

WORLD TRADE ORGANIZATION

RESTRICTED

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**Working Party on the Accession
of the Republic of Moldova**

Original: English

ACCESSION OF THE REPUBLIC OF MOLDOVA

Initial Offer in Services

Revision

For the purposes of the accession of the Republic of Moldova to the WTO, the Ministry of Economy and Reforms of the Republic of Moldova has presented the following revised offer of initial commitments on trade in services, with the request that it be circulated to members of the Working Party.

THE REPUBLIC OF MOLDOVA

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
I. HORIZONTAL COMMITMENTS			
Commitments include all	<p>3) <u>Privatization</u> The capital that belongs to foreign investors and persons without citizenship may be used to purchase state goods, including the establishment on the territory of the Republic of Moldova of some foreign enterprises and joint ventures in accordance with the current Moldova's legislation.</p> <p><u>Land</u> The land under public ownership can be sold to legal and natural persons from Republic of Moldova, as well as to foreign investors, except the agricultural land and the land that belongs to the forestry fund that can be sold only to legal and natural persons from Moldova</p> <p><u>Real estate purchase</u> Unbound in relation to acquisition of land. Land lease not exceeding 99 years permitted. Services, which are subject to licensing, can only be supplied through legal persons registered in Moldova.</p> <p>4) <u>Movement of natural persons</u> Unbound except for measures concerning temporary entry and stay of nationals of another member who fall into the categories listed below:</p>	<p><u>Land</u> The land under public ownership can be sold to legal and natural persons from Republic of Moldova, as well as to foreign investors, except the agricultural land and the land that belongs to the forestry fund that can be sold only to legal and natural persons from Moldova</p> <p>3) <u>Real estate purchase</u> Unbound in relation to acquisition of land. Land lease not exceeding 99 years permitted.</p> <p>4) Unbound, except for measures concerning the categories of natural persons referred to in the market access column.</p>	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>Services salespersons – persons not based in the territory of Republic of Moldova and receiving no remuneration from a source located within Republic of Moldova, who are engaged in activities related no representing a services supplier for the purpose of negotiating for sale of the services of that supplier: (a) such sales are not directly made to the general public and (b) the salesperson is not engaged in supplying the service. Entry for persons named in this section is limited to a 90 days period. Promulgation is allowed only once a year after two months from the date of expiration of this period</p> <p>Persons responsible for the setting up of a commercial presence: Persons who are employees of an enterprise not having presence in Republic of Moldova and who have been beforehand employees of that enterprise outside Republic of Moldova for a time period not less than one year immediately preceding their application for admission, and who are entering Republic of Moldova for the purpose of setting up a commercial presence of that enterprise in Republic of Moldova. Persons responsible for the setting-up of a commercial presence may not engage in market direct sales to the general public or supply services them.</p>		

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Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>Persons who are employees of an enterprise outside Moldova not having commercial presence in Moldova, which has concluded a services contract with an enterprise engaged in substantive business in Moldova, and who have been beforehand employees of the enterprise outside Moldova for a time-period of not less than one year immediately preceding their application for admission. Per contract, temporary entry for a limited number of services suppliers will be granted for a single period of three month, the number of service suppliers depending on the size of the task to be performed under the contract. Individual service providers not employed by such enterprise outside Moldova are considered as persons seeking access to the Moldovan employment market.</p> <p>- managers, executives and specialists, as defined below, who are employees of firms that provide services within Moldova through a branch, subsidiary, or affiliate established in Moldova and who have been prior employees of their firm outside Moldova for a period of not less than one year, immediately preceding the date of their application for admission and who are not of the following:</p>		

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Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>- Intra-corporate transferees – managers – persons within an organization who primarily direct the organization, or a department or sub-division of the organization, supervise and control the work of other supervisory, professional or managerial employees, have the authority to hire and fire or remand the decision on hiring, firing, or other personal action (such as promotion or leave authorization), and exercise discretionary authority over day-to-day operations. Do not include first line supervisors, unless the employees supervised are professional, not does it include employees who primarily perform tasks necessary for the provision of the service.</p> <p>Executives – persons within the organization who primarily direct the management of the organization, exercise wide latitude in decision-making, and receive only general supervision on direction from higher-lever executives, board of directors, or stockholders of the business. Executives would not directly perform tasks related to the actual provision of a service or services of the organization.</p> <p>Specialists – persons within an organization who possess knowledge at an advanced level of continued expertise and who possess priority knowledge of the organization's services, research equipment, techniques, or management.</p>		

Modes of supply:

(1) Cross border supply	(2) Consumption abroad	(3) Commercial presence	(4) Presence of natural persons
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Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access		Limitations on National Treatment		Additional Commitments
(c) Taxation service (CPC 863)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	
(d) Architectural services (CPC 8671)	1)	None	1)	None	
	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	
(e) Engineering services (CPC 8672)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	
(f) Integrated engineering services (CPC 8673)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	
(g) Urban planning and landscape architectural services (CPC 8674)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	
(h) Private medical and dental services (CPC 9312) (CPC 9312 excluding services provided by the public sector)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	
(i) Veterinary services. (CPC 932)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section.	4)	None.	

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Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments
(j)	Services provided by midwives, nurses in private establishments (CPC 93191 excluding services provided within the public sector)	1)	Unbound.	1)	Unbound	
		2)	Public insurance programs do not cover the cost of foreign medical services supplied abroad.	2)	None	
		3)	None.	3)	None	
		4)	Unbound except as indicated in the horizontal section.	4)	Unbound.	
		Nationality requirements. Access restricted to natural persons only. Economic needs determined by the total number of nurses and midwives in the given region authorized by local health authorities.				
(k)	Other	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None.	
B. <u>Computer and Related Services</u>						
(a)	Constancy services related to the installation of computer hardware (CPC 841)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(b)	Software implementation services (CPC 842)					
(c)	Data processing services (CPC 843)					
(d)	Data base services (CPC 844)					
(e)	Maintenance and repair services of office machinery and equipment including computers (CPC 845+849))					

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Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
C. Research and Development Services			
(a) Research and development services on natural sciences (CPC 851)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(b) Research and development services on natural sciences (CPC 851)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(c) Interdisciplinary research and development services	1) Unbound, except as indicated in the horizontal commitments 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
D. Real Estate Services			
(a) Involving own or leased property (CPC 821)	1) None 2) None 3) Unbound, except as indicated in the horizontal commitments. 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) Unbound, except as indicated in the horizontal commitments. 4) None.	
(b) On a fee or contract basis (CPC 822)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
E. Rental/Leasing Services Without Operators			
(a) Relating to ships (CPC 83103)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	

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Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(b) On a fee or contract basis (CPC 82")	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(c) Relating to other transport equipment (CPC 83101+83102+ 83105)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(d) Relating to other machinery and equipment (CPC 83106-83109)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(e) Other (CPC 832)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
F. Other Business Services			
(a) Advertising Services (CPC 871)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(b) Market Research and Opinion Polling (CPC 864)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(c) Management Consulting Services (CPC 865)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	

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Sector or Sub-Sector	Limitations on Market Access		Limitations on National Treatment		Additional Commitments
(d) Services Related to Management Consulting (CPC 866)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(e) Technical Testing and Analysis Services (CPC 8676)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(f) Services incidental to agriculture, hunting and forestry (CPC 881)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(g) Services incidental to fishing (CPC 882)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(h) Services incidental to mining (CPC 883 + 5115)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(i) Consulting Services Relating to Manufacturing (part of CPC 884 + part of 885 except for 88442)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	
(j) Services incidental to energy distribution (CPC 887)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal commitments.	4)	None.	

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Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(k) Placement and supply services of personnel (CPC 872);	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(l) Investigation and security (CPC 873);	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(m) Related scientific and technical consulting services (CPC 8675)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(n) Maintenance and Repair of Equipment (not including maritime vessels, aircraft, or other transport equipment) (CPC 633 + 8861-8866)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(o) Building-clearing services (CPC 874)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(p) Photographic Services (CPC 876) (except aerial photography of the territory of the Republic of Estonia)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(q) Packaging services (CPC 876)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	

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Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(r) Printing, Publishing (CPC 88442)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(s) Convention Services (CPC 87909*)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(t) Other (CPC 8790)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
2. COMMUNICATION SERVICES			
A. Postal Services			
(a) International postal services, as well as internal postal services related to letters up to 350 grams (CPC 7511)	1), 3) Monopoly of the "Posta Moldova" State Company. 2) None. 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None 4) None.	
(b) Postal services related to parcels (CPC 75112.1);	1), 3) None, as of 31 December 1999. Monopoly of the "Posta Moldova" State Company. 2) None. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) None.	
(c) Express postal services related to parcels (CPC 75112.2);	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	

Modes of supply:		(1) Cross border supply	(2) Consumption abroad	(3) Commercial presence	(4) Presence of natural persons
Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment	Additional Commitments
(c)	Financial postal services (CPC 75113);	1), 3)	None, as of 31 December 2004. Monopoly of the "Posta Moldova" State Company.	1) None 2) None 3) None 4) None.	
		2)	None.		
		4)	Unbound except as indicated in the horizontal section.		
B.	Courier Services (CPC 7512)	1), 3)	None, as of 31 December 1999. Monopoly of the "Posta Moldova" State Company.	1) None 2) None 3) None 4) None.	
		2)	None.		
		4)	Unbound, except as indicated in the horizontal section.		
C. Telecommunication Services					
(a)	Public telephone services; (CPC 7521)	1), 3)	None, as of 31 December 2003. Monopoly of the "Moldtelecom" State Company.	1) None 2) None 3) None 4) None.	The telecommunications' authority will reexamine and publish the rules and regulatory policy regarding further competition in the field of basic telecommunication services towards the year 2003. The attached reference paper on regulatory principles is incorporated as additional commitments by the Republic of Moldova.
		2)	None.		
		4)	Unbound, except as indicated in the horizontal section.		
(b)	Analogical mobile telephone services (NMT 450 standard's) (CPC 75213.1)	1)	None	1) None	
		2)	None	2) None	
		3)	None	3) None	
		4)	Unbound, except as indicated in the horizontal commitments.	4) None.	
(c)	Digital mobile telephone services (CPC 75213.2)	1), (3)	"VOXTEL" Company has the exclusive right to operate on the territory of the Republic of Moldova. None as of 31 August 2002.	1) None 2) None 3) None 4) None.	
		2)	None.		
		4)	Unbound except as indicated in the horizontal section.		

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(d) Business network services (CPC 7522)	1), 3) None as of 31 December 2003. Monopoly of the "Moldtelecom" State Company. 2) None. 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None 4) None.	
(e) Packet-switched data transmission services; (CPC 75232*)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(f) Telegraph and telex services; (CPC 7522 and 7523**)	1), 3) None as of 31 December 2003. Monopoly of the "Moldtelecom" State Company. 2) None. 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None 4) None.	
(g) Facsimile services; (CPC 7521**+7529**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(h) Private leased circuit services; (CPC 7522**+7523**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(i) Electronic mail (CPC 7523**);	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(j) Voice mail (CPC 7523**);	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(k) On-line information and database retrieval (CPC 7523**);	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(l) Electronic data interchange (EDI) (CPC 7523**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(m) Enhance/value-added facsimile services incl. Store and forward, store and retrieve	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(n) Code and protocol conversion	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(o) On-line information and/ or data processing (incl. Transaction processing) (CPC 843**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	
(p) Other telecommunications services	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitments.	1) None 2) None 3) None 4) None.	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
D. Audio-Visual Services (CPC 9611, 9612, 9613, 7524)	1) None 2) None. 3) Foreign natural and legal persons have the right to perform audio-visual services only within a joint venture. Majority ownership is allowed. For the foreign natural and legal persons holding the majority ownership in audiovisual company, participation in other audiovisual companies is limited to 20 per cent. 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None 4) None	
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES			
A. General Construction Work For Buildings (CPC 512)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) None	
B. General Construction Work For Civil Engineering (CPC 513)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section. 4) Unbound, except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) None 4) Unbound, except as indicated in the horizontal section.	
C. Installation and Assembly Work (CPC 514+516)	1) Unbound 2) None 3) Foreign persons are to provide services only in partnership with, or as subcontractors of, local service suppliers. 4) Unbound, except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments
D.	Building Completion and Finishing Work (CPC 517)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	
E.	Other (CPC 511+515+518)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	
4. DISTRIBUTION SERVICES						
(a)	Commission agents' services (CPC 621)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound except as indicated in the horizontal section	4)	None	
(b)	Wholesale trade services (CPC 622)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound except as indicated in the horizontal section	4)	None	
(c)	Retailing services (CPC 631+632; 6111+6113+6121)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound except as indicated in the horizontal section	4)	None	
(d)	Franchising (CPC 8929)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	
(e)	Other distribution services	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments
5. EDUCATION SERVICES						
(a)	Primary education services (CPC 921)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound except as indicated in the horizontal section	4)	None	
(b)	Secondary education services (CPC 922)	1)	None	1)	None	
		2)	None	2)	None	
		3)	Unbound except for privately funded primary schools constituted as juridical persons and subject to compliance with Government educational and health requirements.	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(c)	Higher education services (part of CPC 923)	1)	None	1)	None	
		2)	None	2)	None	
		3)	Unbound except for privately funded primary schools constituted as juridical persons and subject to compliance with Government educational and health requirements.	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	
(d)	Adult education (Part of the CPC 924)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	
(e)	Other educational services (CPC 929)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section.	4)	None	

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Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments
6. ENVIRONMENTAL SERVICES						
(a)	Sewage services (CPC 9401)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(b)	Refuse disposal services (CPC 9402)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(c)	Sanitation and similar services (CPC 9403)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(d)	Other environmental services (CPC 9404, CPC 9405, CPC 9406, CPC 9409)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
7. FINANCIAL SERVICES						
Additional information for transparency and clarification purposes: Normal prudential measures are applied to financial (insurance, reinsurance, banking and securities) institutions, with a view to protecting the investors, depositors and to ensure the stability of the financial system. The establishment and the activities of insurance and reinsurance companies are subject to the authorization from the insurance Activity Surveillance Body with Ministry of Finance.						
A. Insurance and Insurance-Related Services						
(a)	Life, accident and health insurance services (CPC 8121)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(b)	Non-life insurance services (CPC 8129)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments
(c)	Reinsurance and retrocession (CPC 81299*)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(d)	Services auxiliary to insurance (incl. broking and agency services) (CPC 8140)	1)	Unbound	1)	Unbound	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
BANKING SECTOR						
<p>All the commitments in this Schedule are subject of the laws of the Republic of Moldova, as well as regulations, norms and instructions of the National Bank of Moldova. In particular, these commitments are subject of the Law on the National Bank of Moldova (no.548-XIII from July 21, 1995), Law on Financial Institutions (nr.550-XIII from July 21, 1995) and all normative acts issued pursuant to these laws.</p> <p>The National Bank of Moldova has the right to impose additionally to financial institutions other than bank provisions of the Law on Financial Institutions that refer to banks.</p> <p>Local banks or subsidiaries of foreign banks (thereafter – “bank”) can be engaged into financial activities on the territory of the Republic of Moldova after getting the respective license from the National Bank of Moldova. The number of types of financial activities, which a bank can perform, depends on the bank’s capital amount. There are certain types of financial activities which may be performed by banks with a capital from the minimum quantum to double quantum of the minimum amount of required capital (MRC), by banks with a capital bigger than double quantum and lower than triple quantum of the MRC and by banks with a capital bigger than triple quantum of MRC.</p> <p>The National Bank of the Republic of Moldova has the exclusive right to establish and change the minimum amount of required capital for establishing banks and the maximum quota of each shareholder. The National Bank may set different levels of the minimum capital for banks to be established in areas with different demographics. The requirements should be the same for all banks established in the same area.</p> <p>The representative offices of foreign banks may not be engaged in financial activity on the territory of the Republic of Moldova and cannot be licensed by the National Bank of Moldova.</p> <p>Residents shall be obligated to register at the National Bank of Moldova all transactions associated with the receiving of loans and guarantees from non-residents, as well as the receiving of foreign capital. Residents must obtain the authorization of the National Bank of Moldova for each transaction of granting loans and guarantees to non-residents, as well as for other transfers of capital to non-residents</p>						
B.	Banking and Other Financial Services (excluding insurance) (CPC 81115-81119, 8113, 8112, 81339**, 81199**, 81333, 81321*, 8132, 8119+**, 81323*, 81319**, 8131, 8133)	1)	Unbound It is necessary the authorization of the National Bank of Moldova (NBM) for the export of capital concerning the access of a certain quantity of securities of non-resident issuers for their circulation on the territory of the Republic of Moldova.	1)	Unbound	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(a) Acceptance of deposits and other repayable funds from the public (CPC 81115-81119)	One investor – resident or non-resident – is permitted to own not more than 50% of the volume of State securities with the same ISIN (International Standard Identification number), offered for sale on the primary market or being in circulation. 2) Unbound Residents need the authorization of the National Bank of Moldova to export the capital abroad.	2) Unbound	
(b) Lending of all types, including consumer credit, mortgage credit, factoring and financing of commercial transactions (CPC 8113) (c) Financial leasing (8112) (d) All payment and money transmission services (CPC 81339**) (e) Guarantees and commitments (CPC 81199**)	1),3) Unbound No one shall perform financial activities without the licence issued by the National Bank of Moldova In accordance with the provisions of the Law on Financial Institution, banks, including those with participation of foreign capital, shall be organized as joint stock companies. On the territory of the Republic of Moldova a foreign bank can perform financial activity through its subsidiary*, for which the National Bank of Moldova issues the relevant licence. The subsidiary of a foreign bank shall be organized in the Republic of Moldova as legal entity in form of joint stock company. Later, on the base of the subsidiary, the creation of branches** is admitted.	3) None if the banks have the licence issued by the NB M.	

* Subsidiary – means any legal entity in which another entity or group of entities acting in concert holds: the equivalent of 50% or more of the voting shares; a significant interest that permits such other entity or group of entities to exercise effective control over the management and activity of subsidiary

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<p>(f) Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:</p> <ul style="list-style-type: none"> - money market instruments (cheques, bills, certificates of deposits, etc.) (81339**) - foreign exchange (81333) - derivative products including, but not limited to, futures and options (81339*) - exchange rate and interest rate instruments, including products such as swaps, forward rate agreements, etc. (81339**) - transferable securities (CPC 81321*) - other negotiable instruments and financial assets, including bullion (81339*) <p>(g) Participation in issues of all kinds of securities, including underwriting and placement as agent (whether publicly or privately) and provision of service related to such issues (8132)</p> <p>(h) Money broking (81339**)</p>	<p>The licence to a non-resident bank to be engaged in the activity on the territory of the Republic of Moldova though it subsidiary (branch) is granted only if:</p> <p>(a) the non-resident bank is authorized to be engaged in the business of receiving money deposits or other repayable funds in the country where its head office is located;</p> <p>(b) the competent foreign authorities that supervise the financial activities at the head office of the non-resident bank have given their written consent to the granting of such licence;</p> <p>(c) the National Bank determines that the non-resident bank is adequately supervised, in a consolidated basis, by the above mentioned foreign authorities.</p> <p>The payment for the shares of the bank should be made only in cash from own funds. Non-cash assets may not be used to purchase the bank shares.</p> <p>The transfer by transactions of an equity interest of a bank shall require the prior written authorization of the National Bank of Moldova if, as a result of such transfer, any one person or a number of persons acting in concert would, directly or indirectly, hold a significant interest* in the capital of this bank.</p>		

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector		Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(i)	Asset management, such as cash or portfolio management, all forms of collective investment management, pension fund management, custodial, depository and trust services (8119+**, 81323*)	Without prior written authorization of the National Bank of Moldova, no one bank shall, individually or in common with one or more other persons acting in concert, directly or indirectly:		
(j)	Settlement and clearing services for financial assets, including securities, derivative products, and other negotiable instruments (81339** or 81319**)	(a) hold in a legal entity, that is engaged in other activities than financial ones, an equity interest which either represents a significant interest or exceeds, as to its current value, the equivalent of 15% of the bank's regulatory capital;		
(k)	Advisory and other auxiliary financial services on all the activities listed in Article 1B of MNT.TNC/W/50, including credit reference and analysis, investment and portfolio research and advice, and advice on acquisitions and on corporate restructuring and strategy (8131 or 8133)	(b) hold total current value of such equity interests that exceed the equivalent of 50% of the bank's regulatory capital. No one person other than banks shall accept personal (household) deposits or their equivalents. Acceptance of deposits from the State treasury or from other State bodies requires the authorization of the National Bank of Moldova.		
(l)	Provisions and transfer of financial information, financial data processing and related software by providers of other financial services (8131)	Granting of credits in foreign currency, including granting through credit cards is subject to limitations. The transfers in Moldovan Lei from one bank of Moldova to another bank in Moldova are made through correspondent accounts, which should be opened, with the National Bank of Moldova.		

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	<p>Institutions, other than banks, are required to have the authorization of the National bank of Moldova for buying and selling foreign currency and traveller's checks in foreign currency. Such institutions should be established as exchange office – legal entity and have no right to be engaged in other operations.</p> <p>Professional activity with securities can be realized only after the State Commission for Securities Market issues the respective licence. Banks, which are engaged in professional activity with securities, obtain respective licences from the State Commission for Securities Market following the recommendation of National Bank of Moldova.</p> <p>Banks can perform commercial transactions with securities only with own resources. The banks may not be engaged in commercial activity with securities of issuers to which banks render services.</p> <p>4) Unbound.</p> <p>Impossibility for natural persons to practice financial activities.</p>	<p>4) Unbound</p>	

Note:

*Significant interest - means a direct or indirect holding of an interest in a legal entity, that represents the equivalent of 10 percent or more of the equity or of the voting rights, or that makes it possible to exercise a significant influence over the management or policies of that entity.

**Subsidiary – means any legal entity in which another entity or group of entities acting in concert holds:

- the equivalent of 50 percent or more of the voting shares;
- a significant interest that permits such other entity or group of entities to exercise effective control over the management and activity of subsidiary.

***Branch – means a separate entity, that is a legally dependent part of a bank and that conducts all or some financial activities

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector		Limitations on Market Access		Limitations on National Treatment		Additional Commitments
8. HEALTH-RELATED AND SOCIAL SERVICES						
(a)	Hospital services Private hospital and sanatorium services (CPC 9311 excluding services provided by the public sector)	1)	Unbound	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(b)	Social services CPC part of 933	1)	Unbound	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
9. TOURISM AND TRAVEL-RELATED SERVICES						
(a)	Hotels and restaurants (including catering) (CPC 641-643)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(b)	Travel agencies and tour operators' services (CPC 7471)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(c)	Tourist guides' services (CPC 7472)	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	
(d)	Other	1)	None	1)	None	
		2)	None	2)	None	
		3)	None	3)	None	
		4)	Unbound, except as indicated in the horizontal section	4)	None	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES			
A. Entertainment services (including theatre, live bands and circus services) (CPC 9619)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
B. News Agency Services (CPC 962)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
C. Libraries, archives, museums and other cultural services (CPC 963)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
D. Sporting and other recreational services (CPC 964)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
E. Other	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
11. TRANSPORT SERVICES			
A. Maritime Transport Services (CPC 7211, 7212, 7213, 8868**, 7214, 745**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
B. Internal Waterways Transport (CPC 7221, 7222, 7223, 8868**, 7224, 745**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
C. Air Transport Services			
(a) (b) Passenger and freight transportation (CPC 731, 732) (c) Rental of vessels with crew (CPC 734)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) None	
(d) Maintenance and repair of aircraft (CPC 8868**)	1) Unbound 2) None 3) An authorization from the Administration of Civil Aviation is required. 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) Unbound, subject to MFN exemption 4) Unbound, except as indicated in the horizontal section.	
(e) Supporting services for air transport (CPC 746) Sales and marketing services for air transport; Computer reservation systems	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) Unbound 2) None 3) None 4) None	
D. Space Transport (CPC 733)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	
E. Rail Transport Services (CPC 7111, 7112, 7113)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section	1) None 2) None 3) None 4) None	

Modes of supply: (1) Cross border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or Sub-Sector	Limitations on Market Access		Limitations on National Treatment		Additional Commitments
F. Road Transport Services (a) (b) Passenger and freight transportation (CPC 7121, 7122, 7123, less cabotage services)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section	4)	None	
G. Pipeline Transport (CPC 7131, 7139)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section	4)	None	
H. Services Auxiliary To All Modes Of Transport (CPC 741, 742, 748, 749)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section	4)	None	
I. Other Transport Services	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section	4)	None	
12. Other Services Not Included Elsewhere (95+97+98+99)	1)	None	1)	None	
	2)	None	2)	None	
	3)	None	3)	None	
	4)	Unbound, except as indicated in the horizontal section	4)	None	

LIST OF MFN EXEMPTIONS FOR REPUBLIC OF MOLDOVA

Sector or sub-sector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for exemption
Road Transport Passenger and Freight	Measures applied under existing or future agreements and which reserve or limit the provision of transport services and specify operating conditions, including transit permits and/or preferential road taxes of transport services into, in, across and out of the Republic of Moldova to the parties concerned. Road cabotage is reserved to domestic registered vehicles.	All countries with which agreements are or will be in force.	Indefinite.	To protect the integrity of road transport infrastructure and the environment and to regulate traffic rights in the territory of the Republic of Moldova and between the countries concerned.
Sale and marketing of air transport services and computer reservation systems	The right for sales and marketing of air transport services is granted on a reciprocity basis.	All countries	Indefinite	The reciprocity requirement is the reason for the exemption.

ATTACHMENT TO SCHEDULE OF THE REPUBLIC OF MOLDOVA

(Reference Paper)

1. Transparency of Regulations

1.1 The laws and regulations on services in the telecommunication sector shall be published.

1.2 Advises and explanations in regard with the regulations concerning the basic telecommunication services will be offered to the public if any of its rights are affected.

1.3 The Ministry of Transports and Communications, as Administration of telecommunications, regulates the activity of the transportation sector through the following:

- issuance of licenses in the telecommunication sector;
- establishment of rules regarding the interconnection among networks and their numbering;
- certification and authorization of the equipment and cables;
- elaboration and promotion of the pricing policy,
- administering the radio frequency spectrum.

1.4 The telecommunication' administration informs the public on the development strategy in the telecommunication sector, as well as it supervises how telecommunication operators fulfil their duties.

1.5 The telecommunication administration will be ascertained that:

- the rights stipulated in the license are ensured and protected;
- the decisions and resolutions are made in an open, fair, non-discriminating, coherent and transparent way;
- individuals affected by the adopted decisions and resolutions can express their point of view.

1.6 Individuals affected by the decision or resolution adopted by the telecommunication administration can appeal during a period of 30 days either to the Supreme Court of Justice or, if there is the case, to the arbitration that will settle all the disputes within 90 days.

1.7 Individuals, affected by the decision or resolution adopted by the employees of telecommunication administration, have the right to appeal during a period of 30 days, starting with the day when the decision was taken, to the telecommunication administration that will clear up the dispute within 30 days from the day when the appeal was received.

2. Interconnection and Numbering

2.1. In the event a service supplier is unable to reach agreement with any or dominant service supplier or interconnection, following a reasonable amount of time, either party may refer the dispute to the Administration of telecommunications in Republic of Moldova.

2.2. Service supplier shall be required to disclose information concerning technical measures/parameters that will affect use of such facilities for other service suppliers.

2.3. The Administration of telecommunications shall exercise all power to enable it to effectively provide guidelines for, and determine, the terms of interconnection arrangements between licensees where the parties are unable to agree.

2.4. The Administration of telecommunications shall develop/assign non-discriminatory national telecommunication numbering plans.

3. Competitions Safeguards and Standards

3.1. When facilities-based service supplier with dominant market position is found engaged in unfair or anti-competitive practices, remedial measures will be available

3.2. When dominant service supplier provides a competitive service he shall establish separate accounting procedure for the competitive service. Cross subsidy is not permitted.

3.3. The Administration of telecommunications shall notify and publish regulations for establishing national standards for telecom equipment and services. The Administration of telecommunications can specify different standards for different classes of telecom equipment/services and establish procedure for testing.

3.4. The type of telecom equipment that may be used for the establishment, maintenance or operation of telecom systems or services will be accepted only through auction.

4. Tariff Regime

The Administration of telecommunications in accordance with the regulations including following principles shall regulate the level of tariffs for telecom services including basic telephone service:

4.1. The regulations shall apply equally to comparable provider/users of any regulated telecom service;

4.2. The criteria used for the establishment of tariff shall regularly be published 1-1,5 months before the criteria are adopted;

4.3. Tariffs shall be at a level which provides a reasonable rate of return on investments taking into account the cost of operation; and

4.4. The cross-subsidization in telecom services shall be permitted only with except in strictly determinate conditions.
