

ANNEX I
Schedule of Mexico

SECTOR: All sectors

SUB-SECTOR: All sub-sectors

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican States Political Constitution).
Título I Capítulo I.

Ley de Nacionalidad y Naturalización (Nationality and Naturalization Law).
Capítulo VI (Disposiciones generales)

Ley Orgánica de la Fracción I del Artículo 27 de la Constitución (Organic Law of the First Section of Article 27 of the United Mexican States Political Constitution).

Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment). Capítulos I y IV (Objeto y Fideicomisos en frontera y litorales)

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment).
Título III Capítulo I y Título III Capítulo III. (Inversión extranjera mediante fideicomisos)

DESCRIPTION: Investment

Foreigners and foreign enterprises, as defined in the Constitución Política de los Estados Unidos Mexicanos; and Mexican enterprises without a foreigners' exclusion clause may not acquire "direct dominion" (dominio

directo) over land and water in a 100 kilometers strip along the country's borders or in a 50 kilometers strip inland from its coasts (the Restricted Zone).

Nevertheless, foreigners, foreign enterprises and Mexican enterprises may acquire "Certificados de Participación Ordinaria" (CPO's). Such CPO's grant to the beneficiaries the right to use and enjoy the real estate and to receive the profits that it may obtain from the profitable use of the property.

The CPO's are issued by a Mexican credit institution that has been granted authorization to acquire through trust the title to real estate intended for industrial and tourist activities in the Restricted Zone for a period not to exceed 30 years.

The trust is renewable if:

- (a) The beneficiaries of the trust which is to be extinguished or terminated will be beneficiaries of the new trust;
- (b) the new trust is to be executed under the same terms and conditions as the trust which is to be extinguished or terminated, in respect of the purposes of the trust, the use of real estate and its characteristics;
- (c) the respective permits are requested within a period of 360 to 181 days prior to the trust be extinguished or terminated; and
- (d) the provisions of the Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera and its regulations are observed.

DURATION: Indeterminate

=====
=====

SECTOR: All sectors

SUB-SECTOR: All sub-sectors

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: National Treatment (Article 1102)

LEGAL CITATION: Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment).

Reglamento de la Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment).

DESCRIPTION: Investment

The Comisión Nacional de Inversiones Extranjeras in order to evaluate the applications submitted to its consideration (acquisitions or establishment of investments in restricted activities as set out in this Schedule), shall take into account the following criteria:

- (a) Its effects on employment and training;
- (b) Its technological contribution;
- (c) In general its contribution to increase the Mexican industrial production and competitiveness.

The Comisión Nacional de Inversiones Extranjeras may impose performance requirements which are not prohibited by Article 1106 of the Investment Chapter.

DURATION: Description shall govern upon entry into force of this Agreement.

=====

ANNEX I
Schedule of Mexico

SECTOR: All sectors

SUB-SECTOR: All sub-sectors

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment).

Reglamento de la Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment).

DESCRIPTION: Investment

Mexico will review the acquisition, whether directly or indirectly, of more than 49% of the ownership interest of a Mexican enterprise in an unrestricted sector, that is owned or controlled by Mexican nationals, directly or indirectly, by an investor of another Party if the value of the gross assets of the Mexican enterprise is not less than the applicable thresholds, effective on the date of entry into force of this Agreement and adjusted on each anniversary thereof. The calculation of the applicable review thresholds is set out in the following section below.

DURATION: Description shall govern upon entry into force of this Agreement.

The basis for calculating the threshold will be:

(a) USD 25 million, for the three year period commencing on the date of entry into force of this Agreement;

(b) USD 50 million, for the three year period commencing on the fourth year after the date of entry into force of this Agreement;

(c) USD 75 million, for the three year period commencing on the seventh year after the entry into force of this Agreement;

(d) USD 150 million, for the tenth year after entry into force of this Agreement.

Beginning with the Agreement's second year these thresholds shall be adjusted for cumulative inflation based on the US GDP price deflator from the date of entry into force of this Agreement.

Beginning with year eleven after entry into force of this Agreement, the threshold will be adjusted for growth in nominal Mexican GDP--but in no case will the threshold to be applied exceed that of Canada.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: All sectors

SUB-SECTOR: All sub-sectors

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: National Treatment (Article 1102) Senior Management
(Article 1107)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican States Political Constitution).

Ley General de Sociedades Cooperativas
(General Law of Cooperative

DESCRIPTION: Investment

No more than 10 percent of the persons participating in a Mexican Cooperative Production enterprise may be foreigners.

Foreigners cannot engage in general administrative functions.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: All sectors

SUB-SECTOR: All sub-sectors

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal para el Fomento de la Microindustria (Law to Promote the Microindustry).

DESCRIPTION: Investment

Only Mexican nationals and Mexican enterprises with foreigners' exclusion clause may qualify as microindustry enterprises.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Agriculture, Livestock, Forestry, and Lumber Activities

SUB-SECTOR: Agriculture, Livestock or Forestry

INDUSTRY CLASSIFICATION: CMAP 1111 Agriculture
CMAP 1112 Livestock
CMAP 120011 Forestry
CMAP 120012 Exploitation of Forest Nurseries
CMAP 120030 Collection of Forest Products
CMAP 120040 Falling Trees

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos (United Mexican States Political
Constitution).
Ley Agraria (Agrarian Law). Título VI,

DESCRIPTION: Investment

All enterprises constituted in Mexico
which own land for agriculture,
livestock or forestry purposes, must
issue a special type of shares ("T"
shares) which represent the value of
the aforementioned land at the time of
its acquisition. Investors of another
Party and their investments may own up
to 49 percent of such "T" shares.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Communications

SUB-SECTOR: Entertainment Services (Broadcasting and Multipoint
Distribution
Systems, (MDS), and Cable Television)

INDUSTRY CLASSIFICATION: CMAP 941104 Private Production and
Transmission of Radio Programs (Limited to
Production
and Transmission of Radio Programs, MDS
and uninterrupted music)

CMAP 941105 Private Services of Production,
Transmission and
Repetition of Television Programming
(Limited to Production, Transmission
and Repetition of Television Programs,

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal de Radio y Televisión
(Radio and Television Federal Law),
Título IV (Funcionamiento), Capítulo
III (Programación)

Reglamento de la Ley Federal de Radio
y Televisión y de la Ley de la
Industria Cinematográfica relativo al
contenido de las transmisiones de
Radio y Televisión (Regulations of the
Radio and Television Federal Law and
Motion Picture Industry Law relating
to Radio or Television Content), Título
III (Programación)

Reglamento del Servicio de Televisión
por Cable, (Cable Television
Regulations) Capítulo VI
(Programación)

DESCRIPTION: Cross-Border Services

For the protection of copyrights a
holder of a concession for a
commercial broadcast station or for a
cable television system in Mexico is
required to obtain an authorization
from the Secretaría de Gobernación to
import in any form radio or television
programming for broadcast or cable
distribution of such programming
within Mexico.

The authorization will be granted if
the request includes documentation
showing that the foreign government,
sponsoring international organization,
or the private entrepreneur or
organizer has granted the license
("derechos") to retransmit or
distribute by cable such program.

=====
=====

ANNEX I

SECTOR: Communications

SUB-SECTOR: Entertainment Services (Cable Television)

INDUSTRY CLASSIFICATION: CMAP 941105 Private Services of
Production, Transmission and
Retransmission of Television
Programming (Limited to cable
television)

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos(United Mexican States
Political Constitution), Article 32

Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Libro I Capítulo III (Concesiones,
Permisos y Contratos)

Ley Federal de Radio y Televisión
(Radio and Television Federal Law),
Título III, (Concesiones, Permisos e
Instalaciones)

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment)

Reglamento del Servicio de Televisión
por Cable (Cable Television
Regulations), Capítulo II
(Concesiones)

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment)

DESCRIPTION: Cross-Border Services

1. A concession granted by the
Secretaría de Comunicaciones y
Transportes is required to construct
and operate, or to operate, cable

television systems. Such concession is granted only to Mexican nationals or Mexican enterprises.

Investment:

2. Investors of another Party and their investments may own, directly or indirectly, up to 49 percent of an enterprise established or to be established in Mexico which owns or operates a cable television systems or provides cable television services.

DURATION: Cross-Border Services Indeterminate.

Investment

Paragraph 2 of the description shall govern upon entry into force of this Agreement; subject to discussion by the Parties five years after the entry into force of this Agreement.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Communications

SUB-SECTOR: Entertainment Services

INDUSTRY CLASSIFICATION: CMAP 941103 Private Exhibition of Films (cinema)

TYPE OF RESERVATION: National Treatment (Article 1202)
Performance Requirements (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de la Industria Cinematográfica (Motion Picture Industry Law)

Reglamento de la Ley de la Industria Cinematográfica (Regulations of the Motion Picture Industry)

DESCRIPTION: Cross-Border Services and Investment

On an annual basis, 30 percent of the screen time of every theater may be

reserved for films produced, either within or outside Mexico, by Mexican enterprises.

DURATION: The description shall govern upon entry into force of this Agreement.

Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Communications

SUB-SECTOR: Entertainment Services (Broadcasting, Multipoint Distribution Systems (MDS), and Cable Television)

INDUSTRY CLASSIFICATION: CMAP 941104 Private Production and Transmission of Radio Programs (Limited to Production and Transmission of Radio Programs, MDS and uninterrupted music)

CMAP 941105 Private Services of Production, Transmission and Retransmission of Television Programming (Limited to Production, Transmission and Retransmission of Television Programs, MDS, Direct Broadcasting Systems, High-Definition Television and Cable Television)

TYPE OF RESERVATION: National Treatment (Article 1202)
Performance Requirement (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal de Radio y Televisión, (Radio and Television Federal Law), Título IV (Funcionamiento), Capítulo III (Programación)

Reglamento de la Ley Federal de Radio y Televisión y de la Ley de la Industria Cinematográfica relativo al contenido de las transmisiones de Radio y Televisión (Regulation of Radio and Television Federal Law and Regulations of the Motion Picture Industry Law relating to Broadcasting Content), Título III (Programación)

Reglamento del Servicio de Televisión
por Cable (Cable Television
Regulations), Capítulo VI
(Programación)

DESCRIPTION: Cross-Border Services and Investment

The use of the Spanish language is
required for the broadcast, cable or
multipoint-distribution-system
distribution of radio or television
programming, except when the
Secretaría de Gobernación authorizes
the use of another language.

A majority of personnel involved in
the production and performance of a
live broadcast programming activity
must be Mexican nationals.

To perform in Mexico, a radio and
television announcer or presenter who
is not a Mexican national must obtain
an authorization from the Secretaría
de Gobernación.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Communications

SUB-SECTOR: Entertainment Services (Broadcasting,
and Multipoint Distribution Systems and Cable Television)

INDUSTRY CLASSIFICATION: CMAP 941105 Private Services of
Production, Transmission and
Retransmission of Television
Programming (Limited to Broadcasting,
Cable Television and Multipoint
Distribution Systems)

TYPE OF RESERVATION: National Treatment (Article 1202)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal de Radio y Televisión,
(Radio and Television Federal Law),

Título IV (Funcionamiento), Capítulo III (Programación)

Reglamento de la Ley Federal de Radio y Televisión y de la Ley de la Industria Cinematográfica relativo al contenido de las transmisiones de Radio y Televisión (Regulations of the Radio and Television Federal Law and Regulation of the Motion Picture Industry Law relating to Broadcasting Content), Título III (Programación)

Reglamento del Servicio de Televisión por Cable, (Cable Television Regulations), Capítulo VI (Programación)

DESCRIPTION: Cross-Border Services and Investment

The use of the Spanish language or Spanish subtitles is required for advertising broadcast or distributed in Mexico.

Advertising included in programs transmitted directly from outside Mexico may not be broadcast in such programs when they are retransmitted or distributed in Mexico

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Communications

SUB-SECTOR: Telecommunications (Enhanced or Value-Added Services)

INDUSTRY CLASSIFICATION: CMAP 720006 Other Telecommunications Services (Limited to Enhanced or Value-Added Services)

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Vías Generales de Comunicación (General Means of Communication Law),

Reglamento de Telecomunicaciones
(Telecommunications Regulations),
Capítulo 4, (Permisos)

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment)

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment)

DESCRIPTION: Cross-border Services

1. A provider of enhanced or value-added services must obtain a permit issued by the Secretaría de Comunicaciones y Transportes.
2. Persons of Canada or the United States may provide all enhanced or value-added services, except videotext or enhanced packet switching services, without the need to establish local presence.
3. Videotext and enhanced packet switching services may not be provided on a cross-border basis.

Investment

1. Investors of another Party and their investments may own 100 percent of an enterprise established or to be established in Mexico that provides any telecommunication enhanced or value-added service, other than videotext or enhanced packet switching services.
2. Investors of another Party and their investments may own, directly or indirectly, up to 49 percent of an enterprise established or to be established in Mexico that provides videotext or enhanced packet switching services.

DURATION: Cross-border Services

Paragraphs 2 and 3 of the description shall govern upon entry into force of this Agreement.

Commencing July 1, 1995, a person of Canada or the United States may provide videotext or enhanced packet switching services without the need to establish a local presence in Mexico.

Investment

Paragraph 1 of the description shall govern upon entry into force of this Agreement.

Commencing July 1, 1995, investors of another Party and their investments may own 100 percent of an enterprise established or to be established in Mexico that provides videotext or enhanced packet switching services.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Communications

SUB-SECTOR: Transport Telecommunications General Means of Communication

INDUSTRY CLASSIFICATION: CMAP 7200 Communications
 CMAP 7100 Transport
 CMAP 9411 Radio and Television

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Vías Generales de Comunicación
(General Means of Communication Law)

Ley Federal de Radio y Televisión,
(Radio and Television Federal Law)

Reglamento del Servicio de Televisión
por Cable (Cable Television
Regulations)

DESCRIPTION: Investment

Foreign Governments and Foreign state enterprises or their investments may not invest, directly or indirectly, in a Mexican enterprise providing services related to the general means of communication set out herein.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Construction

SUB-SECTOR:

INDUSTRY CLASSIFICATION: CMAP 501101 Residential or Housing
Construction

CMAP 501102 Non-residential Construction

CMAP 501200 Construction of Urbanization

Projects

CMAP 501311 Construction of Industrial Plants

CMAP 501312 Construction of Electricity

Generation

Plants

CMAP 501321 Construction and Maintenance of
Electricity Conduction Lines and Networks

CMAP 501411 Mounting or Installing Concrete
Structures

CMAP 501412 Mounting or Installing Metallic
Structures

CMAP 501421 Marine and River Works

CMAP 501422 Construction of Routes for Land
Transportation

CMAP 502001 Hydraulic and Sanitation

Installations in

Buildings

CMAP 502002 Electrical Installations in Buildings

CMAP 502003 Telecommunications Installations

CMAP 502004 Other Special Installations

CMAP 503001 Earth Movement

CMAP 503002 Cement Works

CMAP 503003 Underground Excavations

CMAP 503004 Underwater Works

CMAP 503005 Installation of Signs and Warnings

CMAP 503006 Demolition

CMAP 503007 Construction of Water Purification

or

Treatment Plants

CMAP 503009 Drilling Water Wells

CMAP 503010 Construction Activities not

Elsewhere

Classified

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment), Capítulos II y III

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment).

DESCRIPTION: Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interests of

an enterprise established or to be established in Mexico that carry out construction activities as set out in the classification mentioned above.

DURATION: Five years after the entry into force of this Agreement, investors of another Party and their investments may own 100 percent of the ownership interests of such enterprises without Comisión Nacional de Inversiones Extranjeras' prior approval.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Construction

SUB-SECTOR: Not applicable

INDUSTRY CLASSIFICATION: CMAP 503008 Exploration and drilling works and services done by specialized contractors excluding the case when these same works and services are done by personnel of PEMEX in the activities classified under industrial classification 220000.

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican States Political Constitution), Título I Capítulo I.

Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo (Regulatory Law of Article 27 of the United Mexican States Political Constitution in matters related with Petroleum)

Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment) Capítulo I

Reglamento de la Ley para Promover la

Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment)

DESCRIPTION: Investment

Risk-sharing services contracts are
prohibited.

Prior approval of the Comisión
Nacional de Inversiones Extranjeras is
required for investors of another
Party and their investments to own,
directly or indirectly, more than 49
percent of the ownership interests of
an enterprise established or to be
established in Mexico involved in
"non-risk sharing" service contracts
for the drilling of petroleum and gas
wells.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Educational Services

SUB-SECTOR: Private Schools

INDUSTRY CLASSIFICATION: CMAP 921101 Preschool Private
Educational Services

CMAP 921102 Primary School Private
Educational Services

CMAP 921103 Secondary School Private
Educational Services

CMAP 921104 Middle High School Private
Educational Services

CMAP 921105 Higher Private Educational
Services

CMAP 921106 Private Educational
Services that Combine Preschool,
Primary, Secondary, Middle High and
Higher Instruction

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment)

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment)

Ley Para la Coordinación de la Educación Superior (Law for the Coordination of the Higher Education), Capítulo II

Ley Federal de Educación (Education Law), Capítulo III

DESCRIPTION: Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interests of an enterprise established or to be established in Mexico that operates educational services as set out in the classification mentioned above.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Energy

SUB-SECTOR: Commercialization of Petroleum Products

INDUSTRY CLASSIFICATION: CMAP 623050 Retail Sales of Gas of liquified petroleum gas (LPG), including the installation of fixed deposits when the facilities are built by the same establishment.

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Reglamentaria del Artículo 27
Constitucional en el Ramo del Petróleo
(Regulatory Law of Article 27 of the
United Mexican States Political
Constitution related to Oil).

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment). Capítulo I

Reglamento de la Ley Reglamentaria del
Artículo 27 Constitucional en el Ramo
de Petróleo (Reglamentation of the
Regulatory Law of Article 27 of the
United Mexican States Political
Constitution related to Oil)

Reglamento de la Distribución de
Gas.(Regulations of the Distribution
of LPG). Capítulos I y II
(Autorizaciones y permisos)

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment).

DESCRIPTION: Investment

Only Mexican nationals and Mexican
enterprises with foreigners' exclusion
clause may engage in the distribution
of liquified Petroleum gas.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Energy

SUB-SECTOR: Commercialization of Petroleum Products

INDUSTRY CLASSIFICATION: CMAP 6260000 Retail Outlets of Gasoline and Diesel. Includes Lubricants, Oils and Additives for Resale in these Retail Outlets.

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo (Regulatory Law of Article 27 of the United Mexican States Political Constitution related to Oil)

Reglamento de la Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo (Reglamentation of the Regulatory Law of Article 27 of the United Mexican States Political Constitution related to Oil).

DESCRIPTION: Only Mexican nationals and Mexican enterprises with foreigners' exclusion clause may acquire, establish and operate retail outlets engaged in the resale of gasoline, diesel, lubricants, oils and additives.

DURATION: The description shall govern upon entry into force of this Agreement

=====

ANNEX I
Schedule of Mexico

SECTOR: Fishing

SUB-SECTOR: Fishing

INDUSTRY CLASSIFICATION: CMAP 130011 Fishing on the High Seas

CMAP 130012 Coastal Fishing

CMAP 130013 Fresh Water Fishing

CMAP 130014 Fishing in the Economic Exclusive

Zone

TYPE OF RESERVATION: National Treatment (Article 1102)
Most-Favored-Nation Treatment (Article 1103)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Pesca (Fishing Law) Capítulo I.

Ley de Navegación y Comercio Marítimo
(Navigation and Maritime Commerce
Law), Libro II Título Unico Capítulo V

Ley Federal del Mar (Federal Sea Law)

Ley Federal de Aguas (Federal Law of
Water)

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment).

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment).

DESCRIPTION: Investment

With respect to enterprises
established or to be established in
Mexico performing coastal fishing,
fresh water fishing and fishing in the
exclusive economic zone, investors of
another Party and their investments
may own, directly or indirectly, up to
49 percent of the ownership interest
of such enterprises.

With respect to enterprises
established or to be established in
Mexico performing fishing on the high
seas, prior approval of the Comision
Nacional de Inversiones Extranjeras is
required for investors of another
Party or their investments to own,
directly or indirectly, more than 49
percent of the ownership interests of
enterprises established or to be
established in Mexico performing
fishing on the high seas.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Manufacturing and Assembly of Goods

SUB-SECTOR: Auto Parts Industry

INDUSTRY CLASSIFICATION: CMAP 383103 Manufacturing of Parts and
Accessories for Electrical Automotive
Systems

CMAP 384121 Manufacture and Assembly
of Car and Truck Bodies and Tows

CMAP 384122 Manufacture of Car and
Trucks Motors and Their Parts

CMAP 384123 Manufacture of Car and
Truck Transmission System Parts

CMAP 384124 Manufacture of Car and
Truck Suspension System Parts

CMAP 384125 Manufacture of Car and
Truck Brake System Parts and
Accessories

CMAP 384126 Manufacture of Other Car
and Truck Parts and Accessories

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Annex 300-A (Trade and Investment in
the Automotive Industry Sector) of
this Agreement.

Ley Para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment).

Reglamento de la Ley Para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment).

Decreto para el fomento y
modernización de la Industria
Automotriz (Decree for the Development
and Modernization of the Automotive

Industry) ("Auto Decree").

Decreto que Determina Reglas para la Aplicación del Decreto para el Fomento y Modernización de la Industria Automotriz (Resolution that Establishes Rules for the Implementation of the Auto Decree) ("Auto Decree Implementing Regulations").

DESCRIPTION: Investors of another Party and their investments may own, directly or indirectly, up to 49 percent of the ownership interests of an enterprise established or to be established in Mexico and engaged in the auto parts industry.

Investors of another Party and their investments that qualify as "national suppliers" may own 100% of an enterprise established or to be established in Mexico engaged in the manufactured of specified auto parts.

To qualify as "national supplier", the enterprise must:

- (a) obtain a national value added calculated as set out in the "Auto Decree Implementing Regulations" of at least 20%; and
- (b) not be controlled or related, directly or indirectly, to a manufacturer of motor vehicles.

DURATION: Annex 300-A (Trade and Investment in the Automotive Sectors) of Chapter Three (National Treatment and Market Access) shall govern.

Commencing on the sixth year after the entry into force of this Agreement, investors of another Party and their investments may own 100 percent of the ownership interests of an enterprise established or to be established in Mexico engaged in auto parts industry.

(See also page I-M-39 of this Schedule - performance requirements)

=====

ANNEX I
Schedule of Mexico

SECTOR: Manufacture of Goods

SUB-SECTOR: Automotive Industry

INDUSTRY CLASSIFICATION: CMAP 383103 Manufacturing of Parts and
Accessories for Electrical Automotive
Systems

CMAP 3841 Automotive Industry.

CMAP 384121 Manufacture and Assembly
of Car and Truck Bodies and Tows

CMAP 384122 Manufacture of Car and
Trucks Motors and Their Parts

CMAP 384123 Manufacture of Car and
Truck Transmission System Parts

CMAP 384124 Manufacture of Car and
Truck Suspension System Parts

CMAP 384125 Manufacture of Car and
Truck Brake System Parts and
Accessories

CMAP 384126 Manufacture of Other Car
and Truck Parts and Accessories

TYPE OF RESERVATION: Performance Requirements (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Annex 300-A (Trade and Investment in the Automotive
Sector)
of Chapter Three (Market Access) of this Agreement

Decreto para el fomento y
modernización de la Industria
Automotriz (Decree for the Development
and Modernization of the Automotive
Industry) ("Auto Decree")

Decreto que Determina Reglas para la
Aplicación del Decreto para el Fomento
y Modernización de la Industria
Automotriz (Resolution that

Establishes Rules for the
Implementation of the Auto Decree)
("Auto Decree Implementing
Regulations")

DESCRIPTION: Investment

Annex 300-A (Trade and Investment in
the Automotive Sector) of Chapter
Three (Market Access) shall govern. A
summary of performance requirements in
the automotive industry follows:

(a) National value added shall
constitute at least 20% of the
total value of sales of an
enterprise of the autoparts
industry or of a "National
Supplier". In calculating the
national value added, custom
duties shall be included in the
value of imports.

(b) A manufacturer of motor vehicles
must attain specified levels of
national value added from
suppliers of Mexican parts
(enterprises of the autoparts
industry and national suppliers)
and must comply with specified
trade balance requirements in
order to receive permits for the
importation of new motor
vehicles.

(c) Manufacturers of
autotransportation vehicles may
only import the types of
autotransportation vehicles it
produces in Mexico and in a
quantity not exceed 50% of the
number of such vehicles it
produces in Mexico in a year.

DURATION: Annex 300-A (Trade and Investment in
the Automotive Sector) of Chapter
Three (Market Access) shall govern
upon entry into force of this
Agreement

Commencing on the sixth year after
entry into force of this Agreement
Mexico will eliminate restrictions on
the number of an autotransportation
vehicles that a manufacture

autotransportation vehicles may import.

Commencing on the eleventh year after the entry into force of this Agreement, Mexico will eliminate all performance requirements in the Auto Decree and the "Auto Decree Implementing Regulations".

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Manufacture of Goods

SUB-SECTOR: Maquiladora Industry

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: Performance Requirements (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Aduanera (Customs Law)

Decreto para el Fomento y Operación de la Industria Maquiladora de Exportación (Decree for the Promotion and Operation of Maquiladora Industry for Export)

DESCRIPTION: Investment

Persons authorized by the Secretaría de Comercio y Fomento Industrial to operate under the "Maquiladora Decree" may not sell to the domestic market more than 50% of the total value of its exports.

DURATION: Domestic market may not exceed:

(a) during the first year of entry into force of this Agreement, 55% of the total value of its exports;

(b) during the second year after the date of entry into force of this

Agreement, 60% of the total value of its exports;

(c) during the third year after the date of entry into force of this Agreement, 65% of the total value of its exports;

(d) during the fourth year after the date of entry into force of this Agreement, 70% of the total value of its exports;

(e) during the fifth year after the date of entry into force of this Agreement, 75% of the total value of its exports;

(f) during the sixth year after the date of entry into force of this Agreement, 80% of the total value of its exports;

(g) during the seventh year after the date of entry into force of this Agreement, 85% of the total value of its exports;

(h) from the eighth year after the date of entry into force of this Agreement and thereafter, persons may not be subject to this requirement.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Manufacture of Goods

SUB-SECTOR: Not applicable

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: Performance Requirements (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Reglamentaria del Artículo 131 de la Constitución Política de los Estados Unidos Mexicanos en Materia de Comercio Exterior (Mexican Foreign

Trade Act)

Decreto para el Fomento y Operación de las Empresas Altamente Exportadoras" (Decree for the Promotion and Operation of High-Export Firms)

DESCRIPTION: Investment

1. "Direct exporters" authorized by the Secretaría de Comercio y Fomento Industrial to operate under the "ALTEX Decree" must export at least 40% of their total sales or \$2,000,000. U.S. dollars.

2. "Indirect exporters" authorized by the Secretaría de Comercio y Fomento Industrial to operate under the "ALTEX Decree" must export at least 50% of their total sales.

DURATION: Seven years after the entry into force of this Agreement, direct and indirect exporters will not be subject to the above mentioned percentage.

=====

ANNEX I
Schedule of Mexico

SECTOR: Manufacture of Goods

SUB-SECTOR: Not applicable

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: Performance Requirements (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Reglamentaria del Artículo 131 de la Constitución Política de los Estados Unidos Mexicanos en Materia de Comercio Exterior (Mexican Foreign Trade Act).

Ley Aduanera (Customs Law).

Programa de Importación Temporal para Producir Artículos de Exportación (Temporal Import Program to Produce

Export Goods).

DESCRIPTION: Investment

Persons authorized by Secretaría de Comercio y Fomento Industrial to operate under the "PITEX Decree" are required to:

(a) export at least 30% of their total production for the temporary entry of machinery, equipment, instruments, molds and durable tools used in the manufacturing process; equipment used to handle materials directly related to exported such goods; and research, industrial security, quality control, communication, training personnel, computer and environmental devices, equipment and accessories or others related with the process of the goods exported.

(b) export at least 10% of their total production or \$500,000 U.S.dollars for the temporary import of raw materials, parts and components totally used as inputs on the export merchandise, packages, bottles, containers and trailer's containers which are fully used to contain export merchandise; fuel, lubricants, auxiliary materials, reparation of tools and equipment consumed in the export process.

DURATION: As from the eighth year after the date of entry into force of this Agreement such persons will not be subject to the above mentioned percentages.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Manufacturing Industry

SUB-SECTOR: Artificial explosives, fireworks, firearms and cartridges

INDUSTRY CLASSIFICATION: CMAP 352236 Manufacturing of Artificial Explosives and Fireworks

CMAP 382208 Manufacturing of Firearms and Cartridges

TYPE OF RESERVATION: National Treatment (Article 1102) Senior Management (Article 1107)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal de Armas de Fuego y Explosivos (Federal Law of Firearms and Explosives) Título III Capítulo I

Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment)

Reglamento de la Ley Federal de Armas de Fuego y Explosivos (Regulations of the Federal Law of Firearms and Explosives) Capítulo IV

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment)

DESCRIPTION: Investment

Investors of another Party and their investments may own, directly or indirectly, up to 49 percent of the ownership interest of an enterprise established or to be established in Mexico that manufacture artificial explosives and fireworks, and ammunition as set out in the classification mentioned above.

Foreigners cannot appoint directors nor become members of the board of directors of such enterprises.

DURATION: Indeterminate

=====

ANNEX I

SECTOR: Mining

SUB-SECTOR: Extraction and Exploitation of Minerals

INDUSTRY CLASSIFICATION: CMAP 210000 Exploitation of Mineral Carbon

CMAP 231000 Extraction of Minerals
Containing Iron

CMAP 232001 Extraction of Minerals
Containing Gold, Silver and Other
Precious Minerals and Metals

CMAP 232002 Extraction of Mercury and
Antimony

CMAP 232003 Extraction of Industrial
Minerals Containing Lead and Zinc

CMAP 232004 Extraction of Minerals
Containing Copper

CMAP 232006 Extraction of Other
Metallic Minerals Not Containing Iron

CMAP 291001 Extraction of Sand and
Gravel

CMAP 291002 Extraction of Marble and
other Gravels for construction

CMAP 291003 Exploitation of Feldspar

CMAP 291004 Extraction of Kaolin, Clay
and Refractory Minerals

CMAP 291005 Extraction of Limestones

CMAP 291006 Exploitation of Gypsum

CMAP 292001 Extraction of Barium Oxide

CMAP 292002 Extraction of Phosphoric
Rock

CMAP 292003 Extraction of Fluorite

CMAP 292004 Extraction of Sulphur

CMAP 292005 Extraction of Other
Minerals in Order to Obtain Chemicals

CMAP 292006 Extraction of Salt

CMAP 292007 Extraction of Graphite

CMAP 292008 Extraction of other Non
Metallic Minerals

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Minera (Mining Law)

Ley Para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment)

Reglamento de la Ley Minera (Mining
Law Regulations)

Reglamento de la Ley Para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment)

DESCRIPTION: Investment

Prior approval of the Comisión
Nacional de Inversiones Extranjeras is
required for investors of another
Party or their investments to own,
directly or indirectly, more than 49
percent of the ownership interests of
an enterprise established or to be
established in Mexico engaged in the
extraction or exploitation of all kind
of minerals.

DURATION: The description shall govern upon the
entry into force of this Agreement.

Commencing on the sixth year after the
entry into force of this Agreement
investors of another Party and their
investments may own 100 percent of
ownership interests of an enterprise
established or to be established in
Mexico engaged in such activities.

=====
=====

ANNEX I

SECTOR: Printing, Editing and Associated Industries

SUB-SECTOR: Newspaper Publishing

INDUSTRY CLASSIFICATION: CMAP 342001 Newspaper Publishing

TYPE OF RESERVATION: National Treatment (Article 1102)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment)

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment)

DESCRIPTION: Investment

Investors of another Party and their investments may own 100 percent of an enterprise established or to be established in Mexico engaged in the simultaneous printing and distribution in Mexico of a daily newspaper that is published outside of Mexico.

Investors of another Party and their investments may own, directly or indirectly, up to 49 percent of an enterprise established or to be established in Mexico engaged in the publication of daily newspapers written primarily for a Mexican audience and distributed in Mexico.

For purposes of this reservation, daily newspapers are those published at least five days a week.

DURATION: The description shall govern upon entry into force of this Agreement.

=====
=====

SECTOR: Professional, Technical and Specialized Services and Other Services Provider by natural persons

SUB-SECTOR: Medical Doctors

INDUSTRY CLASSIFICATION: CMAP 9231 Private Medical, Odontological and Veterinary Services (limited to medical and odontological services)

TYPE OF RESERVATION: National Treatment (Article 1202)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal del Trabajo (Federal Labor Law)

DESCRIPTION: Cross-Border Services

Only Mexican nationals licensed as doctors in Mexico may provide medical in-house services in Mexican enterprises.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Professional, Technical and Specialized Services and Services Provider by natural persons

SUB-SECTOR: Specialized Personnel

INDUSTRY CLASSIFICATION: CMAP 951012 Custom Brokers and Representation Agency Services (limited to shippers' export declarations)

TYPE OF RESERVATION: National Treatment (Article 1202)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Aduanera, (Customs Law) Capítulo Unico, Título Noveno

DESCRIPTION: Cross-Border Services

A shipper's export declaration must be processed by a Mexican national licensed as a customs broker (agente aduanal) or by the representative (apoderado aduanal) employed by the exporter and authorized by the Secretaría de Hacienda y Crédito Público for this purpose.

DURATION: Indeterminate; subject to discussion by the Parties five years after the entry into force of this Agreement.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Professional, Technical and Specialized Services and Other Services Provider by natural persons

SUB-SECTOR: Professional Services

INDUSTRY CLASSIFICATION: CMAP 9510 Professional, Technical and Specialized Services (limited to Professional Services)

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal and State

LEGAL CITATION: Ley Reglamentaria del Artículo 5o. Constitucional, relativo al ejercicio de las profesiones en el Distrito Federal y sus regulaciones (Regulatory Law of Article 5 of the United Mexican States Political Constitution in relation to Professional Services and its regulations) Capítulo III, Sección Tercera, Capítulos IV y V

Equivalent State Laws

Ley General de Población (General Population Law)
Capítulo III

DESCRIPTION: Cross-Border Services

Only Mexican nationals may be licensed

at the federal level, in the Distrito Federal, and in the States of Baja California Sur, Colima, Chihuahua, Durango, Jalisco, Estado de México, Morelos, Nayarit, Nuevo León, Puebla, Querétaro, Sonora, Tabasco and Veracruz in professions that require a "cédula professional".

Only a permanent resident (inmigrado or inmigrante) in Mexico may be granted a waiver of the citizenship requirement by the Supreme Court to be licensed as a professional at the federal level.

DURATION: Citizenship and permanent residency requirements are subject to removal within two years after the entry into force of this Agreement in accordance with Article 1210(3). Upon removal of these requirements, a foreign professional will be required to have non-immigrant visitor status and an address in Mexico.

With respect to legal services see Mexico's Schedule in Annex II, p. M-10.

=====

ANNEX I
Schedule of Mexico

SECTOR: Professional, Technical and Specialized Services and Services Provided by natural persons

SUB-SECTOR: Professional Services

INDUSTRY CLASSIFICATION: CMAP 951002 Legal Services and Foreign Legal Consultants

TYPE OF RESERVATION: National Treatment (Article 1102 and 1202)
Most-Favored-Nation Treatment (Articles 1103 and 1203)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal and State

LEGAL CITATION: Ley Reglamentaria del Artículo 5o. Constitucional, relativo al ejercicio

de las profesiones en el Distrito Federal (Regulatory Law of Article 5' of the United Mexican States Political Constitution in relation to Professional Services), Capítulo I, Capítulo III, Sección Tercera

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment)

DESCRIPTION: Cross Border Services and Investment

Except as provided for in this reservation, only lawyers licensed in Mexico may have an ownership interest in a law firm established in Mexico.

Lawyers licensed in a Canadian province that allows partnerships between lawyers licensed in that province and lawyers licensed in Mexico, will be permitted to form partnerships with lawyers licensed in Mexico.

The number of lawyers licensed in Canada serving as partners, and their ownership interest in the partnership, shall not exceed the number of lawyers licensed in Mexico serving as partners, and their ownership interest in the partnership. A lawyer licensed in Canada shall not be allowed to practice or advise on Mexican law.

A law firm established in Mexico resulting from the partnership of lawyers licensed in Canada and lawyers licensed in Mexico may hire lawyers licensed in Mexico as employees.

Lawyers licensed in Canada will be subject to the regime for foreign legal consultants established in page M-2 of Schedule VI.

DURATION: The description shall govern upon entry into force of this Agreement.

=====
=====

ANNEX I

SECTOR: Professional, Technical and Specialized Services and Services
Provided by natural persons

SUB-SECTOR: Professional Services

INDUSTRY CLASSIFICATION: CMAP 951003 Accounting and Auditing
Services (limited to accounting
services)

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Código Fiscal de la Federación,
(Federal Tax Code), Título Tercero,
Capítulo Unico

Reglamento del Código Fiscal de la
Federación, (Regulations of the
Federal Tax Code)

Reglamento de la Ley Para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment)

DESCRIPTION: Cross-Border Services

Only Mexican nationals who are
licensed as accountants in Mexico are
authorized to perform audits for tax
purposes on behalf of the following:

- (a) state enterprises,
- (b) enterprises that are authorized
to receive tax-deductible donations,
- (c) enterprises with income, capital
stock, number of employees, and
operations above levels specified
annually by the Secretaría de
Hacienda y Crédito Público, or
- (d) enterprises undergoing a merger
or divestiture.

DURATION: Citizenship and permanent residency
requirements are subject to removal
within two years after the entry into

force of this Agreement in accordance with Article 1210(3). Upon removal of these requirements, a foreign professional will be required to have non-immigrant visitor status and an address in Mexico.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Professional, Technical and Specialized Services and Services Provided by natural persons

SUB-SECTOR: Specialized Services

INDUSTRY CLASSIFICATION: CMAP 951001 Notary Public (limited to Corredores Públicos)

TYPE OF RESERVATION: National Treatment (Articles 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal and State

LEGAL CITATION: Código de Comercio (Commerce Code),
Libro Primero, Título Tercero

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment)

Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment)

DESCRIPTION: Cross-Border Services

1. Only a Mexican by birth may be licensed to be a commercial notary public.

2. A commercial notary public may not have any business affiliations with any person to provide commercial notary public services.

DURATION: 1. Citizenship and permanent residency requirements are subject to removal

within two years after the entry into force of this Agreement in accordance with Article 1210(3). Upon removal of these requirements, a foreign professional will be required to have non-immigrant visitor status and an address in Mexico.

2. Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Professional, Technical and Specialized Services and Services Provided by Natural Persons

SUB-SECTOR: Specialized Services

INDUSTRY CLASSIFICATION: CMAP 951001 Notary Public

TYPE OF RESERVATION: National Treatment (Article 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal and State

LEGAL CITATION: Ley del Notariado del Distrito Federal
(Notary Law of the Federal District,
and its equivalents at state laws)

Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Law to Promote Mexican Investment and to Regulate Foreign Investment)

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera (Regulations of the Law to Promote Mexican Investment and to Regulate Foreign Investment)

DESCRIPTION: Cross-Border Services and Investment

Only Mexicans by birth may be licensed to be notaries public.

A notary public may not have any business affiliations with any person to provide notary public services.

DURATION: Indeterminate

=====
=====
ANNEX I
Schedule of Mexico

SECTOR: Professional, Technical and Specialized Services and Services
Provided by Natural Persons

SUB-SECTOR: Specialized Services

INDUSTRY CLASSIFICATION: CMAP 923121 Private Veterinary
Services to Cattle

TYPE OF RESERVATION: National Treatment (Article 1202)

LEVEL OF GOVERNMENT: Federal, State and Local

LEGAL CITATION: Reglamento de Control de Productos
Químico-Farmacéuticos, Biológicos,
Alimenticios, Equipos y Servicios para
Animales, (Chemical Products Control
Regulations) Capítulos IV y V

DESCRIPTION: Cross-Border Services

Veterinarians responsible for
enterprises managing chemical,
pharmaceutical and biological goods
for application to animals must be
Mexican nationals. A Mexican national
who is a licensed professional must be
responsible for the laboratories of
such enterprises.

DURATION: Citizenship and permanent residency
requirements are subject to removal
within two years after the entry into
force of this Agreement in accordance
with Article 1210(3). Upon removal of
these requirements, a foreign
professional will be required to have
non-immigrant visitor status and an
address in Mexico.

=====
=====
ANNEX I
Schedule of Mexico

SECTOR: Retail Commerce

SUB-SECTOR: Sales of Non-Food Products in Specialized Establishment

INDUSTRY CLASSIFICATION: CMAP 623087 Sales of Firearms,
Cartridges and Ammunition

CMAP 612024 Wholesale Commerce, not
elsewhere Classified (limited to a
firearms, cartridges and ammunition)

TYPE OF RESERVATION: National Treatment (Article 1102)
Senior Management (Article 1107)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Federal de Armas de Fuego y
Explosivos (Federal Law of Firearms
and Explosives), Título Tercero,
Capítulo I

Reglamento de la Ley de Armas de Fuego
y Explosivos (Regulation of the
Federal Law of Firearms and
Explosives), Capítulo IV

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment)

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulations of
the Law to Promote Mexican Investment
and to Regulate Foreign Investment)

DESCRIPTION: Investment

Investors of another Party and their
investments may own, directly and
indirectly, up to 49 percent of the
ownership interest of an enterprise
established or to be established in
Mexico that sells firearms, cartridges
and ammunition as set out in the
classification mentioned above

Foreigners cannot appoint or elect
members to be directors nor become
members of the board of directors of
such enterprises.

DURATION: Indeterminate

=====

=====

ANNEX I
Schedule of Mexico

SECTOR: Religious Services

SUB-SECTOR: Not applicable

INDUSTRY CLASSIFICATION: CMAP 929001 Religious Services

TYPE OF RESERVATION: Senior Management (Article 1107)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Asociaciones Religiosas y Culto Privado (Religious Associations Law).
Título II, Capítulo II

DESCRIPTION: Investment

The representatives of the religious associations in Mexico must be Mexican nationals.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Services to Agriculture and Cattle

SUB-SECTOR: Services to Agriculture

INDUSTRY CLASSIFICATION: CMAP 971010 Agriculture Services Supply

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos, (United Mexican States Political Constitution) Article 32

Reglamento de la Ley de Sanidad Fitopecuaria (Regulation of the Phytosanitary Law), Capítulo VII

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría de Agricultura y Recursos Hidráulicos is required to spray pesticides.

Only Mexican nationals or Mexican enterprises may obtain such concession.

DURATION: The requirement of a concession will be replaced with a permit requirement, and the citizenship requirement will be eliminated, in accordance with the schedule of liberalization for specialty air services.

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Air Transportation

INDUSTRY CLASSIFICATION: CMAP 713001 Transportation
Services on Mexican-Registered
Aircraft

CMAP 713002 Air Taxi Transportation
Services

TYPE OF RESERVATION: National Treatment (Article 1102)
Senior Management (Article 1107)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley Para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera(Law to Promote Mexican
Investment and to Regulate Foreign
Investment), Capítulo I

Reglamento de la Ley Para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera(Regulation of the
Law to Promote Mexican Investment and
to Regulate Foreign Investment)

Ley de Vías Generales de
Comunicación(General Means of
Communications Law), Libro Cuarto,
Capítulo I-XII

DESCRIPTION: Investment

Investors of another Party and their investments may own directly or indirectly, up to 25 percent of the voting interest in an enterprise established or to be established in Mexico that provides commercial air services. The chairman and at least two-thirds of the board of directors and two-thirds of managing officers of such enterprises must be Mexican nationals.

DURATION: Description shall govern upon entry into force of this Agreement.

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Air Transportation

INDUSTRY CLASSIFICATION: CMAP 973303 Specialty Air Services

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Local Presence (Article 1205)
Senior Management (Article 1107)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Libro Cuarto, Capítulo XII

DESCRIPTION: Cross-Border Services

1. A permit issued by the Secretaría de Comunicaciones y Transportes (SCT) is required to provide all specialty air services in the territory of Mexico.

2. Such permit may be issued to a person of Canada and the United States to provide services related to flight training, forest fire-management, fire-fighting, glider towing, and

parachute jumping in Mexico, subject to compliance with national safety rules.

3. Such permit may not be issued to a person of Canada or the United States to provide: aerial advertising, aerial sightseeing services, aerial construction, heli-logging, inspection (surveillance), mapping, photography, surveying and aerial spraying services.

Investment

Investors of another Party and their investments may own, directly or indirectly, up to 25 percent of the voting interest in an enterprise established or to be established in Mexico that provides specialty air services. The chairman and at least two-thirds of the board of directors and two-thirds of managing officers of such enterprises must be Mexican nationals.

DURATION: Cross-Border Services

Paragraphs 2 and 3 of the description shall govern upon entry into force of this Agreement.

A person of Canada or the United States will be issued a permit by SCT to provide, subject to compliance with safety requirements, the following specialty air services:

(a) three years after entry into force of the Agreement, aerial advertising, aerial sightseeing services, aerial construction and heli-logging.

(b) six years after entry into force of this Agreement, inspection (surveillance), mapping, photography, surveying and aerial spraying services.

Investment

Description shall govern upon entry into force of this Agreement

=====
=====
ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Air Transportation

INDUSTRY CLASSIFICATION: CMAP 384205 Aircraft Building,
Assembly and Repair (limited to
aircraft repair)

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos (United Mexican
States Political Constitution),
Artículo 32

Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Libro Cuarto, Capítulo XV

Reglamento de Talleres Aeronáuticos
(Aeronautical Workshops Regulation)
Article 8

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría
de Comunicaciones y Transportes is
required to establish and operate an
aircraft repair facility. Only Mexican
nationals and Mexican enterprises may
obtain such concession.

DURATION: Indeterminate

=====
=====
ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Air Transportation

INDUSTRY CLASSIFICATION: CMAP 973301 Air Navigation Services

CMAP 973302 Airport and Heliport
Administration Services

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos (United Mexican
States Political Constitution),
Artículo 32

Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Libro Primero, Capítulo II y II, Libro
Cuarto, Capítulo IX

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera(Law to Promote Mexican
Investment and to Regulate Foreign
Investment) Libro Primero, Capítulo II
y III, Libro Cuarto, Capítulo IX

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera(Regulation of the
Law to Promote Mexican Investment and
to Regulate Foreign Investment)

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría
de Comunicaciones y Transportes is
required to construct and operate, or
operate, airports and heliports and to
provide air navigation services. Only
Mexican nationals and Mexican
enterprises may obtain such
concession.

Investment

Prior approval of the Comisión
Nacional de Inversiones Extranjeras is
required for investors of another
Party or their investments to own,
directly or indirectly, more than 49
percent of the ownership interest of
an enterprise established or to be
established in Mexico engaged in the

following activities:

- (a) construction and operation of airports or heliports;
- (b) operation of airports or heliports; or
- (c) provision of air navigation services.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Land Transportation

INDUSTRY CLASSIFICATION: CMAP 973101 Bus and Truck Station
Administration and Ancillary Services
(main bus and truck terminals and bus
and truck stations)

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Libro Primero, Capítulo II y III,
Libro Segundo, Título Segundo,
Capítulos I y II, Título Tercero,
Capítulo Unico

Reglamento para el Aprovechamiento del
Derecho de Vía de las Carreteras
Federales y Zonas Aledañas
(Regulations for the Use of the Right
of Way of Federal Roads and their
Adjacent Areas), Capítulos II y IV

Reglamento del Autotransporte Federal
de Pasajeros, (Regulations of the
Federal Transport of Passengers), and
34 Capítulo IV

DESCRIPTION: Cross-Border Services

A permit issued by the Secretaría de Comunicaciones y Transportes is required to establish or operate a bus or truck station or terminal. Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may obtain such permit.

Investment

Foreign investment is not permitted in an enterprise established or to be established in Mexico engaged in the establishment or operation of bus or truck station or terminals as described in the industry classification mentioned above.

DURATION: Cross-Border Services

Description shall govern upon entry into force of this Agreement.

Three years after signature of this Agreement, such permit may be obtained by Mexican nationals and Mexican enterprises.

Investment

With respect to enterprises established or to be established in Mexico providing such service investors of another Party and their investment may own:

- (a) three years after the signature of this Agreement, up to 49 percent of ownership interest of the enterprise;
- (b) seven years after the entry into force of this Agreement, up to 51 percent of the ownership interest of the enterprise; and
- (c) ten years after the entry into force of this Agreement, up to 100 percent of the enterprise.

=====

SECTOR: Transportation

SUB-SECTOR: Land Transportation

INDUSTRY CLASSIFICATION: CMAP 973102 Road and Bridge
Administration Services and Ancillary
Services

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos (United Mexican
States Political Constitution),
Artículo 32

Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Libro Primero, Capítulos I, II y III,
Libro Segundo, Título Segundo,
Capítulo II, Título Tercero, Capítulo
Unico

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría
de Comunicaciones y Transportes is
required to provide road and bridge
administration services and ancillary
services. Only Mexican nationals and
Mexican enterprises may obtain such
concession.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Land Transportation

INDUSTRY CLASSIFICATION: CMAP 711312 Urban and Suburban
Passenger Transportation Service by
Bus

CMAP 711315 Collective Automobile
Transportation Service

CMAP 711316 Established Route
Automobile Transportation Service

CMAP 711317 Automobile Transportation
Service from a Specific Station

CMAP 711318 School and Tourist
Transportation Service (limited to
school transportation service)

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)

LEVEL OF GOVERNMENT: Federal and State

LEGAL CITATION: Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote General
Investment and to Regulate Foreign
Investment)

Ley de Vías Generales de Comunicación
(General Means of Communication Law)

Reglamento de la Ley para Promover la
Inversión Mexicana y Regular la
Inversión Extranjera (Regulation of
the Law to Promote General Investment
and to Regulate Foreign Investment)

Reglamento para el Autotransporte
Federal de Pasajeros (Regulations of
the Federal Transport of Passengers)

State laws [to be provided]

DESCRIPTION: Cross-Border Services and Investment

Only Mexican nationals and Mexican
enterprises with a foreigners'
exclusion clause may provide local bus
services, school bus services and taxi
and other collective transportation
services.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Land Transportation

INDUSTRY CLASSIFICATION: CMAP 711201 Road Transport Services
for Construction Materials

CMAP 711202 Road Transport Moving
Services

CMAP 711203 Other Services of
Specialized Cargo Transportation

CMAP 711204 General Trucking Services

CMAP 711311 Inter-City Busing Services

CMAP 711318 School and Tourist
Transportation Services (limited to
tourist transportation services).

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: State

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos (United Mexican
States Political Constitution),
Artículo 32

State laws and its regulations
equivalent to Ley de Vías Generales de
Comunicación (General Means of
Communication Law) [to be provided]
Libro Primero, Título Segundo,
Capítulo II, Libro Primero, Capítulo
III

DESCRIPTION: Cross-Border Services

In each state, a concession is
required to provide intrastate bus and
truck services on roads under the
jurisdiction of such state. Such
concession is provided on the basis of
economic needs tests.

Preferences in the granting of such
concessions by states is accorded to
natural persons born in such states
and enterprises constituted by persons
born in such states, including the
states of Michoacán, San Luis Potosí,
Tamaulipas, Tlaxcala and Zacatecas.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Land Transportation

INDUSTRY CLASSIFICATION: CMAP 711201 Road Transport Services
for Construction Materials

CMAP 711202 Road Transport Moving
Services

CMAP 711203 Other Services of
Specialized Cargo Transportation

CMAP 711204 General Trucking Services

CMAP 711311 Inter-City Busing Services

CMAP 711318 School and Tourist
Transportation Services (limited to
tourist transportation services)

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Vías Generales de Comunicación
(General Means of Communication Law),
and its regulations [to be provided]

Ley para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera, (Law to Promote General
Investment and to Regulate Foreign
Investment)

Memorandum de Entendimiento entre los
Estados Unidos Mexicanos y los Estados
Unidos de Norteamérica para la
promoción de Servicios de Transporte
Turístico de Ruta Fija, (Memorandum of
Understanding Between the United
States of America and the United
Mexican States on Facilitation of
Charter/Tour Bus Service)

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, (Regulation of the Law to Promote General Investment and to Regulate Foreign Investment)

DESCRIPTION: Cross-Border Services

A permit issued by the Secretaría de Comunicaciones y Transportes is required to provide bus or truck services for the transportation of goods or passengers to or from the territory of Mexico. Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may provide such services, except that a person of Canada or the United States may be granted permanent operating authority to provide international charter or tour bus services into the territory of Mexico.

Only Mexican nationals, and Mexican enterprises with a foreigners' exclusion clause, using Mexican registered equipment and drivers who are Mexican nationals, may provide bus and truck services for the transportation of goods and passengers between two points in the territory of Mexico.

Investment

Foreign investment is not permitted in an enterprise established or to be established in Mexico engaged in bus or truck transportation services as described in the industry classification mentioned above.

DURATION: Cross-Border Services

Description shall govern upon entry into force of this Agreement.

A person of Canada or of the United States will be permitted to provide:

- (a) three years after signature of this Agreement, cross-border truck services to or from the territory of border states (Baja California, Sonora, Chihuahua,

Coahuila, Tamaulipas and Nuevo León), and such person will be permitted to enter and depart Mexico through different ports of entry in such states;

(b) three years after signature of this Agreement, only Mexican nationals and Mexican enterprises, using Mexican-registered equipment and drivers who are Mexican nationals, may provide bus and truck services for the transportation of goods and passengers between two points in the territory of Mexico.

(c) three years after entry into force of this Agreement, cross-border scheduled bus services to or from the territory of Mexico; and

(d) six years after entry into force of this Agreement, cross-border truck services to or from the territory of Mexico.

Investment

With respect to enterprises established or to be established in Mexico providing such services, investors of another Party may own:

(a) three years after signature of this Agreement, up to 49 percent of ownership of an enterprise providing bus services, tourist transportation services and truck services for the transportation of international cargo, between points in the territory of Mexico;

(b) seven years after entry into force of this Agreement, up to 51 percent of the ownership interest of an enterprise providing bus services, tourist transportation services or truck services for the transportation of international cargo, between points in the territory of

Mexico; and

(c) ten years after entry into force of this Agreement, up to 100 percent ownership interest of an enterprise providing bus services, tourist services and truck services for the transportation of international cargo, between points in the territory of Mexico.

Foreign ownership in enterprises providing truck services for the carriage of domestic cargo will not be permitted. Indeterminate.

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Land Transportation and Water Transportation

INDUSTRY CLASSIFICATION: CMAP 501421 Marine and River Works

CMAP 501422 Construction of Roads for
Land Transportation

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados
Unidos Mexicanos, (Political
Constitution of the United Mexican
States) Artículo 32

Ley de Vías Generales de Comunicación
(General Means of Communications Law)
Libro Primero, Capítulos I, Libro
Segundo, Capítulo I

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría de Comunicaciones y Transportes is required to construct and operate, or operate, marine and river works and roads for land transportation. Such

concession may be granted only to Mexican nationals and Mexican enterprises.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Non-energy pipelines

INDUSTRY CLASSIFICATION: Not applicable

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican States Political Constitution)

Ley de Vías Generales de Comunicación (General Means of Communication Law), Articles 8, 12 and 5

Ley Federal de Aguas (Waters Federal Law)

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría de Comunicaciones y Transportes is required to construct and operate, or operate, pipelines carrying non-energy goods, excluding basic petrochemicals. Only Mexican nationals and Mexican enterprises may obtain such concession.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Freight and Passenger Water Transportation

INDUSTRY CLASSIFICATION: CMAP 712011 International Maritime
Transportation Services

CMAP 712012 Cabotage Maritime Services

CMAP 712013 International and Cabotage
Towing Services

CMAP 712021 River and Lake
Transportation Services

CMAP 712022 Internal Port Water
Transportation Services

TYPE OF RESERVATION: National Treatment (Articles 1102, 1202)
Most-Favored-Nation (Articles 1103, 1203)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Vías Generales de Comunicación
(General Means of Communication Law),
Capítulo III, Libro Tercero

Ley para el Desarrollo de la Marina
Mercante (Law for the Development of
the Merchant Navy), Capítulos I y III

Ley de Navegación y Comercio Marítimos
(Navigation and Maritime Navigation
Law)

Libro Segundo, Título Unico, Capítulos
I y III Ley Para Promover la Inversión
Mexicana y Regular la Inversión
Extranjera (Law to Promote Mexican
Investment and to Regulate Foreign
Investment)

DESCRIPTION: Cross-Border Services and Investment

Maritime cabotage services, including
off-shore maritime services, are
reserved to Mexican-flagged vessels. A
waiver may be granted by the
Secretaría de Comunicaciones y
Transportes when Mexican-flagged
vessels are not able to provide such
services. Only Mexican flagged vessels
may transport cargo owned by the
Federal Government.

Foreign-flagged vessels may provide international maritime services in Mexico on the basis of reciprocity with the relevant country. Only Mexican-flagged towing vessels may provide towing services from Mexican ports to foreign ports. When such towing vessels are not able to provide such services, the Secretaría de Comunicaciones y Transporte may provide a permit to foreign-flagged towing vessels. Only a Mexican national or a Mexican enterprise with a foreigners' exclusion clause may own vessels registered and flagged as Mexican. All members of the board of directors and managers of such enterprise must be Mexican nationals.

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments, to own, directly or indirectly, more than 49 percent of the ownership interest of an enterprise established or to be established in Mexico operating foreign-flagged vessels providing international maritime transport services.

DURATION: Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Specialized Personnel

INDUSTRY CLASSIFICATION: CMAP 951012 Customs Brokers (Agentes Aduanales)

TYPE OF RESERVATION: National Treatment (Article 1102)

LEGAL CITATION:

Constitución Política de los Estados Unidos Mexicanos (United Mexican States Political Constitution)

Ley Aduanera (Customs Law)

DESCRIPTION: Investment

Only Mexican nationals by birth may serve as customs brokers.

DURATION:
Indeterminate

=====
=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Water Transportation

INDUSTRY CLASSIFICATION: CMAP 1300 Fishing

TYPE OF RESERVATION: National Treatment (Article 1202)
Most-Favored-Nation (Article 1203)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican Stated Political Constitution), Artículo 32

Ley de Pesca (Fishing Law), Capítulos I y II

Ley de Navegación y Comercio Marítimo (Navigation and Maritime Commerce Law) Libro Segundo, Título Unico, Capítulo I

DESCRIPTION: Cross-Border Services

A concession granted, or permit issued, by the Secretaría de Pesca is required to engage in fishing activities in Mexican jurisdictional waters. Only Mexican nationals and Mexican enterprises, using Mexican-flagged vessels, may obtain such concession or permit. Permits may exceptionally be issued to persons operating vessels flagged in a foreign country that provides equivalent treatment to Mexican-flagged vessels

to engage in fishing activities in the Exclusive Economic Zone (EEZ).

Only Mexican nationals and Mexican enterprises may obtain authorization from the Secretaría de Pesca for deep sea fishing on Mexican-flagged vessels, fixed rigging installation, recollection from the natural milieu of larvae, post-larvae, eggs, seeds or alevines, for research or acuaculture purposes, introduction of live species into Mexican jurisdictional waters, and for educational fishing in accordance with the programmes of the fishing educational institutions.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Water Transportation

INDUSTRY CLASSIFICATION: CMAP 384201 Shipbuilding and Ship Repairs

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)
Performance Requirement (Article 1106)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican Stated Political Constitution),
Artículo 32

Ley de Vías Generales de Comunicación (General Means of Communication Law)
Capítulo XV, Libro Tercero

Ley Para el Desarrollo de la Marina Mercante (Law for the Development of the Merchant Navy), Capítulo IV

DESCRIPTION: Cross-Border Services and Investment

A concession granted by the Secretaría

de Comunicaciones y Transportes is required to establish and operate a shipyard. Only Mexican nationals and Mexican enterprises may obtain such concession.

For the owner of a Mexican-flagged vessel to be eligible for government cargo preferences, subsidies and tax benefits granted under the Ley para el Desarrollo de la Marina Mercante, such person must carry out repair and maintenance operations in shipyards and repair facilities in Mexico.

DURATION: Indeterminate

=====

ANNEX I
Schedule of Mexico

SECTOR: Transportation

SUB-SECTOR: Water Transportation

INDUSTRY CLASSIFICATION: CMAP 973203 Maritime and Inland (Lake and Rivers) Ports Administration

TYPE OF RESERVATION: National Treatment (Article 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Ley de Navegación y Comercio Marítimo (Navigation and Maritime Commerce Law), Libro Segundo, Capítulo II Secciones A y B, Título Unico

Ley de Vías Generales de Comunicación (General Means of Communication Law), Capítulo XI

DESCRIPTION: Cross-Border Services

All port workers must be Mexican nationals.

DURATION: Indeterminate

=====

ANNEX I

SECTOR: Transportation

SUB-SECTOR: Water Transportation

INDUSTRY CLASSIFICATION: CMAP 973201 Loading and Unloading Services Related to Water Transportation (includes operation and maintenance of docks; Loading and unloading of vessels at shore-side; marine cargo handling; operation and maintenance of piers; ship and boat cleaning; stevedoring; transfer of cargo between ships and trucks, trains, pipelines and wharfs; waterfront terminal operations)

TYPE OF RESERVATION: National Treatment (Article 1102, 1202)
Local Presence (Article 1205)

LEVEL OF GOVERNMENT: Federal

LEGAL CITATION: Constitución Política de los Estados Unidos Mexicanos (United Mexican States Political Constitution),
Artículo 32

Ley de Navegación y Comercio Marítimo
(Navigation and Maritime Commerce Law), Libro Primero, Título Unico, Capítulo I, Libro Segundo, Título Segundo

Ley Orgánica de la Administración Pública Federal (Federal Public Administration Law)

Ley de Vías Generales de Comunicación
(General Means of Communication Law)
Libro Tercero, Capítulo II

Reglamento del Servicio de Maniobras en las Zonas Federales de Puertos, Articles 1, 2, 13 and 14
(Operation Services in the Federal Port Zones Regulation), Libro Primero, Título Unico, Capítulo I, Libro Segundo, Título Unico, Capítulo II, Sección A y Libro Cuarto, Título Unico

Reglamento para el Uso y Aprovechamiento del Mar Territorial,

Vías Navegables, Playas, Zona Federal Marítimo Terrestre y Terrenos Ganados al Mar, (Regulation for the Use of the Territorial Sea, Navigable Ways, Beaches, Maritime and Terrestrial Federal Zones)

DESCRIPTION: Cross-Border Services

A concession granted by the Secretaría de Comunicaciones y Transportes is required to construct and operate, or operate, maritime and inland port terminals, including dock, cranes and related facilities. Only Mexican nationals and Mexican enterprises may obtain such concession.

A permit issued by the Secretaría de Comunicaciones y Transportes is required to provide stevedoring and warehousing services. Only Mexican nationals and Mexican enterprises may obtain such permit.

Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own directly or indirectly, more than 49 percent of the ownership interest of an enterprise established or to be established in Mexico providing to third persons the following services: operation and maintenance of docks; loading and unloading of vessels at shore-side; marine cargo handling; operation and maintenance of piers; ship and boat cleaning; stevedoring; transfer of cargo between ships and trucks, trains, pipelines and wharves; and waterfront terminal operations.

DURATION: Cross-Border Services

Indeterminate

Investment

Description shall govern upon entry into force of this Agreement.