



**Asia-Pacific
Economic Cooperation**

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Trade in Services in the Pacific Alliance

Submitted by: Chile



**Workshop on Free Trade Area of the Asia-Pacific
Building Blocks: The Pacific Alliance Contribution
to APEC Work in Services, MSMEs and Trade
Facilitation**

**Ho Chi Minh City, Viet Nam
26 August 2017**

TRADE IN SERVICES IN THE PACIFIC ALLIANCE





Trade in services in the
Pacific Alliance

**Main disciplines of the
CBTS chapter**

Initiatives presented
by the Services &
Capital group

Initiatives presented by
the MoP group



CBTS Chapter in the Pacific Alliance

Scope of the Services Chapter

It applies to measures adopted or maintained by a country affecting cross-border trade in services provided by a service supplier of another member

“Measures” are understood as laws, regulations, procedures and even practices of the country, through all government levels.

This chapter is not applicable to:

- Services supplied in the exercise of governmental authority;
- Financial services (as a general rule);
- Air transport services;
- Air Auxiliary Services, except those expressly included (repair and maintenance of aircrafts; selling and marketing of air transport services; computer reservation system services; specialty air services; airport operation services and ground-handling services);
- Government procurement;
- Subsidies or donations granted by the State to a state owned enterprise;
- Tax provisions.

Disciplines of the Chapter

Main Principles

1) **Non - discrimination:** As a general rule, services and service providers of other countries shall receive a no less favourable treatment than the treatment accorded to nationals (**national treatment**) or other foreigners (**most – favoured nation**).

2) **Fairness, objectivity, impartiality and opportunity of internal provisions:**

As a general rule:

Measures affecting trade in services must be administered in a **reasonable, objective and impartial** manner.

Measures relating to qualification requirements and procedures, technical standards, and licensing requirements do not constitute **unnecessary barriers to trade in services**.

Authorization applications must be resolved within a **reasonable period** of time and **information must be provided** regarding its status.



Disciplines of the Chapter

Main Principles

- 3) **Market Access:** As a general rule, no measure shall be adopted or maintained that establishes quantitative restrictions; that is to say, limits on the number of service suppliers, total value of service transactions or assets, total number of service operations, total quantity of service output expressed in terms of designated numerical units, total number of natural persons that may be employed in a particular services sector or that a service supplier may employ.

No measure restricting or prohibiting the specific type of legal entity or joint venture in order to supply a service, can be adopted.

- 4) **Transparency:** Laws affecting trade in service must be published, and consultation mechanisms must be established. Regarding the regulation projects, to the extent practicable, consults could be made, and shall be responded.



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Initiatives presented by the S&C Group in cooperation with World Bank

Studies:

- Trends in services trade and contribution to competitiveness and productivity
 - Best practices in promotion of services exports
 - Regulatory assessment of key backbone services
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Initiatives presented by the S&C Group

- Diagnostic of the enabling environment for e-payments in the Pacific Alliance countries
- Study on tax barriers in trade in services



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Initiatives presented by the MoP Group

Migratory Facilitation

Visa Waiver

Migratory, Consular and
Border Police Cooperation

Migratory Facilitation

- «Traveller's Guide»
- Student and Academic Mobility Platform
- Inter institutional Agreement for Work & Holiday Program.





Visa Waiver Phases

- Phase I: Visa waiver for nationals of third countries that are also permanent residents of PA States.
- Phase II: Mobility facilitation for nationals of third countries requiring short term visa to enter PA States.
- Phase III: PA visa



Migratory, Consular and Border Police Cooperation

- Institutional Agreement on the implementation of a migratory consultation mechanism aiming to facilitate movement of people
- Interinstitutional Agreement between Foreign Affairs Ministers for the establishment of cooperation measures in consular assistance matters
- Cooperation mechanisms in migration and police security

Thank you!

