

**Section B**

**Thailand's Schedule**

Modes of Supply:	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Limitation on National Treatment	Additional Commitments
<b>I. HORIZONTAL COMMITMENTS</b>				
ALL SECTORS INCLUDED IN THIS SCHEDULE	(3) Unless otherwise specified at the sector- specific level, commercial presence in sectors or sub-sectors in this schedule is permitted only through limited liability company which is registered in Thailand, pursuant to Thai laws and regulations, with foreign equity participation not exceed seventy percent (70%) of the registered capital and shall only operate through joint-venture with a juridical person of Thai national.	(3) Legal entity which is owned or controlled by foreigner(s) must meet the requirements as stipulated by laws and regulations regarding foreign investment.  Prior to obtaining a license or certificate, legal entity which is owned or controlled by foreigner(s) must meet the criteria required by relevant authorities.  In establishing its commercial presence, a legal entity which is owned or controlled by foreigner(s) must apply for a certificate of business operation pursuant to a treaty or obligation under section XI of the Foreign Business Act; Ministerial Regulation Prescribing Rules and procedures Pertaining to the Application for a Foreign Business certificate B.E. 2546 (2003). According to article XIV and XIV bis of GATS, service supplier is required to comply with section V of the Foreign Business Act.  Unbound for the measures pertaining to subsidies or privileges, minimum capital requirements, acquisition and usage of		

<sup>13</sup> The scope and classification of sub-sectors contained in this schedule, unless otherwise specified, corresponds to the explanatory notes for services listed in the 1991 Central Product Classification (CPC) of the United Nations Statistical Office, while the ordering is based on the Services Sectoral Classification List set out in document MTN.GNS/W/120 dated 10 July 1991.

Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
		land, taxation measures, and nationality requirement.		
	<p>(4) Temporary movement of natural persons is <u>unbound except</u> in the following categories:</p> <p>I. Business Visitor :</p> <p>A natural person who stays in Thailand for the purpose of participating in business meetings or contacts, entering into contract to sell or purchase services, visiting of business establishments or other similar activities and entering with a purpose to establish a commercial presence in Thailand. Such temporary entry will be permitted for an initial period of not more than ninety (90) days and may be extended for a further period of not more than one (1) year.</p> <p>II. Intra-corporate Transferee :</p> <p>A corporate transferee of the managerial or executive level or a specialist provided that such person has been employed by the company concerned outside Thailand for a period of not less than one (1) year immediately preceding the date of his or her application for admission and has satisfied the criteria for</p>	(4) Unbound, except as provided in the MA column		

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
	<p>management needs<sup>14</sup> stipulated by the Department of Employment. The temporary stay is limited to a one (1) year period and may be extended for a further three terms of not more than one (1) year each.</p>			
	<p>(3), (4) Acquisition and usage of land: according to the Land Code of Thailand, foreign nationals or domestic companies which are deemed foreigners are not allowed to purchase or own land in Thailand. However, they may lease land and own buildings.</p> <p>A natural person or juridical person of another member that acquires or gains ownership of land, shall be deemed ineligible to exercise rights and privileges under this agreement</p>	<p>(3), (4) The board of directors, including administrative and executive position or alike in the legal entity must be of Thai national and have permanent domicile in Thailand. The person or the representative of the juridical person who apply for a license must be of Thai national.</p> <p>A natural person or a juridical person who receive other special privileges or incentives from Thai authorities other than those provided under this agreement may not claim benefits under this agreement.</p>		
<b>II. SECTOR SPECIFIC COMMITMENTS</b>				
<b>BUSINESS SERVICES</b>				
<b>A. Professional Services</b>				
(a) Legal advisory for drafting of documents concerning only international commercial law,	(1) None (2) None	(1) None (2) None		

<sup>14</sup> In considering managerial needs, the following facts shall be taken into consideration by the relevant authority, namely: (1) size of fully paid-up capital; (2) employment creation; (3) extent of foreign investment; (4) export promotion; (5) transfer of technology; (6) special needs of the management.

Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>15</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
excluding local laws and regulations (CPC 1.1: 82119** <sup>15</sup> )	(3) None (4) Unbound	(3) None (4) Unbound		
(e) Engineering advisory and pre-design services for traffic control systems (CPC 1.1: 83339)	(1) None (2) None (3) None (4) Unbound	(1) Services must be authenticated by licensed engineer in Thailand (2) None (3) None (4) Unbound		
(f) Integrated engineering services  Integrated engineering services for traffic control systems (CPC 1.1: 83319)	(1) None (2) None (3) None (4) Unbound	(1) Services must be authenticated by licensed engineer in Thailand (2) None (3) None (4) Unbound		
(g) Urban planning services  Development services for programmes concerning land use, site selection, control and utilization, road systems and servicing of land with a view to creating and maintaining systematic, coordinated urban development (CPC 1.1: 83221**)	(1) None (2) None (3) None (4) Unbound	(1) Services must be authenticated by licensed architect in Thailand (2) None (3) None (4) Unbound		

<sup>15</sup> The “\*\*” indicates that the service specified constitutes only a part of the total range of activities covered by the CPC concordance.

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
(k) Other professional services	(1) None	(1) None		
Weather forecasting and meteorological services (CPC 1.1: 83550)	(2) None	(2) None		
	(3) None	(3) None		
	(4) Unbound	(4) Unbound		
<b>B. Computer and Related Services</b>				
(a) Hardware consultancy services (CPC 1.1: 83141**)	(1) None	(1) None		
	(2) None	(2) None		
	(3) None	(3) None		
	(4) Unbound	(4) Unbound		
(b) Software consultancy services (CPC 1.1: 83142**)	(1) None	(1) None		
	(2) None	(2) None		
	(3) None	(3) None		
	(4) Unbound	(4) Unbound		
(c) Data processing services (excluding those provided over public telecommunications network) (CPC 1.1: 85960)	(1) None	(1) None		
	(2) None	(2) None		
	(3) None	(3) None		
	(4) Unbound	(4) Unbound		
(d) Data base services (excluding those provided over public	(1) None	(1) None		

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telecommunications network) (CPC 844)	(2) None (3) None (4) As indicated in the horizontal section	(2) None (3) None (4) As indicated in the horizontal section		
<b>C. Research and development services</b>				
(a) Research and experimental development on physical sciences (CPC 1.1: 81110)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
(b) Research and experimental development services in linguistics and languages (CPC 1.1 : 81240)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
(c) Interdisciplinary R&D services  Interdisciplinary research and experimental development services (CPC 1.1: 81300)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
<b>E. Rental/Leasing Services without Operator</b>				

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Sector of Subsector <sup>13</sup>		Limitation on Market Access		Limitation on National Treatment	Additional Commitments
(a) Relating to ships:		(1) None		(1) None	
Leasing or rental services concerning non-Thai flag vessels without operator (CPC 1.1: 73115)		(2) None		(2) None	
This subclass does not include:		(3) None		(3) None	
- leasing, renting or hiring services concerning vessels for coastal and transoceanic water transport with operator, 65130.		(4) Unbound		(4) Unbound	
- leasing, renting or hiring services concerning cabotage and inland water vessels with operator, 65230.					
- leasing, renting or hiring services concerning pleasure craft, 73240.					
(c) Relating to other transport equipment :		(1) None		(1) None	
- Leasing or rental services concerning space transport without operator		(2) None		(2) None	
		(3) None		(3) None	
		(4) Unbound		(4) Unbound	
- Computer server		(1) None		(1) None	
(CPC 1.1 : 73124)		(2) None		(2) None	
		(3) None		(3) None	
		(4) Unbound		(4) Unbound	
(e) Leasing or rental services		(1) None		(1) None	

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concerning furniture (CPC 1.1: 73230**)	(2) None (3) None (4) Unbound	(2) None (3) None (4) Unbound		
<b>F. Other Business Services</b>				
(a) Advertising services	(1) None	(1) None		
Sale of internet advertising space (except on commission) (CPC 1: 83633)	(2) None (3) None (4) Unbound	(2) None (3) None (4) Unbound		
(b) Market research services (excluding public opinion polling services) (CPC 1.1: 83700)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
(c) General management consulting services (CPC 86501) provided exclusively through regional operating headquarters (ROH), ROH's associated company or foreign branch.	(1) None (2) None (3) - Foreign equity participation of up to one hundred percent (100%) is permitted - A debt to equity ratio of 3:1 or lower shall be maintained (4) Unbound	(1) None (2) None (3) None (4) Unbound		
Human resource management	(1) None	(1) None		



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consulting services (CPC 1.1: 83113)	(2) None (3) None (4) Unbound	(2) None (3) None (4) Unbound		
(e) Technical testing and analysis services  Composition and purity testing and analysis services (CPC 1.1: 83561)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
(j) Services incidental to energy distribution, on fee or contract basis (excluding transport-related services on a fee or contract basis of petroleum and natural gas)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
(m) Related scientific and technical consulting services:  Scientific consulting services from mathematicians and statisticians (CPC 1.1: 83139**)	(1) Unbound* (2) None (3) None (4) Unbound	(1) Unbound* (2) None (3) None (4) Unbound		
(n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment):	(1) Unbound* (2) None (3) None	(1) Unbound* (2) None (3) None		

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Repair services of medical, precision and optical instruments (CPC 1.1: 87154)	(4) Unbound	(4) Unbound	(4) Unbound	(4) Unbound	
(p) Photographic services:  Photography processing services (CPC 1.1: 83820**)	(1) None  (2) None  (3) None  (4) Unbound	(1) None  (2) None  (3) None  (4) Unbound	(1) None  (2) None  (3) None  (4) Unbound	(1) None  (2) None  (3) None  (4) Unbound	
(q) Packaging services (CPC 1.1: 85400)  This subclass does not include: - packing and crating services incidental to transport, cf. 64-67 - package design services, cf. 83490 - solely printing information on packaging materials, cf. 89121 - packaging services including processing of client owned materials into a different product (e.g. mixing water and concentrate to produce soft drinks, cooking fish prior to canning, blending creams and colouring materials into cosmetics), cf. 88 and 89	(1) Unbound*  (2) None  (3) None  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound	
(s) Convention services:  Annual international trade fair and exhibition organization services on a fee or contract basis (CPC 1.1: 85970**)	(1) Unbound*  (2) None  (3) None  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound	

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<b>COMMUNICATIONS SERVICES</b>			
<b>Telecommunications Services</b>			
<p>C. Telecommunications Services</p> <p><u>Commitments undertaken in this offer are subject to the following general conditions:</u></p> <ul style="list-style-type: none"> <li>- Any person or juridical person who intends to operate a telecommunication business in Thailand shall obtain a license from designated national authority(s).</li> <li>- Licenses are granted only to service suppliers duly constituted according to the Thai legislation, which requires head office and management located in the Thai territory.</li> <li>- The service provider shall operate for public use through existing facilities licensed by the designated national authority(s).</li> <li>- The designated national authority(s) may prohibit the license application or terminate the license of any telecommunication businesses which deemed to have any act of “business control” by a juridical person who is not of Thai national.</li> <li>- Basic necessary new telecommunication Acts are now in force. Commitments on public telecommunication services will be introduced and carried out in accordance with the implementing rules and regulations to be issued by virtue of those acts.</li> </ul>			

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
Public local, domestic long distance and international services:  (a) Fixed-line voice telephone services  (a) Mobile telephone services (CPC 75213)  Paging services (CPC 75291)	(1) None, other than - traffic shall be routed through a gateways in Thailand operated by a suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.  (2) None, other than - traffic shall be routed through a gateways in Thailand operated by a suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.  (3) - Shall be a Thai registered company with foreign equity participation not exceeding forty nine percent (49%) of the registered capital  - Must use networks operated by suppliers duly licensed  (4) As indicated in the horizontal section	(1) None       (2) None       (3) None       (4) As indicated in the horizontal section	Telecommunication Acts are now in force. However, regulatory rules and regulations are gradually introduced-commencing from the year of 2006. Thailand will introduce into its Schedule of Specific Commitments on public telecommunication services its treatment on the subjects relating to competitive safeguards, interconnection, universal service, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.	
Telex services (CPC 7523*)  (e) Telegraph services (CPC 7523**)	(1) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the	(1) None	Thailand will introduce into its Schedule of Specific Commitments on public telecommunication services its treatment on the subjects relating to competitive safeguards, interconnection, universal service,	

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(f) Facsimile services (CPC 7521**+7529**)	<p>supplier duly licensed of both ends.</p> <p>(2) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.</p> <p>(3) None</p> <p>(4) Unbound</p>	<p>(2) None</p> <p>(3) None</p> <p>(4) Unbound</p>	public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.	
(h) Electronic mail (CPC 7523**)	<p>(1) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.</p> <p>(2) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.</p> <p>(3) None</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>		
(i) Voice mail (CPC 7523**)				

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	(4) As indicated in the horizontal section	(4) As indicated in the horizontal section		
(j) Data base access services (part of CPC 7523)	<p>(1) Service providers must use networks operated by suppliers duly licensed</p> <p>(2) None</p> <p>(3) - Shall be a Thai registered company with foreign equity participation not exceeding twenty five percent (25%) of the registered capital - Must use networks operated by suppliers duly licensed</p> <p>(4) As indicated in horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) No limitations as long as foreign equity participation does not exceed twenty five percent (25%)</p> <p>(4) As indicated in the horizontal section</p>		
<p>(j) On-line information and data base retrieval (CPC 7523**)</p> <p>(n) On-line information and/or data processing services provided over public telecommunications network (part of CPC 843, excluding transaction processing)</p>	<p>(1) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.</p> <p>(2) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.</p> <p>(3) - Shall be a Thai registered company with foreign equity</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	<p>Telecommunication Acts are now in force. However, regulatory rules and regulations are gradually introduced commencing from the year of 2006. Thailand will introduce into its Schedule of Specific Commitments on public telecommunication services its treatment on the subjects relating to competitive safeguards, interconnection, universal service, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.</p>	

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
	<p>participation not exceeding twenty five percent (25%) of the registered capital - Must use networks operated by suppliers duly licensed</p> <p>(4) As indicated in the horizontal section</p>	(4) As indicated in the horizontal section		
(o) Other:				
Telecommunications terminal equipment leasing services (CPC 75410)	<p>(1) None, subject to commercial arrangement with licensed operators</p> <p>(2) None</p> <p>(3) Shall be a Thai registered company with foreign equity participation not exceeding forty nine percent (49%) of the registered capital</p> <p>(4) As indicated in the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) As indicated in the horizontal section</p>		
Telecommunications equipment sales services (CPC 75420**)	<p>(1) None</p> <p>(2) None</p> <p>(3) Shall be a Thai registered company with foreign equity participation not exceeding forty nine percent (49%) of the registered capital</p> <p>(4) As indicated in the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) As indicated in the horizontal section</p>		
Telecommunications consulting	<p>(1) None</p> <p>(2) None</p>	<p>(1) None</p> <p>(2) None</p>		

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
services (CPC 75440)	(3) None  (4) As indicated in the horizontal section	(3) None  (4) As indicated in the horizontal section		
Dedicated network services (CPC75222)	(1) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.  (2) None, other than - traffic shall be routed through gateways in Thailand operated by suppliers duly licensed; - the provision of concerned services shall be agreed by the supplier duly licensed of both ends.  (3) - Shall be a Thai registered company with foreign equity participation not exceeding twenty five percent (25%) of the registered capital - Must use networks operated by suppliers duly licensed  (4) As indicated in the horizontal section	(1) None  (2) None  (3) None  (4) As indicated in the horizontal section	Telecommunication Acts are now in force. However, regulatory rules and regulations are gradually introduced commencing from the year of 2006. Thailand will introduce into its Schedule of Specific Commitments on public telecommunication services its treatment on the subjects relating to competitive safeguards, interconnection, universal service, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.	
Videotext  Teleconference	(1) - Service providers must use public telecommunication network under national telecommunication	(1) None		



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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
Domestic leased circuits	<p>authorities</p> <ul style="list-style-type: none"> <li>- Radio application service is subject to frequency availability</li> </ul> <p>(2) None</p> <p>(3) - Shall be a Thai registered company with foreign equity participation not exceeding forty percent (40%) of the registered capital and the number of foreign shareholders must not exceed forty percent (40%) of the total number of shareholders of the company</p> <ul style="list-style-type: none"> <li>- Must use public telecommunication network under national telecommunication authorities</li> <li>- Selection of service providers shall be based on open tender</li> </ul> <p>(4) As indicated in the horizontal section</p>	<p>(2) None</p> <p>(3) No limitation as long as foreign equity participation does not exceed forty percent (40%)</p> <p>(4) None</p>		
<b>D. Audiovisual Services</b>				
(a) Video tape production services for scientific education (CPC 1.1: 96121**)	<p>(1) Unbound</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound</p>	<p>(1) Unbound</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound</p>		
(e) Production of sound recording for higher education in University only (excl. all broadcasting and AV services)	<p>(1) None</p> <p>(2) None</p>	<p>(1) None</p> <p>(2) None</p>		

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	(3) None (4) Unbound	(3) None (4) Unbound	(3) None (4) Unbound	(3) None (4) Unbound	
E. Other  Communication equipment maintenance services on a fee or contract basis (CPC 75450)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	
<b>CONSTRUCTION SERVICES</b>					
A. General construction work for Buildings  General construction services of mines and industrial plant (CPC 1.1 54260) This subclass does not include construction services of warehouses and industrial buildings, cf. 54121	(1) Unbound* (2) None (3) None (4) Unbound	(1) Unbound* (2) None (3) None (4) Unbound	(1) Unbound* (2) None (3) None (4) Unbound	(1) Unbound* (2) None (3) None (4) Unbound	
B. General construction work for Civil Engineering  Excavating and earthmoving services (CPC 517 1.1 : 54330)  Of harbours, waterways, dams, irrigation and other water works (CPC 1.1: 54230)					
C. Installation and assembly work					

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Installation and Assembly Work Assembly and erection of Prefabricated constructions (CPC1.1 : 54400)  D. Building completion and finishing work  Glazing services (CPC 1.1 : 54710)  E. Other: Renting services related to equipment for construction or demolition of buildings or civil engineering works, with operator (CPC 1.1 : 54800)				
Construction services relating to basic services to the public in public utilities or transport requiring special tools, machinery, technology or construction expertise (CPC 51**)	(1) Unbound*  (2) None  (3) - Foreign equity participation of up to one hundred percent (100%) is permitted - A debt to equity ratio of 3:1 or lower shall be maintained - Minimum paid-up registered capital of 1,000 million baht is required.  (4) Unbound	(1) Unbound*  (2) None  (3) None  (4) Unbound		
<b>DISTRIBUTION SERVICES</b>				
A. Commission Agents' Services	(1) None	(1) None		
Sales, on a fee or contract basis, of	(2) None	(2) None		

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Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Limitation on National Treatment	Limitation on National Treatment	Additional Commitments
medical goods (CPC 62117**)	(3) None (4) Unbound	(3) None (4) Unbound	(3) None (4) Unbound	(3) None (4) Unbound	
B. Wholesale trade services:  Wholesale trade services, on a fee or contract basis, of medical goods (CPC 1.1: 61273)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	
Wholesale trade services relating to the distribution and installation of products manufactured by Chilean juridical persons established in Thailand	(1) None (2) None (3) - Foreign equity participation of up to one hundred percent (100%) is permitted - A debt to equity ratio of 3:1 or lower shall be maintained - The services must be provided by such juridical persons (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	
C. Retailing services  Retailing services by Foreign service supplier established in Thailand of the products manufactured in Thailand under its own brand (CPC 1.1: 624**)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	

Modes of Supply: 1) Cross-border supply 2) Consumption aboard 3) Commercial presence 4) Presence of natural persons

Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<b>EDUCATION SERVICES</b>			
<p><u>Commitments undertaken in this offer are subject to the following general conditions:</u></p> <ul style="list-style-type: none"> <li>- Specific commitments on Market Access and National Treatment through any mode of supply shall not be construed to apply to the recognition of degrees for the purpose of admission, registration and qualification for a higher education, employment or professional practice in Thailand</li> <li>- Services suppliers may be subject to notification or registration with the authority concerned.</li> </ul>			
C. Higher education services:	(1) None	(1) None	
Science and technology faculty (CPC 92390**)	(2) None	(2) None	
	(3) None	(3) At least half of the university council members must be of Thai nationality	
	(4) Unbound	(4) Unbound	
<b>ENVIRONMENTAL SERVICES</b>			
A. Sewage removal services usually provided using equipment such as waste pipes, sewers or drains (CPC 1.1: 94110**)	(1) None	(1) None	
	(2) None	(2) None	
	(3) None	(3) None	
	(4) Unbound	(4) Unbound	
B. Refuse Disposal Services	(1) Unbound*	(1) Unbound*	
Hazardous waste treatment and disposal services (CPC 1.1: 94222)	(2) None	(2) None	
	(3) None	(3) None	
	(4) Unbound	(4) Unbound	
C. Sanitation and Similar Services	(1) Unbound*	(1) Unbound*	
Beach cleaning services drain unblocking services	(2) None	(2) None	

Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
(CPC 1.1: 94390**)	(3) None (4) Unbound	(3) None (4) Unbound		
D. Marine environmental protection services (CPC 1.1 : 94900**)	(1) Unbound* (2) None (3) None (4) Unbound	(1) Unbound* (2) None (3) None (4) Unbound		
<b>HEALTH RELATED AND SOCIAL SERVICES</b>				
Specialised medical services provided in private hospital (CPC 1.1: 93122**)  This subclass includes: - consultation services in paediatrics, gynaecology-obstetrics, neurology and psychiatry - surgical consultation services - analysis and interpretation of medical images (x-ray, electrocardiograms, endoscopies and the like)  This subclass does not include services of medical laboratories, cf. 93199	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
(j) Nursing department of physiotherapeutic and paramedical services provided in a hospital. (CPC 1.1: 93191)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
A. Private hospital services	(1) None	(1) None	The person who applies for the	

Modes of Supply:		1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Limitation on National Treatment	Additional Commitments	
(CPC 1.1: 93110)  This subclass does not include: - services delivered by hospital out-patient clinics, cf. 9312 - dental services, cf. 93123 - ambulance services, cf. 93192 - military hospital services - prison hospital services - nursing services - chronic case services	(2) None (3) None (4) Unbound	(2) None (3) None (4) Unbound	(2) None (3) None (4) Unbound	license to operate must have a domicile in Thailand. One license can operate one overnight sanatorium only. This measure applies to both foreigners and Thais.	
B. Other human health services (CPC 1.1: 93199**)  Residential health facilities services other than hospital services, excluding non-overnight stay (CPC 1.1: 93193**)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	The person who applies for the license to operate must have a domicile in Thailand. One license can operate one overnight sanatorium only. This measure applies to both foreigners and Thais.	
C. Social services  Day-care services for children with disabilities (CPC 1.1: 93321)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
D. Other  Diagnostic imaging services without analysis or interpretation e.g. x-ray, ultrasound, and magnetic resonance imaging (MRI)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		

Modes of Supply: 1) Cross-border supply 2) Consumption aboard 3) Commercial presence 4) Presence of natural persons

Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<b>TOURISM AND TRAVEL RELATED SERVICES</b>			
A. Superior Deluxe or Six-star plus rated hotel (CPC 1.1: 63110**)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound	
Full restaurant services (food and beverage preparation and serving services with or without entertainment) (CPC 64210**)	(1) None (2) None (3) - Foreign equity participation of up to sixty percent (60%) is allowed - A debt to equity ratio of 3:1 or lower shall be maintained - Minimum paid-up registered capital of 50 million baht is required. - The facility must have a minimum area of 450 square meters. (4) Unbound	(1) None (2) None (3) None (4) Unbound	



Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
D. Other:	(1) None	(1) None		
Hotel management services (CPC 1.1: 63110**)	(2) None	(2) None		
	(3) None	(3) None		
	(4) As indicated in the horizontal section	(4) As indicated in the horizontal section		
<b>RECREATIONAL, CULTURAL AND SPORTING SERVICES</b>				
A. Entertainment services	(1) Unbound*	(1) Unbound*		
Amusement park (CPC 1.1: 96910**)	(2) None	(2) None		
	(3) None	(3) None		
	(4) Unbound	(4) Unbound		
Theme park services (CPC 96194**)	(1) None	(1) None		
Zoological garden services (CPC 96321**)	(2) None	(2) None		
	(3) - Foreign equity participation of up to sixty percent (60%) is allowed - A debt to equity ratio of 3:1 or lower shall be maintained - Minimum paid-up registered capital of 1,000 million baht is required. - A total area of not less than 200 rai is required.	(3) None		
	(4) Unbound	(4) Unbound		
Aquariums services (CPC 96321**)	(1) None	(1) None		

Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
	(2) None  (3) - Foreign equity participation of up to sixty percent (60%) is permitted - A debt to equity ratio of 3:1 or lower shall be maintained - Minimum paid-up registered capital of 200 million baht is required. - A total area of not less than 10 rai is required.  (4) Unbound	(2) None  (3) None  (4) Unbound		
C. Private library services (CPC 96311**)	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		
E. Other:  Marina Facilities (A small sea harbour with docking facilities for motor and sailing boats, Marina provide berths for long and short term use and some also offer boat charter)	(1) Unbound* (2) None (3) None (4) Unbound	(1) Unbound* (2) None (3) None (4) Unbound		
<b>TRANSPORT SERVICES</b>				
<b>A. Maritime Transport Services</b>				
(a) Passenger transportation(excluding	(1) None	(1) None		

Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
cabotage transport: as defined below - 3.1)	(2) None	(2) None		
International sea cruises (cruise carrier with more than 200,000 DWT capacity) (CPC 1.1: 65119**)	(3) None	(3) None		
This subclass does not include transportation of passengers on coastal route between domestic port.	(4) Unbound	(4) Unbound		
b) Freight transportation (excluding cabotage transport: as defined below - 3.1)				
Transoceanic water transport services of refrigerated freight by refrigerator vessels (CPC 1.1: 65121**)				
This subclass does not include coastal and transoceanic water transportation of chemical, liquid gas, any form of gages or any form of liquids cf. 65122				
(d) Maintenance and repair of vessels exceeding 100,000 DWT (CPC 8868**)	(1) None	(1) None		
	(2) None	(2) None		
	(3) None	(3) None		
	(4) Unbound	(4) Unbound		

Modes of Supply:		1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Limitation on National Treatment	Additional Commitments	Additional Commitments
(f) Supporting services for maritime transport  Port and water waterway operation service including marina facilities (A small sea, lake or river harbour with docking facilities for motor and sailing boats with maintenance and supply services and berths for long and short term use)	(1) None (2) None (3) - Foreign equity participation of up to sixty percent (60%) is allowed - A debt to equity ratio of 3:1 or lower shall be maintained (4) Unbound	(1) None (2) None (3) Service supplier must have facilities including a ship lifter, inland berthing, and a shipyard for maintenance and repair (4) Unbound			
Vessel salvage and refloating services (CPC 1.1 67630)  This subclass does not include: - towing services supplied to distressed vessels: - on coastal waters or on open sea, cf. 65140 - on inland waters, cf. 65240 - lifeboat services, marine fireboat services and other marine search and rescue services: - police services, cf. 91260 - marine fireboat services, cf. 91260 - other public order and safety affairs related services, cf. 91290	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound			
<b>D. Space Transport Services</b>					
Transport services via space (CPC 1.1: 66300) This subclass includes: - space passenger transportation services This subclass does not include:	(1) Unbound* (2) None (3) None	(1) Unbound* (2) None (3) None			

Modes of Supply:				
	1) Cross-border supply	2) Consumption aboard	3) Commercial presence	4) Presence of natural persons
Sector of Subsector <sup>13</sup>	Limitation on Market Access	Limitation on National Treatment	Additional Commitments	
- launching and placing of satellites in space - services provided by space laboratories	(4) Unbound	(4) Unbound		
<b>E. Rail Transport Services</b>				
(d) Maintenance and repair of rail - transport equipment on a fee or contract basis (CPC 8868)	(1) None (2) None (3) None (4) (a) As indicated in the horizontal section (b) Unbound for civil engineer	(1) None (2) None (3) None (4) As indicated in the horizontal section		
- Railway car cleaning services under the service contract of railway authority	(1) None (2) None (3) None (4) Unbound	(1) None (2) None (3) None (4) Unbound		

## Note to the Maritime Transport Schedule

1. Where road, rail, inland waterways and related auxiliary services are not otherwise fully covered in this schedule, a multimodal transport operator shall have the ability to rent or lease trucks, railway carriages or barges, and related equipment, for the purpose of inland forwarding of cargoes, or have access to and use of these forms of multimodal activities on reasonable and non-discriminatory terms and conditions for the purpose of carrying out multimodal transport operations.

2. "Reasonable and non-discriminatory terms and conditions" means, for the purpose of multimodal transport operations, the ability of multimodal transport operator to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which enter the port at a later date.

### 3. Definitions:

3.1 "cabotage": for the purpose of this schedule, means the transportation or towage of passengers or goods, between a port or place located in Thai waters and another port or place located in Thai waters.

3.2 "Other forms of commercial presence for the supply of international maritime transport services": for the purpose of this schedule, means the ability for international maritime transport service suppliers of other members to undertake locally the following:

(a) Marketing and sales of maritime transport services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself;

(b) The procurement, on their own account of any transport and related services, necessary for the supply of the integrated service;

(c) The preparation of documentation concerning transport documents, customer documents, or other document related to the origin and character of the goods transported; and

(d) Setting up of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally with any locally established shipping agency: As indicated in the horizontal section.

3.3 "Multimodal transport operator" means the person on whose behalf the bill of lading/multimodal transport document, or any other document evidencing a contract of multimodal carriage of goods, is issued and who is responsible for the carriage of goods pursuant to the contract of carriage.

- 3.4 "Freight forwarding services" means the activity consisting of organizing and monitoring shipment operations on behalf of shippers, through the procurement of transport and related services, preparation of documentation and provision of business information.
- 3.5 "Customs clearance services" means activities consisting of carrying out on behalf of another party customs formalities concerning the import, export or through transport of cargoes, whether this service is the main activities of the service supplier or a usual
- 3.6 "Maritime cargo handling services" means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dockers when this workforce is organised independently of the stevedoring or terminal operator companies. The activities include the organisation and supervision of:
- (a) the loading/discharging of cargo to/from a ship;
  - (b) the lashing/unlashing of cargo; and
  - (c) the reception/delivery and safekeeping of cargoes before shipment or after discharge.
- 3.7 "Maritime agency services" means activities consisting of representing as an agent, the business interests of one or more shipping lines, for the following purposes:
- (a) marketing and sales of maritime transport and related services, from quotation to invoicing, and issuing of bill of lading of the shipping lines; procurement and resale of the necessary related services, preparation of documentation, and provision of business information;
  - (b) acting on behalf of the shipping lines organizing the call of a ship or taking over cargoes when required.
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