

Annex

Supplements and Amendments VII to the Mainland's Specific Commitments on Liberalization of Trade in Services for Hong Kong^①

Sectors or sub-sectors	<p>1. Business services</p> <hr/> <p>A. Professional services</p> <hr/> <p>d. Architectural services (CPC8671) e. Engineering services (CPC8672) f. Integrated engineering services (CPC8673) g. Urban planning and landscape architectural services (except general urban planning) (CPC8674)</p>
Specific commitments	<p>1. Hong Kong professionals, who have obtained Mainland's class 1 registered architect qualification or Mainland's class 1 registered structural engineer qualification, are allowed to act as partners to set up construction and engineering design offices in the Mainland in accordance with the relevant qualification requirements.</p> <p>2. For the above enterprises, there is no restriction on the ratio of the number of the Hong Kong partners to the number of the Mainland partners, the ratio of the total capital contributed by the Hong Kong partners to that by the Mainland partners, and the residential period in the Mainland for the Hong Kong partners.</p> <p>3. Hong Kong professionals, who have obtained Mainland's class 1 registered architect qualification by mutual recognition, are allowed to</p>

^① Sectoral classification is based on WTO's GATS Services Sectoral Classification List (GNS/W/120). For the contents of the sectors, reference is made to the relevant CPC, United Nations Provisional Central Product Classification.

	<p>register and practise in Guangdong regardless of whether they are registered practitioners in Hong Kong.</p>
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	<p>4. Hong Kong professionals, who have obtained Mainland's class 1 registered structural engineer qualification by mutual recognition, are allowed to register and practise in Guangdong regardless of whether they are registered practitioners in Hong Kong.</p>
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Sectors or sub-sectors	1. Business services
	A. Professional services
	h. Medical and dental services (CPC9312) j. Services provided by midwives, nurses, physiotherapists and para-medical personnel (CPC93191) Pharmaceutical services
	8. Health related and social services
	A. Hospital services B. Other human health services
	Hospital services (CPC9311) Convalescent hospital services
Specific commitments	<p>1. Hong Kong service suppliers are allowed to set up wholly-owned hospitals in Shanghai Municipality, Chongqing Municipality, Guangdong Province, Fujian Province and Hainan Province.^①</p> <p>2. No requirement is imposed on the total investment in setting up hospitals by Hong Kong service suppliers on an equity joint venture or contractual joint venture basis in Guangdong Province.</p> <p>3. No restriction is imposed on the ratio of capital investment between Hong Kong service suppliers and Mainland partners in setting up hospitals in the form of equity joint venture or contractual joint venture in Shanghai Municipality, Chongqing Municipality, Guangdong Province,</p>

^① Subject to the Mainland's requirements on setting up of wholly-owned hospitals by foreign investment.

Fujian Province and Hainan Province.

4. Statutory healthcare professionals^② who are registered to practise in Hong Kong are allowed to provide short-term services in the Mainland. The maximum duration of the licence for short-term practice is 3 years. On expiry, the licence for short term practice is renewable upon a new application.

5. The health administrative department at the provincial level of Guangdong Province is responsible for the project establishment and approval procedures for setting up medical institutions by Hong Kong service suppliers on an equity joint venture or contractual joint venture basis in Guangdong Province.

6. Hong Kong service suppliers are allowed to set up convalescent hospitals in the form of wholly-owned, equity joint venture or contractual joint venture to provide medical services in Guangdong Province.^③

② Under the legislation of HK, there are 12 types of statutory healthcare professionals who are required to be registered with their respective boards or councils before they are allowed to practise in Hong Kong. These include Medical Practitioners, Chinese Medicine Practitioners, Dentists, Pharmacists, Nurses, Midwives, Medical Laboratory Technologists, Occupational Therapists, Optometrists, Radiographers, Physiotherapists and Chiropractors.

③ Subject to the Mainland's requirements as stipulated in the "Regulations on the Administration of Medical Institutions" and the "Rules of Implementation for the Regulations on the Administration of Medical Institutions".

Sectors or sub-sectors	1. Business services
	F. Other business services
	e. Technical testing and analysis services (CPC8676) Product testing services (CPC7490)
Specific commitments	<p>To allow testing organizations in Hong Kong to cooperate with designated Mainland organizations to undertake testing of products for the China Compulsory Certification (CCC) System on a pilot basis, for selected products listed in the CCC Catalogue and processed in Hong Kong (i.e. the processing facilities are located in Hong Kong). These testing organizations have to be accredited by the accreditation body of the Government of Hong Kong Special Administrative Region (i.e. the Hong Kong Accreditation Service) to be capable of performing testing for the relevant products under the CCC System. Cooperation arrangements should comply with relevant requirements in the “Regulations of the People’s Republic of China on Certification and Accreditation”.</p>

Sectors or sub-sectors	1. Business services
	F. Other business services
	Specialty design services (CPC87907)
Specific commitments	To allow Hong Kong service suppliers to set up wholly-owned enterprises in the Mainland to provide specialty design services.

Sectors or sub-sectors	2. Communications services
	D. Audiovisual services
	<p>Videos distribution services (CPC 83202)</p> <p>Sound recording products distribution services</p> <p>Motion picture and video tape production and distribution services (CPC9611)</p> <p>Cinema theatre services</p> <p>Chinese language motion pictures and motion pictures jointly produced</p> <p>Technical services of cable television</p> <p>Jointly produced television dramas</p> <p>Others</p>
Specific commitments	<p>1. To allow Hong Kong service suppliers to set up enterprises on a wholly-owned, equity joint venture or contractual joint venture basis in the Mainland to produce video and sound recording products.</p> <p>2. To allow Hong Kong permanent residents with Chinese citizenship to apply for “License for Operating Audio and Video Products” for the setting up of individually owned stores.</p>

Sectors or sub-sectors	<p>4. Distribution services</p> <ul style="list-style-type: none"> A. Commission agents' services (excluding salt and tobacco) B. Wholesale trade services (excluding salt and tobacco) C. Retailing services (excluding tobacco) D. Franchising
Specific commitments	<p>To allow distribution enterprises set up by Hong Kong service suppliers in the Mainland to distribute books published in Hong Kong. The Hong Kong books to be distributed must be imported by the State authorised publication import agents.</p>

<p>Sectors or sub-sectors</p>	<p>7. Financial services</p> <p>B. Banking and other financial services (excluding insurance and securities)</p> <p>a. Acceptance of deposits and other repayable funds from the public;</p> <p>b. Lending of all types, including consumer credit, mortgage credit, factoring and financing of commercial transactions;</p> <p>c. Financial leasing;</p> <p>d. All payment and money transmission services, including credit, charge and debit cards, travellers cheques and bankers drafts (including import and export settlement)</p> <p>e. Guarantees and commitments;</p> <p>f. Trading for own account or for account of customers: foreign exchange.</p>
<p>Specific commitments</p>	<p>1. For a Hong Kong bank to set up a wholly foreign-funded bank or a foreign bank branch in the Mainland with reference to the relevant requirements in the “Regulations of the People’s Republic of China for the Administration of Foreign-funded Banks”, it should have maintained a representative office in the Mainland for more than one year prior to the application.</p> <p>2. For a Hong Kong bank’s operating institution in the Mainland to apply to conduct RMB business, it should have been operating in the Mainland for more than 2 years and profitable for one year prior to the application.</p> <p>3. Any foreign banking institution</p>

	<p>established in the Mainland by a Hong Kong bank can establish specialized institutions for providing financial services to small enterprises in accordance with the relevant requirements in the Mainland.</p> <p>4. For a Hong Kong bank's operating institution in the Mainland to apply to conduct RMB business for serving Hong Kong enterprises operating in the Mainland, it should have been operating in the Mainland for more than one year and profitable for one year prior to the application.^①</p>
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① The timing for implementation will be agreed by the relevant authorities of both sides.

Sectors or sub-sectors	7. Financial services
	B. Banking and other financial services
	Securities Futures
Specific commitments	To deepen the co-operation between Mainland and Hong Kong in financial services and product development, it is agreed that ETF (open-end index-tracking exchange-traded fund), which portfolios are constituted by Hong Kong listed stocks, will be launched in the Mainland at an appropriate time.

Sectors or sub-sectors	8. Health related and social services
	C. Social services
	<p>Welfare services delivered through residential institutions to old persons and the handicapped (CPC93311)</p> <p>Day-care services for the handicapped (CPC93321)</p> <p>Welfare services not delivered through residential institutions (CPC93323)</p> <p>Rehabilitation services for handicapped</p>
Specific commitments	<p>1. To allow Hong Kong service suppliers to operate elderly service agencies in the form of wholly-owned private non-enterprises to provide elderly services.</p> <p>2. To allow Hong Kong service suppliers to operate welfare agencies for persons with disabilities in the form of wholly-owned private non-enterprises.</p>

Sectors or sub-sectors	<p>9. Tourism and travel related services</p> <p>A. Hotel (including apartment buildings) and restaurants (CPC 641-643)</p> <p>B. Travel agency and tour operator services (CPC 7471)</p> <p>C. Tourist guides services (CPC 7472)</p> <p>Others</p>
Specific commitments	<p>To allow Hong Kong travel agents established on a wholly-owned or joint venture basis in Beijing and Shanghai Municipalities to apply for the operation on a pilot basis of group tours to Hong Kong and Macao for residents of the Beijing and Shanghai Municipalities (residents registered with permanent residence of the Beijing and Shanghai Municipalities).</p>

Sectors or sub-sectors	10. Recreational, cultural and sporting services
	A. Cultural services (excluding audiovisual services)
Specific commitments	To allow Hong Kong service suppliers to set up internet culture business units and internet online service business premises in the Mainland in the form of contractual joint ventures with the Mainland party holding dominant interests.

Sectors or sub-sectors	11. Transport services
	C. Air transport services
	<p>d. Aircraft repair and maintenance services (CPC 8868)</p> <p>Airport operation services (excluding cargo handling) (CPC 74610)</p> <p>Other supporting services for air transport (CPC 74690)</p> <p>Computer reservation system (CRS) services</p> <p>Sales and marketing services for air transport</p>
Specific commitments	<p>1. To allow air transport sales agencies set up by Hong Kong service suppliers in the Mainland in the form of wholly-owned enterprises, equity joint venture or contractual joint venture to operate air transport sales agency services in the domestic routes in the Mainland.</p> <p>2. To allow Hong Kong service suppliers to operate aircraft repair and maintenance services in the Mainland in the form of wholly-owned enterprises or with majority shareholding in the enterprises.</p>

Sectors or sub-sectors	Service sectors (sectors not set out in GNS/W/120)
	Qualification examinations for professionals and technicians
Specific commitments	To allow Hong Kong permanent residents to take the qualification examination for real estate valuer in the Mainland. "Certificate of professional qualification of real estate valuer" will be issued to those who pass the examination.

Sectors or sub-sectors	Service sectors (sectors not set out in GNS/W/120)
	Individually owned stores
Specific commitments	<p>To allow Hong Kong permanent residents with Chinese citizenship to set up, in accordance with the relevant Mainland laws, regulations and administrative regulations, individually owned stores in all provinces, autonomous regions and municipalities directly under the Central Government in the Mainland without being subject to the approval procedures applicable to foreign investments, to provide the following services (excluding franchising operation): marriage services under residents services (excluding matchmaking services), renting and leasing services of comics books and electronic animation game products, renting and leasing services of animation audio-video products^①, and veterinary services : pet clinic (to be operated in cities only).^② No more than 8 persons should be engaged in the operation of the individually owned stores.</p>

① Applicant must hold a “License for Operating Audio and Video Products” for applying business registration.

② Applicant must hold a “License for Diagnosis and Treatment of Animals” for applying business registration.