3.	Sector	:	All sectors, excluding financial services[3]
	Type of Obligation	:	Local Presence (Article 8.11)
	Description	:	Trade in Services Indonesia reserves the right to adopt or maintain any existing measure that requires a service supplier of another Party to establish or maintain a representative office or any form of enterprise, or to be resident, in its territory as a condition for the cross-border supply of a service[4]. Any non-conforming measure adopted after the entry into force of this Agreement that would be a breach to Article 8.11 (Local Presence) with respect to sectors or subsectors in this Schedule shall be deemed to be an existing non-conforming measure and subject to paragraph 1 of Article 8.8 (Schedules of Non-Conforming Measures). Notwithstanding the above paragraph, Indonesia reserves the right to adopt or maintain any measure that requires a supplier of telecommunication services of another Party to establish or maintain a representative office or any form of enterprise, or to be resident, in its territory as a condition for the cross-border supply of a service.

[3] For greater certainty, consistent with paragraph 4 of Article 2 (Scope) in Annex 8A (Financial Services), this entry does not apply to financial services.

[4] For greater certainty, cross-border supply of a service means the supply of a services, except where it is by a service supplier of a Party through commercial presence in the territory of the other Party.

4.	Sector	:	All sectors
	Type of Obligation	:	Market Access (Article 8.5)
	Description	:	Trade in Services Indonesia reserves the right to adopt or maintain any measure with respect to trade in services as defined in subparagraph (r)(iii) of Article 8.1 (Definitions) that require: (a) commercial presence of the foreign services supplier to be in the form of joint venture or representative office, unless mentioned otherwise in List A and this List; and joint venture to be in the form of Limited Liability Enterprise (*Perseroan Terbatas*); and (b) not more than 49 per cent of the equity participation of the Limited Liability Enterprise (*Perseroan Terbatas*) may be owned by foreign partners.