Sector: All

Sub-Sector:

Industry Classification:

Obligations Concerned: Market Access (Article 10.5)

Description: Cross-Border Trade in Services

1. Services considered as public utilities at a national or local level may be subject to public monopolies or to exclusive rights granted to private operators.

2. Public utilities exist in sectors such as related scientific and technical consulting services, R&D services on social sciences and humanities, technical testing and analysis services, environmental services, health services, transport services and services auxiliary to all modes of transport. Exclusive rights on such services are often granted to private operators, for instance operators with concessions from public authorities, subject to specific service obligations. Given that public utilities often also exist at the sub-central level, detailed and exhaustive sector-specific scheduling is not practical. This entry shall not apply to telecommunications and to computer and related services.

Existing Measures:

Sector: All

Sub-Sector:

Industry Classification:

Obligations Concerned: Most-Favoured-Nation Treatment (Article 9.5 and Article 10.4)

Description: Investment and Cross-Border Trade in Services

1. The United Kingdom reserves the right to adopt or maintain any measure that accords differential treatment to a Party or a non-Party under any international investment treaty or other trade agreement in force or signed prior to the date of entry into force of this Agreement for the United Kingdom.

2. The United Kingdom reserves the right to adopt or maintain any measure that accords differential treatment to a Party or a non-Party under any existing or future bilateral or multilateral agreement with international organisations with economic objectives comprised wholly of European countries, or with any European country, which:

(a) creates an internal market in services and investment;

(b) grants the right of establishment; or

(c) requires the approximation of legislation in one or more economic sectors.

To the extent possible, the United Kingdom shall notify the other Parties prior to adopting a measure inconsistent with Article 9.5 (Most-Favoured-Nation Treatment) or Article 10.4 (Most-Favoured-Nation Treatment) with respect to such a bilateral or multilateral agreement. At the request of a Party, the Parties shall enter into negotiations to disapply this entry in respect of such measures.

An **internal market in services and investment** means an area without internal frontiers in which the free movement of services, capital and persons is ensured.