

**Council for Trade in Services**

**SEPARATE CUSTOMS TERRITORY OF TAIWAN, KINMEN, PENGHU AND MATSU**

Rectification of Schedule of Specific Commitments

The following communication and attached draft rectification to the specific commitments of Chinese Taipei on "11. Transport Services; E. Rail Transport Services (b), and F. Road Transport Services (b)" have been received from the delegation of Chinese Taipei with the request to initiate a certification procedure in accordance with the "Procedures for the Certification of Rectifications or Improvements to Schedules of Specific Commitments" adopted by the Council for Trade in Services (S/L/84).

Accordingly, if no objections are communicated to the Secretariat within 45 days from the date of this communication, this procedure shall be concluded and the intended rectifications (see attached) shall be certified and will constitute an integral part of the Schedule of Specific Commitments of the Separate Customs Territory of Taiwan, Kinmen, Penghu and Matsu under the GATS (GATS/SC/136).

In addition, for ease of reference, a compare version indicating the intended changes has been attached to this document.

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After the completion of our accession process, we found that there are two technical errors in our Schedule of Specific Commitments on Services (WT/ACC/TPKM/18/Add.2, 5 October 2001) which we would like to rectify pursuant to paragraph 5 of Article XXI of the GATS (modification of schedules) and the "Procedures for the Certification of rectifications or improvements to schedules of specific commitments" adopted by the Council for Trade in Services (S/L/84). The requested rectifications are:

- (a) On Page 38 of our Schedule, "Sector or sub-sector" column, item E (b), delete current text " Freight Transport Services (limited to ordinary trucking services and container trucking services) excluding regular route trucking services as currently defined in the Highway Law", and replace by:

"Freight Transportation (7112)"

- (b) On Page 38 of our Schedule, “Sector or sub-sector” column, item F (b), delete current text “Import and export of freight that has an origin or destination outside of Chinese Taipei (7123\*\*, excluding regular route freight transportation as currently defined in the Highway Law and those services currently specially reserved to the Chinese Taipei’s postal authorities by law)”, and replace by:

“Freight Transport Services (limited to ordinary trucking services and container trucking services), excluding regular route trucking services as currently defined in the Highway Law”

As originally printed on Page 39 of our Draft Schedule (WT/ACC/SPEC/TPKM/12, 16 February 2001), item E(b) “Freight Transportation (7112)” was stated correctly and item F(b) needed to be corrected as “Freight Transport Services (limited to ordinary trucking services and container trucking services), excluding regular route trucking services as currently defined in the Highway Law”. A corrigendum was then circulated in WT/ACC/SPEC/TPKM/12/Corr.3, 12 September 2001. Unfortunately, the said correction was misplaced in the text of item E(b) instead of F(b) on Page 38 of our adopted Schedule. We would therefore like to make the above rectifications.

In addition, we would like to emphasize that the above rectifications simply correct technical errors and reflect the result of the negotiations during our accession process. They do not alter the scope or the substance of the existing commitments.

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DRAFT OF RELEVANT PART OF SCHEDULE WITH RECTIFICATIONS INCORPORATED

Modes of supply: 1) Cross-border supply    2) Consumption abroad    3) Commercial presence    4) Presence of natural persons			
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
b) Freight Transportation (7112)	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	
d) Maintenance and Repair of Rail Transport Equipment (8868**) )	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	
F. Road Transport Services			
a) Passenger transportation (limited to car rental services)	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	
b) Freight Transport Services (limited to ordinary trucking services and container trucking services), excluding regular route trucking services as currently defined in the Highway Law	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	
d) Maintenance and Repair of Road Transport Equipment (6112, 8867)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	

# COMPARE VERSION

Modes of supply: 1) Cross-border supply 2) Consumption abroad		3) Commercial presence 4) Presence of natural persons	
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
b) <del>Freight Transport Services (limited to ordinary trucking services and container trucking services) excluding regular route trucking services as currently defined in the Highway Law</del> <b>Freight Transportation (7112)</b>	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	
d) Maintenance and Repair of Rail Transport Equipment (8868**)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	
F. Road Transport Services			
a) Passenger transportation (limited to car rental services)	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	

Modes of supply: 1) Cross-border supply		2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
b) <del>Import and export of freight that has an origin or destination outside of Chinese Taipei (7123**, excluding regular route freight transportation as currently defined in the Highway Law and those services currently specifically reserved to the Chinese Taipei's postal authorities by law)</del> <b>Freight Transport Services (limited to ordinary trucking services and container trucking services), excluding regular route trucking services as currently defined in the Highway Law</b>	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section.		
d) Maintenance and Repair of Road Transport Equipment (6112, 8867)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section.		