineers who are registered in the <i>Registro Nacional de Arquitectos, Ingenieros, Proyectistas y Constructores</i> (“ <i>Registro Nacional</i> ”) may supervise architectural and engineering work on construction projects and sign and seal architectural or engineering plans for such projects. An architect or engineer must be a resident in El Salvador to be registered in the <i>Registro Nacional</i> . Draftsmen, builders, and electrical installation technicians must be Salvadoran nationals in order to be registered in the <i>Registro Nacional</i> .

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX II: FUTURE MEASURES

Sector: Postal Services

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

Most-Favored-Nation Treatment (Articles 10.04 and 11.04)

Description: Investment and Cross-border Trade in Services

El Salvador reserves the right to adopt or maintain any measure with respect to the provision of postal services.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

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 11.06)
Performance Requirements (Article 10.07)
Senior Management and Boards of Directors (Article 10.08)

Description: Investment and Cross-border Trade in Services

El Salvador 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 services, water supply, social welfare, public education, public training, health, and child care.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX II: FUTURE MEASURES

Sector: Minority Affairs

Obligations Concerned: National Treatment (Articles 10.03 and 11.03)

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

El Salvador reserves the right to adopt or maintain any measure according rights or preferences to socially or economically disadvantaged minorities.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX II: FUTURE MEASURES

SCHEDULE FOR THE REPUBLIC OF EL SALVADOR

ANNEX II: FUTURE MEASURES

Sector:	Transport Services: Road Transport Services
Obligations Concerned:	National Treatment (Article 11.03) Most-Favored-Nation Treatment (Article 11.04) Local Presence (Article 11.05)
Description:	<u>Cross-border Trade in Services</u> El Salvador reserves the right to adopt or maintain any measure restricting the transportation of goods by road.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX II: FUTURE MEASURES

Sector: Business Services: Professional 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)

Description: Investment and Cross-border Trade in Services

El Salvador reserves the right to adopt or maintain any measure regarding professional services that is not inconsistent with its obligations under Article XVI of the General Agreement on Trade in Services.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX II: FUTURE MEASURES

Sector: Construction Services

Obligations Concerned: National Treatment (Article 11.03)

Most-Favored-Nation Treatment (Article 11.04)

Local Presence (Article 11.05)

Description: Cross-border Trade in Services

El Salvador reserves the right to adopt or maintain any measure regarding cross-border trade of construction services.

SCHEDULE OF THE REPUBLIC OF EL SALVADOR

ANNEX III: MOST-FAVORED-NATION

Sector: All Sectors

Obligations Concerned: Most-Favored-Nation Treatment (Articles 10.04 and 11.04)

Description: Investment and Cross-border Trade in Services

El Salvador excludes from the application of Articles 10.04 and 11.04 (Most-Favored-Nation Treatment) any measure that accords differential treatment to countries under any bilateral or multilateral international agreement in force or signed prior to the date of entry into force of this Treaty¹.

El Salvador excludes from the application of Articles 10.04 and 11.04 (Most Favored Nation Treatment) any measure that accords differential treatment to countries under any bilateral or multilateral international agreement in force or signed after the date of entry into force of this Agreement involving:²

- (a) aviation;
- (b) fisheries;
- (c) maritime matters, including salvage;
- (d) cross border supply of telecommunications; or
- (e) financial services.

¹ For greater certainty, El Salvador may adopt or maintain any measure derived from a community law norm resulting of a community law instrument, or adopted by an organ of the *Sistema de Integración Centroamericana* or its successor.

² For greater certainty, the exclusion of Most-Favored-Nation treatment in the cross-border supply of telecommunications and financial services does not nullify or impair the commitments of the Parties to meet their respective obligations under Article XVI of the General Agreement on Trade in Services.