

Thailand – Schedule Of Specific Commitments

For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
BUSINESS SERVICES			
A. Professional Services			
(a) Legal services (CPC 861)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound (2) None (3) None	
Legal advisory for drafting of documents concerning only international commercial law, excluding local laws and regulations (CPC Version 1.1: part of 82119)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(b) Accounting, auditing and bookkeeping services (CPC 862)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) Auditing must be authenticated by licensed auditor in Thailand (2) None (3) None	
Bookkeeping services, only for tax returns for its own affiliated company (CPC Version 1.1: part of 82220)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(c) Taxation Services (CPC 863 / 8630)	(1) None	(1) Tax filing must be authenticated by licensed tax auditor and/or licensed auditor in Thailand.	
	(2) None	(2) None	
	(3) As indicated in 3.3 of the horizontal section	(3) None	
Individual tax preparation and planning services for employees of its own affiliated company (CPC Version 1.1: 82320)	(1) None	(1) None	
	(2) None	(2) None	
	(3) As indicated in 3.1 of the horizontal section	(3) None	

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	d) At least half of its partner(s) or its managing partner must be the person of Thai nationality and obtain a license from the Architects Council.		
(d) Architectural advisory and pre-design services (CPC Version 1.1: 83211)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) Services must be authenticated by licensed architect in Thailand (2) None (3) None	

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(e) Engineering services (CPC 8672)	<p>(1) None</p> <p>(2) None</p> <p>(3) Commercial presence is permitted either in the form of a limited liability company or limited partnership or registered ordinary partnership whose head office is registered in Thailand and which meets the following conditions:</p> <p>a) As indicated in 3.3 of the horizontal section;</p> <p><u>Limited Liability Company</u></p> <p>b) At least half of its director(s), or its managing director must be a person of Thai Nationality and obtain a license from Council of Engineers;</p> <p><u>Limited Partnership or Registered Ordinary Partnership</u></p> <p>c) The managing partner or manager must be the person of Thai nationality; and</p>	<p>(1) Services must be authenticated by licensed engineer in Thailand</p> <p>(2) None</p> <p>(3) None</p>	

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	d) At least half of its partner(s), or its managing partner must be the person of Thai nationality and obtain a license from the Engineers Council.		
(e) Engineering advisory and pre-design services for traffic control systems (CPC Version 1.1: 83339)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) Services must be authenticated by licensed engineer in Thailand (2) None (3) None	
(f) Integrated engineering services Integrated engineering services for traffic control systems (CPC Version 1.1: 83319)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) Services must be authenticated by licensed engineer in Thailand (2) None (3) None	

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(g) Urban planning and landscape architectural services (CPC 8674)	<p>(1) None</p> <p>(2) None</p> <p>(3) Commercial presence is permitted either in the form of a limited liability company or limited partnership or registered ordinary partnership whose head office is registered in Thailand and which meets the following conditions:</p> <p> a) As indicated in 3.3 of the horizontal section</p> <p> <u>Limited Liability Company</u></p> <p> b) At least half of its director(s), or its managing director must be a person of Thai Nationality and obtain a license from the Architects Council;</p> <p> <u>Limited Partnership or Registered Ordinary Partnership</u></p> <p> c) The managing partner or manager must be the person of Thai nationality; and</p>	<p>(1) Services must be authenticated by licensed architect in Thailand</p> <p>(2) None</p> <p>(3) None</p>	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
	d) At least half of its partner or its managing partner must be the person of Thai nationality and obtain a license from the Architects Council.		
(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 Version 1.1: part of 83221)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) Services must be authenticated by licensed architect in Thailand (2) None (3) None	
(k) Other professional services Weather forecasting and meteorological services (CPC Version 1.1: 83550)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(d) Data base services (excluding those provided over public telecommunications network) (CPC 844)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(e) Other Computer services: Maintenance and repair services of office machinery and equipment including computers (CPC 84500)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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C. Research and development services			
(a) Research and development on natural sciences: research and experimental development on: <ul style="list-style-type: none"> - physical sciences (CPC 85101) - chemistry & biology (CPC 85102) - engineering & technology (CPC 85103) 	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
Research and experimental development on physical sciences (CPC Version 1.1: 81110)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(b) Research and experimental development services on: <ul style="list-style-type: none"> - economics (CPC 85202) - law (CPC 85203) - linguistics and languages (CPC 85204) 	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	

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Research and experimental development services in linguistics and languages (CPC Version 1.1: 81240)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(c) interdisciplinary research and experimental development services (CPC Version 1.1: 81300)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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D. Real Estate Services			
(a) Involving own or leased property: Renting or leasing services involving own or leased residential property (CPC 82101)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(b) On a fee or contract basis: Residential property management services on a fee or contract basis (CPC 82201)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
Residential condominium management services on a fee or contract basis (part of CPC 1.1 : 72211)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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E. Rental/Leasing Services without Operator			
(a) Relating to ships: Leasing or rental services concerning vessels (CPC 83103)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) Vessels registered under Thai flag may be granted rights and privileges in accordance with relevant Thai laws	

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<p>(a) Relating to ships:</p> <p>Leasing or rental services concerning non-Thai flag vessels without operator (CPC Version 1.1: 73115)</p> <p>This subclass does not include:</p> <ul style="list-style-type: none"> - leasing, renting or hiring services concerning vessels for coastal and transoceanic water transport with operator, 65130. - leasing, renting or hiring services concerning cabotage and inland water vessels with operator, 65230. - leasing, renting or hiring services concerning pleasure craft, 73240. 	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

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(c) Relating to other transport equipment : Private car (CPC 83101)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(c) Relating to other transport equipment : Leasing or rental services concerning space transport without operator	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(d) Relating to other machinery and equipment: <ul style="list-style-type: none">- Agricultural machinery and equipment without operator (CPC 83106)- Construction machinery and equipment without operator (CPC 83107)- Office machinery and equipment (incl. computer) without operator (CPC 83108)- Other machinery and equipment without operator (CPC 83109)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
- Computer server (CPC Version 1.1: 73124)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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(e) Other: Leasing or rental services concerning pleasure and leisure equipment (CPC 83204)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(e) Other: Leasing or rental services concerning furniture (CPC Version 1.1: 73230**)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(b) Market research services (CPC 86401)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
Market research services (excluding public opinion polling services) (CPC Version 1.1: 83700)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(b) Public opinion polling services (CPC 86402)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound (2) None (3) None	
(c) Management consulting services: General management consulting services (CPC 86501)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	

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(c) Management consulting services: - Financial management consulting services (CPC 86502 except business tax and except as provided in financial services sector)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
- Human resource management consulting services (CPC Version 1.1: 83113)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(d) Services related to management consulting: Project management services other than for construction (CPC 86601)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(d) Services related to management consulting: Planning related to production management (CPC Version 1.1: 83115) This subclass does not include consulting services for: - Human resources management consulting services - Marketing management consulting services - Financial management consulting services - General management consulting services - Other management consulting services	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(e) Technical testing and analysis services: - Composition and purity testing and analysis services (CPC Version 1.1: 83561)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
- Other technical testing and analysis services (CPC 86769)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	

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(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) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(k) Placement and supply services of personnel: Executive search services only for local employment (part of CPC 87201)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section. The managing partner and/or manager must be the person of Thai Nationality	(1) None (2) None (3) None	
Supply services of industrial workers, on a fee or contract basis to the clients Services consisting in supplying on a fee or contract basis to the clients, whether on a temporary or long-term basis, industrial workers hired by the supplier, who pays their emoluments. (part of CPC 87205)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(l) Investigation and Security: Alarm monitoring services for manufacturing factory (part of CPC 87303)	(1) None	(1) None	
	(2) None	(2) None	
	(3) As indicated in 3.1 of the horizontal section.	(3) None	
(m) Related scientific and technical consulting services: Oil and gas exploration	(1) Unbound*	(1) Unbound*	
	(2) None	(2) None	
	(3) As indicated in 3.3 of the horizontal section	(3) None	
(m) Related scientific and technical consulting services: Scientific consulting services from mathematicians and statisticians (CPC 1.1: part of 83139)	(1) Unbound*	(1) Unbound*	
	(2) None	(2) None	
	(3) As indicated in 3.1 of the horizontal section	(3) None	

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(n) Maintenance and repair of equipment (not including maritime vessel, aircraft or other transport equipment): Machinery and equipment, on a fee or contract basis (part of CPC 88620)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(n) Maintenance and repair of equipment (not including maritime vessel, aircraft or other transport equipment): Repair services of medical, precision and optical instruments (CPC Version 1.1: 87154)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	
(o) Building and cleaning services: Disinfecting and exterminating services (CPC 87401)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(o) Building and cleaning services: Window cleaning services (CPC Version 1.1: 85320)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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(p) Photographic services: Specialty photography services except aerial photography (part of CPC 87504)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(p) Photographic services: Photography processing services (CPC Version 1.1: part of 83820)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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(q) Packaging services (CPC 876)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
(q) Packaging services (CPC Version 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) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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(r) Publishing and printing services excluding publishing newspaper (CPC 88442)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
Book Binding Services (CPC 1.1 part of 89121)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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(t) Other: Translation and interpretation services (CPC 87905)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(t) Other: Translation and interpretation services (CPC Version 1.1: 83910)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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COMMUNICATIONS SERVICES			
B. Courier Services Bicycle courier services for food delivery (part of CPC Version 1.1: 64340)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Telecommunications Services

Commitments undertaken in this offer are subject to the following general conditions:

- Any person or juridical person who intends to operate a telecommunication business in Thailand shall obtain a licence from the designated national authority(s).
- 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.
- The service provider shall operate for public use through existing facilities licensed by the designated national authority(s).
- 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
- 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.

Public local, domestic long distance and international services: (a) Fixed-line voice telephone services (a) Mobile telephone services (CPC 75213)	(1) None, other than <ul style="list-style-type: none"> - 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. 	(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, public availability of licensing criteria, separation of regulatory
	(2) None, other than <ul style="list-style-type: none"> - 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	

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	(3) As indicated in 3.3 of the horizontal section.	(3) None	and operational functions, and the allocation and use of scarce resources.
<p>(d) Telegraph services (CPC 7523**)</p> <p>(e) Telex services (CPC 7523**)</p> <p>(f) Facsimile services (CPC 7521**+7529**)</p>	<p>(1) None, other than</p> <ul style="list-style-type: none"> - 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>(2) None, other than</p> <ul style="list-style-type: none"> - 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>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	<p>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 or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Private leased circuit services: Dedicated network services (CPC 75222)	(1) None, other than <ul style="list-style-type: none"> - 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 <ul style="list-style-type: none"> - 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) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) 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, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>Domestic leased circuits <i>(part of CPC 75299)</i></p>	<p>(1) (a) Service providers must use network operated by suppliers duly licensed (b) Radio application service is subject to frequency availability (2) None (3) (a) Shall be a Thai registered company with foreign equity participation not exceeding 40 per cent of the registered capital and the number of foreign shareholders must not exceed 40 per cent of the total number of shareholders of the company (b) Must use public telecommunication network under national telecommunication authorities (c) Selection of service providers shall be based on open tender</p>	<p>(1) None (2) None (3) No limitation as long as foreign equity participation does not exceed 40 percent</p>	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>(h) Electronic mail (CPC 7523**)</p> <p>(i) Voice mail (CPC 7523**)</p>	<p>(1) None, other than</p> <ul style="list-style-type: none"> - 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>(2) None, other than</p> <ul style="list-style-type: none"> - 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>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(j) On-line information and data base retrieval (CPC 7523**)	(1) None, other than <ul style="list-style-type: none"> - 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 <ul style="list-style-type: none"> - 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) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) 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, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(n) On-line information and/or data processing services provided over public telecommunications network (part of CPC 843, excluding transaction processing)	(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.	(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, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.
	(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.	(2) None	
	(3) As indicated in 3.1 of the horizontal section	(3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Data base access services (part of CPC 7523)	(1) Service providers must use networks operated by suppliers duly licensed (2) None (3) a) Shall be a Thai registered company with foreign equity participation not exceeding 25 per cent of the registered capital b) Must use networks operated by suppliers duly licensed	(1) None (2) None (3) No limitation as long as foreign equity participation does not exceed 25 per cent	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(o) Other: Paging services (CPC 75291)	(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) As indicated in 3.3 of the horizontal section.	(1) None (2) None (3) 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, public availability of licensing criteria, separation of regulatory and operational functions, and the allocation and use of scarce resources.

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Telecommunications terminal equipment leasing services (CPC 75410)	(1) None, subject to commercial arrangement with licensed operators (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Domestic VSAT	(1) a) Service providers must use network operated by suppliers duly licensed; b) Radio application service is subject to frequency availability (2) None (3) a) Shall be a Thai registered company with foreign equity participation not exceeding 40 per cent of the registered capital and the number of foreign shareholders must not exceed 40 per cent of the total number of shareholders of the company b) Must use public telecommunication network under national telecommunication authorities	(1) None (2) None (3) No limitation as long as foreign equity participation does not exceed 40 per cent	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Telecommunications equipment sales services (part of CPC 75420)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
Telecommunication Consulting Services (CPC 75440)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Videotext Teleconference	(1) (a) Service providers must use network operated by suppliers duly licensed (b) Radio application service is subject to frequency availability (2) None (3) (a) Shall be a Thai registered company with foreign equity participation not exceeding 40 per cent of the registered capital and the number of foreign shareholders must not exceed 40 per cent of the total number of shareholders of the company (b) Must use public telecommunication network under national telecommunication authorities (c) Selection of service providers shall be based on open tender	(1) None (2) None (3) No limitation as long as foreign equity participation does not exceed 40 percent	
Communication equipment maintenance services on a fee or contract basis (CPC 75450)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
D. Audiovisual Services			
(a) Motion picture and video tape production and distribution services :	(1) Unbound	(1) Unbound	
Film/video production and distribution services excluding promotion or advertising services (CPC 96112+96113)	(2) None	(2) None	
	(3) As indicated in 3.3 of the horizontal section	(3) None	
Video tape production services for scientific education (CPC 1.1: part of 96121)	(1) None	(1) None	
	(2) None	(2) None	
	(3) As indicated in 3.1 of the horizontal section	(3) None	
B) Motion picture projection services:	(1) None	(1) None	
Video projection services in private screening rooms, excluding all broadcasting and AV services (part of CPC 96122)	(2) None	(2) None	
	(3) As indicated in 3.1 of the horizontal section	(3) None	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(c) Radio/television services - Production services of radio programmes (CPC 96131) - Production services of television programmes (CPC 96132)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound (2) None (3) None	
Production services of television programmes, live or recorded, excluding all broadcasting and AV services (part of CPC Version 1.1: 96121)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(e) Sound recording: Production of sound recording only (excl. all broadcasting and AV services)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
Production of sound recording for higher education in University only (excl. all broadcasting and AV services)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(f) Other: Colour correction services, i.e. adding, modifying, or excluding colour of audiovisual works (produced on film, video, or digital media, etc.) electronically, using digital techniques	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>A. General Construction Work for Buildings</p> <p>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</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p>	
<p>B. General Construction Work for Civil Engineering</p> <p>Excavating and earthmoving services (CPC 1.1 : 54330)</p> <p>of harbours, waterways, dams, irrigation and other water works (CPC 1.1 : 54230)</p>			
<p>C. Installation and Assembly Work</p> <p>Installation and Assembly Work Assembly and erection of Prefabricated constructions (CPC1.1 : 54400)</p>			

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>D. Building Completion and Finishing Work</p> <p style="padding-left: 20px;">Glazing services (CPC 1.1 : 54710)</p> <p>E. Other:</p> <p style="padding-left: 20px;">Renting services related to equipment for construction or demolition of buildings or civil engineering works, with operator (CPC 1.1: 54800)</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p>	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
B. Wholesale trade services: Wholesale trade services of sports goods (incl. bicycles) (CPC 62266)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
B. Wholesale trade services: Wholesale trade services, on a fee or contract basis, of medical goods (CPC Version 1.1: 61273)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
C. Retailing services: Retailing services by Foreign service supplier established in Thailand of the products manufactured in Thailand under its own brand (CPC Version 1.1: part of 624)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>D. Franchising: Other non-financial Intangible assets (CPC 8929)</p>	<p>(1) None (2) None (3) As indicated in 3.3 of the horizontal section</p>	<p>(1) None (2) None (3) None</p>	
<p>D. Franchising: For the right to franchises only for fast food business (excluding fast food restaurant) (CPC version 1.1 part of 733)</p>	<p>(1) None (2) None (3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None (2) None (3) None</p>	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
E. Other: Retail sales of motor fuel and fuel oil	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
E. Other: Mail order retail trade services of Books, newspapers, magazines and stationery (CPC Version 1.1: part of 623)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
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EDUCATION SERVICES			
<p><u>Commitments undertaken in this offer are subject to the following general conditions:</u></p> <ul style="list-style-type: none"> - 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 - Services suppliers may be subject to notification or registration with the authority concerned. 			
<p>A. Primary education services:</p> <p style="margin-left: 20px;">Preschool education services (CPC 92110)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.3 of the horizontal section</p> <p style="margin-left: 20px;">At least half of its director(s), and if applicable its managing director, must be the person of Thai nationality</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) - The manager or the representative of the juridical person must be a Thai national, only who can apply for school license.</p> <ul style="list-style-type: none"> - The school director and deputy director must be Thai nationals. - The School manager/Executive manager must be a Thai national. 	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>B. Secondary education services:</p> <ul style="list-style-type: none"> - General secondary education services (CPC 9221) - Higher secondary education services (CPC 9222) - Technical and vocational secondary education services (CPC 9223) - Technical and vocational secondary school-type education services for handicapped students (CPC 9224) 	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.3 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>C. Higher education services: Post-secondary technical and vocational education services (CPC 9231)</p>	<p>(1) None (2) None (3) As indicated in 3.3 of the horizontal section At least half of its director(s), and if applicable its managing director, must be the person of Thai nationality</p>	<p>(1) None (2) None (3) - The manager or the representative of the juridical person must be a Thai national, only who can apply for school license. - The school director and deputy director must be Thai nationals. - The School manager/Executive manager must be a Thai national.</p>	
<p>C. Higher education services: Science and technology faculty (Part of CPC 92390)</p>	<p>(1) None (2) None (3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None (2) None (3) At least half of the university council members must be of Thai nationality</p>	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Other higher education services (CPC 9239)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) At least half of the university council members must be of Thai nationality	
D. Adult education services Professional and/or Short Courses Education Services (CPC 92400)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
E. Other education services: Foreign language tuition services	(1) None (2) None (3) As indicated in 3.3 of the horizontal section At least half of its director(s), and if applicable its managing director, must be the person of Thai nationality	(1) None (2) None (3) - The manager or the representative of the juridical person must be a Thai national, only who can apply for school license. - The school director and deputy director must be Thai nationals. - The School manager/Executive manager must be a Thai national.	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
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ENVIRONMENTAL SERVICES			
A. Sewage Services: Environmental consultancy on sewage system, refuse disposal, hazardous waste management, air pollution and noise management, sanitation and other environmental management services (CPC 9401) Environmental Protection and Environmental Abatement Services (CPC 9401) Sewage services (including industrial waste water treatment system) (CPC 9401)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
Sewage removal services usually provided using equipment such as waste pipes, sewers or drains (part of CPC 1.1 : 94110)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
B. Refuse Disposal Services:(including hazardous waste management and incinerator) (CPC 9402)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
B. Refuse Disposal Services: Hazardous waste treatment and disposal services (CPC Version 1.1: 94222)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	
C. Sanitation and Similar Services (CPC 9403)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
C. Sanitation and Similar Services: Beach cleaning services Drain unblocking services (CPC Version 1.1: part of 94390)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
HEALTH RELATED AND SOCIAL SERVICES			
Medical and dental services: - General medical services (CPC 93121) - Specialised medical services (CPC 93122)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section and must only be OP clinic in a hospital. A person is allowed to operate not more than one sanatorium.	(1) None (2) None (3) The person who applies for the license to operate must have a domicile in Thailand.	
- Specialised medical services provided in private hospital (CPC Version 1.1: part of 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) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
- Dental Services (CPC 93123)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section and must only be dental department in a hospital, not dental clinic nor dental hospital. A person is allowed to operate not more than one sanatorium.	(1) None (2) None (3) The person who applies for the license to operate must have a domicile in Thailand.	
Veterinary services: Veterinary services for pet animals (CPC 93201)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section and a person is allowed to operate not more than one veterinary hospital	(1) None (2) None (3) The person who applies for the license to operate must have a domicile in Thailand.	
Veterinary services: Veterinary services for livestock (CPC Version 1.1: 93220)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>A. Hospital services (CPC 9311)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.3 of the horizontal section</p> <p>Thailand may prescribe, in any area, numbers of hospital, or types of medical services to be provided in the hospital.</p> <p>A person is allowed to operate not more than one hospital.</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) The person who applies for the license to operate must have a domicile in Thailand.</p>	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>A. Private Hospital services (CPC Version 1.1: 93110)</p> <p>This subclass does not include:</p> <ul style="list-style-type: none">- 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	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	<p>The person who applies for the license to operate must have a domicile in Thailand. One license can operate one overnight sanatorium only. These measures apply to both foreigners and Thais</p>
<p>B. Other human health services CPC Version 1.1: part of 93199)</p> <ul style="list-style-type: none">- Residential health facilities services other than hospital services, excluding non-overnight stay (CPC 93193)	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	<p>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,</p>

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3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
C. Social services: Day-care services for children with disabilities (CPC Version 1.1: part of 93321)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
D. Other: Diagnostic imaging services without analysis or interpretation, e.g. x-ray, ultrasound, and magnetic resonance imaging (MRI)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
TOURISM AND TRAVEL RELATED SERVICES			
A. Hotel and Restaurants (incl. catering): - Hotel Lodging Services (CPC 6411) - Motel lodging services (CPC 6412) - Holiday center and holiday home services (CPC 64192) - Camping and Caravan site Services (CPC 64195) - Meal serving services with full restaurant services (CPC 64210) - Catering services (CPC 64230) - Beverage Serving Services without Entertainment (CPC 64310)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
- Superior Deluxe or Six-star plus rated hotel (CPC Version 1.1: part of 63110)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
B. Travel agency and tour operator services (CPC 74710)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section and not less than half of the board of directors of the company must be Thai nationality	(1) Unbound (2) None (3) None	
Outbound travel information services (excluding accommodation and travel reservation services) (CPC Version 1.1 : part of 67813)	(1) None (2) None (3) Foreign equity participation must not exceed 70 per cent of the registered capital and shall only operate in the form of limited partnership	(1) None (2) None (3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
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RECREATIONAL, CULTURAL AND SPORTING SERVICES			
A. Entertainment Services: Theme parks and amusement parks (CPC 96194)	(1) Unbound* (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound* (2) None (3) None	
Amusement park (CPC Version 1.1: part of 96910)	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
B. News agency services:	(1) None	(1) None	
Picture supply services (CPC 96212)	(2) None	(2) None	
	(3) As indicated in 3.3 of the horizontal section	(3) None	
Picture supply services provided to National News agency (Part of CPC 96212)	(1) None	(1) None	
	(2) None	(2) None	
	(3) As indicated in 3.1 of the horizontal section	(3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
C. Libraries, archives, museums and other cultural services: Library services (CPC 9631)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
C. Libraries, archives, museums and other cultural services: Private library services (CPC 96311)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>E. Other:</p> <p>Marina Facilities (A small sea, lake, or river harbour with docking facilities for motor and sailing boats, with maintenance and supply services Marina provide berths for long and short term use and some also offer boat charter)</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) As indicated in 3.3 of the horizontal section</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p>	
<p>E. Other:</p> <p>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)</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) Unbound*</p> <p>(2) None</p> <p>(3) None</p>	

Thailand – Schedule Of Specific Commitments

For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
TRANSPORT SERVICES			
A. Maritime Transport Services			
(a) Passenger transportation (CPC 7211 excluding cabotage transport: as defined below - 3.1)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section a) Unbound for establishment of Juridical Person for the purpose of operating a fleet under the national flag of Thailand b) Other forms of commercial presence for the supply of international maritime transport services except branch offices: As indicated in the horizontal section	(1) None (2) None (3) a) Unbound b) None	The following services at the port provided by the government enterprises are made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions: 1. Pilotage ¹ 2. Towing and tug assistance 3. Provisioning, fuelling and watering 4. Garbage collecting and ballast waste disposal 5. Port captain's service 6. Navigation aids 7. Shore-based operational services essential to ship operations, water and electrical supplies 8. Emergency repair facilities

¹ A Thai captain of a Thai ship which sails regularly in certain compulsory pilotage area may be permitted to pilot the ship in the area.

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
			<p>9. Anchorage, berth and berthing services</p> <p>10. Inland transports services (internal waterways transport services, rail transport services and road transport services)</p>
<p>(a) Passenger transportation (excluding cabotage transport: as defined below - 3.1):</p> <p>International sea cruises (cruise carrier with more than 200,000 DWT capacity) (CPC Version 1.1: part of 65119)</p> <p>This subclass does not include transportation of passengers on coastal route between domestic port</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(b) Freight transportation (CPC 7212 excluding cabotage transport: as defined below - 3.1)	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.3 of the horizontal section</p> <p style="padding-left: 20px;">a) Unbound for establishment of Juridical Person for the purpose of operating a fleet under the national flag of Thailand</p> <p style="padding-left: 20px;">b) Other forms of commercial presence for the supply of international maritime transport services (as defined below- 3.2) except branch offices:</p> <p style="padding-left: 40px;">As indicated in the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) a) Unbound</p> <p style="padding-left: 20px;">b) None other than:</p> <ul style="list-style-type: none"> - Shareholders of Thai maritime transport companies with ownership of Thai flag vessels may be granted exemption or reduced rates of income tax leviable on dividends paid by such companies - Exporters or importers of goods shipped from or to Thailand by Thai flag vessel may be entitled to special deduction of not more than 50 per cent of the freight values or other expenses paid in the ordinary courses of carriage of such goods from their net income for the purposes of calculation of income tax 	

Thailand – Schedule Of Specific Commitments

For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>(b) Freight transportation (excluding cabotage transport: as defined below - 3.1):</p> <p>Transoceanic water transport services of refrigerated freight by refrigerator vessels (CPC Version 1.1: part of 65121)</p> <p>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</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	
<p>(c) Rental of non-Thai flag vessels with crew (CPC 7213)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	
<p>(d) Maintenance and repair of vessels exceeding 100,000 DWT (Part of CPC 8868)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(e) International towing (CPC 7214)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section a) Unbound for establishment of juridical person for the purpose of operating a fleet under the national flag of Thailand b) Other forms of commercial presence for the supply of international towing service (as defined below - 3.2) except branch office: As indicated in the horizontal section	(1) None (2) None (3) a) Unbound b) None	
Towing and pushing services on transoceanic waters (CPC Version 1.1: part of 65140) (excluding cabotage transport: as defined below - 3.1)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(f) Supporting Services for maritime transport - Shore reception facilities (collection of waste/oily water from ships) - Port captain's services attached to specific foreign vessels - Classification Societies - Vessels salvage and refloating services – not applicable in harbour	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<ul style="list-style-type: none"> - Vessels salvage and refloating services (CPC 1.1 67630) <p>This subclass does not include:</p> <ul style="list-style-type: none"> - towing services supplied to distressed vessels: <ul style="list-style-type: none"> - 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: <ul style="list-style-type: none"> - police services, cf. 91260 - marine fireboat services, cf. 91260 - other public order and safety affairs related services, cf. 91290 	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
Custom clearance services (as indicated below-3.5)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section A customs broker must be natural person of Thai nationality and must obtain a license from the Customs Department	(1) Unbound (2) None (3) A customs broker must be natural person of Thai nationality and must obtain a license from the Customs Department	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
D. Space Transport Services			
Transport services via space (CPC 1.1 :66300) This subclass includes space passenger transportation services This subclass does not include: - launching and placing of satellites in space - services provided by space laboratories This subclass includes -space passenger transportation services	(1) Unbound* (2) None (3) As indicated in 3.1 of the horizontal section	(1) Unbound* (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
E. Rail Transport Services			
(d) Maintenance and repair of rail transport equipment on a fee or contract basis (CPC 8868)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(e) Supporting services for rail transport services: - Security services at railway station	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
- Railway car cleaning services under the service contract of railway authority	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply:

1) Cross-border supply

2) Consumption abroad

3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
F. Road Transport Services			
Other non-scheduled passenger transportation			
(a) Passenger transportation:	(1) Unbound	(1) Unbound	
- Rental services of passenger cars with operator (CPC 71222)	(2) None	(2) None	
- Rental services of buses and coaches with operator (CPC 71223)	(3) As indicated in 3.3 of the horizontal section and not less than half of the board of directors of the company must have Thai nationality	(3) None	
(b) Freight transportation only for frozen or refrigerated goods, bulk liquids or gases and containerised freight (CPC 71231 to 71233)	(1) Unbound	(1) Unbound	
	(2) None	(2) None	
	(3) As indicated in 3.3 of the horizontal section Not less than half of the board of directors of the company must have Thai nationality	(3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(d) Maintenance and repair of road transport equipment: Automobile emergency road services	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
Car valeting services (part of CPC Version 1.1: 87141)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(e) Supporting services for road transport services: Parking services (CPC 7443)	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
parking services for motor vehicles, motorcycles and bicycles provided by car parks, parking lots and parking garages, whether or not roofed (part of CPC Version 1.1: 67530)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(b) Storage and warehouse services for maritime transport	(1) None (2) None (3) As indicated in 3.3 of the horizontal section	(1) None (2) None (3) None	
(b) Storage and warehousing services of frozen or refrigerated goods (CPC 74210)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
(c) Freight transport agency services: Maritime Freight forwarding services (part of CPC 748)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound (2) None (3) None	
(c) Maritime Agency Services (as defined below 3.7) (part of CPC 748)	(1) Unbound (2) None (3) As indicated in 3.3 of the horizontal section	(1) Unbound (2) None (3) None	
Ship brokerage services (part of CPC 748)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	
(d) Other Freight brokerage service for chartering only (part of CPC 749)	(1) None (2) None (3) As indicated in 3.1 of the horizontal section	(1) None (2) None (3) None	

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Modes of Supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence

Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
<p>OTHER SERVICES NOT INCLUDED ELSEWHERE</p> <p>Skill training services (not classified under education services, incl. educational institution) related to alternative energy production, on a fee or contract basis (CPC 97090)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) As indicated in 3.1 of the horizontal section</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

THAILAND – SCHEDULE OF SPECIFIC COMMITMENTS

For the 6th Package of Commitments under ASEAN Framework Agreement on Services

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;
 - (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

THAILAND – SCHEDULE OF SPECIFIC COMMITMENTS

For the 6th Package of Commitments under ASEAN Framework Agreement on Services

- 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:
- the loading/discharging of cargo to/from a ship;
 - the lashing/unlashing of cargo;
 - 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:
- 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;
 - acting on behalf of the shipping lines organizing the call of a ship or taking over cargoes when required.
-