

ANNEX XI

REFERRED TO IN ARTICLE 8.3

LIST OF MFN EXEMPTIONS

APPENDIX 1: ARGENTINA

APPENDIX 2: BRAZIL

APPENDIX 3: PARAGUAY

APPENDIX 4: URUGUAY

APPENDIX 5: ICELAND

APPENDIX 6: LIECHTENSTEIN

APPENDIX 7: NORWAY

APPENDIX 8: SWITZERLAND

APPENDIX 1 TO ANNEX XI

ARGENTINA – LIST OF MFN EXEMPTIONS

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
All	Argentina reserves the right to adopt or maintain preferential treatment in terms of market access and national treatment with respect to MERCOSUR and ALADI States.	MERCOSUR and ALADI States	Indefinite	Secure deeper integration processes with neighbouring countries and countries in the region
Bilateral investment treaties and international agreements with investment provisions	Measures granting preferential treatment to service suppliers of non-Parties under bilateral investment treaties or international agreements with investment provisions. These agreements provide protections and guarantees to investors and investments of non-Parties in Argentina.	Countries with which Argentina has investment promotion and protection agreements, and international agreements with investment provisions	Indefinite	Agreements to provide improved conditions of legal security for the investment of foreign capital in Argentina

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Audiovisual/motion picture and video tape production	Measures which define norms for co-production of motion pictures with foreign countries and grant national treatment to motion pictures co-produced with foreign countries which maintain a co-production agreement with Argentina	Measures which define norms for co-production of motion pictures with foreign countries and grant national treatment to motion pictures co-produced with foreign countries which maintain a co-production agreement with Argentina	Indefinite	These agreements aim at the promotion of cultural exchange and the establishment of mechanisms to facilitate access to financial resources.

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Maritime transport Ocean shipping (cargo)	Subject to the commitments scheduled in Appendix 1 to Annex X (Schedule of Specific Commitments) for Maritime Transport Services (passenger, CPC 7211, and freight, CPC 7212, less cabotage ¹ transport services), Argentina reserves the right to adopt or maintain measures relating to cargo sharing and cargo reservation on a reciprocity basis with countries with which it concludes bilateral maritime transport agreements.	All countries.	Indefinite	Ensure effective participation of the Argentine flag in the Argentine liner cargo trade.

¹ Without prejudice to the scope of activities which may be considered as cabotage under the relevant domestic laws and regulations, this schedule does not include national cabotage transport, which is assumed to cover transportation of passengers or goods between a port or point located in Argentina and another port or point located in Argentina, including on its continental shelf as provided in the UN Convention on the Law of the Sea, and traffic originating and terminating in the same port or point located in Argentina.

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Telecommunication services supplied for distribution of radio or television programming for direct reception by service consumers.	Measures or international agreements allowing for market access on a reciprocity basis or providing for differential treatment to specific countries.	All countries	Indefinite	Ensure effective market access and national treatment for Argentine suppliers in all markets
Satellite services	<p>The provision of satellite facilities of geostationary satellites operating fixed satellite services will be authorised under conditions of reciprocity.</p> <p>Also, any measure with respect to the authorisation or granting of licenses for the provision of satellite services.</p>	All countries	Indefinite	Development of domestic satellite systems

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Financial services	Measures or international agreements allowing for market access on a reciprocity basis or providing for differential treatment to specific countries.	All countries	Indefinite	Need to protect activities of Argentine service suppliers abroad and to ensure substantially full market access and national treatment in international financial markets

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Services incidental to fishing and aquaculture	<p>Measures with respect to fishing, aquaculture and related activities including entry of foreign vessels to Argentina's exclusive economic zone, territorial sea, internal waters or ports and use of services therein.</p> <p>Measures with regard to navigation in maritime areas subject to its jurisdiction, composition of the crew and content of vessels (fish caught, equipment and fishing gear) used in the fishing industry.</p>	All countries	Indefinite	Need to protect activities of Argentine service suppliers and to ensure sustainable fishing and aquaculture practices

Sector or sub-sector	Description of measure indicating its inconsistency with Article 8.3 (Most-Favoured-Nation Treatment)	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Agreements or unilateral measures related to visa facilitation, visa exemptions and fees.	Measures or international agreements which establish the conditions of entry, stay and departure from the Argentine territory.	All countries	Indefinite	To facilitate international cooperation and relations under those agreements
Peaceful uses of nuclear energy	Measures concerning the supply of services related to peaceful uses of nuclear energy, including transfer of new technologies in associated fields.	All countries	Indefinite	Development of peaceful uses of nuclear energy
Defense	Measures concerning the supply of services related to military defense and forces.	All countries	Indefinite	Development of defense industry and capability