

## TIMOR-LESTE – SCHEDULE OF COMMITMENTS

## ASEAN Framework Agreement on Services

## HORIZONTAL COMMITMENTS AND LIMITATIONS

**Note:** Commitments and limitations in relation to the supply of a service by a service supplier of one Member State through presence of natural persons of a Member State in the territory of another Member State are set out in Timor-Leste's Schedule to the ASEAN Agreement on the Movement of Natural Persons (MNP Agreement). This Schedule must be interpreted together with the MNP Agreement Schedule.

Modes of Supply: 1) Cross-border supply

## 2) Consumption abroad

### 3) Commercial presence

| Sector or Subsector                   | Limitation on Market Access | Limitation on National Treatment                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Additional Commitments |
|---------------------------------------|-----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| <b>I. HORIZONTAL COMMITMENTS</b>      |                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                        |
| ALL SECTORS INCLUDED IN THIS SCHEDULE |                             | <p>3) Land ownership is limited to the citizens of Timor-Leste as established under the Constitution. Foreigners are permitted to lease land.</p> <p>3) Foreign commercial companies incorporated in Timor-Leste shall appoint a legal representative with permanent residence in Timor-Leste.</p> <p>3) Special benefits are available to investors who hold a Declaration of Benefits (DoB) or are party to a Special Investment Agreement (SIA). The benefits vary depending on the sector and location and include benefits with regard to: hiring foreign workers; leasing of State property; and in some cases, additional benefits related to tax, customs duties, and investment facilitation services. There are minimum investment values for investments to be eligible for a DOB or SIA. The minimum investment value is higher for foreign-owned investments or joint ventures than for investments of nationals. The sectors which are eligible for benefits and minimum investment values are subject to change.</p> |                        |

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| Sector or Subsector                   | Limitation on Market Access                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Limitation on National Treatment                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Additional Commitments |
|---------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| ALL SECTORS INCLUDED IN THIS SCHEDULE | <p>3) Unbound with respect to:</p> <p>(a) the full or partial devolvement to the private sector of services supplied in the exercise of governmental authority;</p> <p>(b) divestment of equity interests in, or the assets of, a business that is wholly or partially owned by the government; and</p> <p>(c) privatisation of government owned entities or assets.</p> <p>1), 2), 3) Activities involving genetic resources, traditional knowledge or biodiversity require approval / licence from competent authorities and is subject to any conditions of the licence.</p> | <p>1), 2), 3) The income or wage tax-free threshold applies only to residents. The threshold is subject to change.</p> <p>1), 2), 3) Unbound with respect to subsidies, investment incentives and other state support measures.</p> <p>3) Unbound with respect to:</p> <p>(a) the full or partial devolvement to the private sector of services supplied in the exercise of governmental authority;</p> <p>(b) divestment of equity interests in, or the assets of, a business that is wholly or partially owned by the government; and</p> <p>(c) privatisation of government owned entities or assets.</p> <p>1), 2), 3) Activities involving genetic resources, traditional knowledge or biodiversity require approval / licence from competent authorities and is subject to any conditions of the licence.</p> |                        |
|                                       | <p>1), 3), Unbound for any measures to protect or promote the creative arts, cultural heritage and other cultural industries, including entertainment and cultural services.</p>                                                                                                                                                                                                                                                                                                                                                                                                | <p>1), 3), Unbound for any measures to protect or promote the creative arts, cultural heritage and other cultural industries, including entertainment and cultural services.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                        |

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| Sector or Subsector                                                  | Limitation on Market Access                                                                                                                                                                                                                            | Limitation on National Treatment                                                                                                       | Additional Commitments |
|----------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|------------------------|
|                                                                      | 1), 3), Unbound for any measure taken to protect Timor-Leste's essential security interests, public health, safety or the environment.                                                                                                                 | 1), 3), Unbound for any measure taken to protect Timor-Leste's essential security interests, public health, safety or the environment. |                        |
| All sectors – services supplied in support of the petroleum industry | 1), 3) Services supplied in support of the petroleum industry are reserved to suppliers which are: Timorese nationals; or companies which are incorporated under Timor-Leste law and which are majority-owned by Timorese nationals.<br><br>2) Unbound | 1) None, except as indicated in market access column.<br><br>2) Unbound<br><br>3) Unbound                                              |                        |
| All sectors – services supplied in support of the mining industry    | 1), 3) Suppliers which are: Timorese nationals; or companies which are incorporated under Timor-Leste law and which are majority-owned and controlled by Timorese nationals, are accorded preferential treatment / access.<br><br>2) Unbound           | 1) None, except as indicated in market access column.<br><br>2) Unbound<br><br>3) Unbound                                              |                        |