

EUROPEAN UNION

LIST OF COMMITMENTS REGARDING CONTRACTUAL SERVICE SUPPLIERS  
AND INDEPENDENT PROFESSIONALS  
IN CONFORMITY WITH ARTICLES 10.3 AND 10.4

1. The list of commitments in this Annex indicates the economic activities liberalised pursuant to Articles 10.3 and 10.4 for the categories of contractual service suppliers and independent professionals, and specifies the limitations that apply by means of reservations. The list in this annex is composed of two columns as follows:
  - (a) the first column indicates the sector or sub-sector for which the category of contractual service suppliers and independent professionals is liberalised; and
  - (b) the second column describes the applicable reservations.

The European Union does not undertake any commitment for contractual service suppliers in economic activities which are not listed in the first column of the list.

2. For the purposes of this Annex, when identifying individual sectors and sub-sectors:
  - (a) "CPC" means the Central Products Classification as defined in Article 1.3(c); and

(b) "CPC ver. 1.0" means the Central Products Classification as set out in Statistical Office of the United Nations, Statistical Papers, Series M, N° 77, CPC ver 1.0, 1998.

3. Commitments for contractual service suppliers and independent professionals do not apply in cases where the intent or effect of their temporary stay interferes with, or otherwise affects the outcome of, any labour or management dispute or negotiation.
4. The list of commitments in this Annex does not include measures relating to qualification requirements and procedures, technical standards and licensing requirements and procedures if they do not constitute a limitation within the meaning of Articles 10.3 and 10.4. Those measures (for example, need to obtain a licence, need to obtain recognition of qualifications in regulated sectors, need to pass specific examinations, including language examinations and need to have a postal address in the territory where the economic activity is performed), even if not listed in this Annex, apply in any case to contractual service suppliers and independent professionals of a Signatory MERCOSUR State.
5. To the extent that commitments are not made by the European Union, all requirements of the laws of each Party regarding entry and temporary stay continue to apply, including those concerning the period of stay.
6. Notwithstanding the provisions of this Chapter, all requirements of the laws and regulations of each Party regarding employment and social security measures shall continue to apply, including regulations concerning minimum wages and collective wage agreements.
7. The list of commitments in this Annex is without prejudice to the existence of public monopolies or exclusive rights in the relevant sectors, as described in Annex 10-B.

8. In the sectors where economic needs tests are applied, their main criteria shall be the assessment of the relevant market situation in the Member State of the European Union or the region thereof where the service is to be provided, including with respect to the number of, and the impact on, existing services suppliers.
9. The rights and obligations arising from the list of commitments in this Annex shall have no self-executing effect and thus confer no rights directly on natural or juridical persons.
10. The entry and temporary stay of contractual service suppliers is subject to the following conditions:
  - (a) the juridical person employing the natural person is neither an agency for the placement and supply services of personnel nor acts through such an agency;
  - (b) the natural persons entering the European Union offer such services as employees of the juridical person supplying the services for at least 1 (one) year immediately prior to the date of submission of an application for entry and, in addition, possess, at the date of submission of an application for entry into the European Union, at least 3 (three) years of professional experience<sup>1</sup> in the sector of activity which is the subject of the contract;

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<sup>1</sup> Such professional experience must be obtained after having reached the age of majority, as defined under the applicable laws and regulations.

- (c) the natural persons entering the European Union possess:
- (i) a university degree or a qualification demonstrating knowledge of an equivalent level<sup>1</sup>; and
  - (ii) professional qualifications, if such qualifications are required to exercise an activity pursuant to the laws and regulations of the Member State of the European Union where the service is supplied;
- (d) the number of persons covered by the service contract is not higher than necessary to fulfil the contract, in accordance with the laws and regulations of the Member State of the European Union where the service is supplied;
- (e) in accordance with point (d) of Article 10.10(1), the entry and temporary stay of natural persons within the European Union is for a cumulative period of not more than 6 (six) months in any period of 12 (twelve) months or for the duration of the contract, whichever is less; and
- (f) the service contract concerns one of the following activities:
- legal advisory services in respect of public international law and the law of a country other than a Member State of the European Union;
  - accounting and bookkeeping services;
  - taxation advisory services;
  - architectural services, urban planning and landscape architectural services;

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<sup>1</sup> If the degree or qualification has not been obtained in the Member State of the European Union where the service is supplied, that Member State of the European Union may evaluate whether this is equivalent to a university degree required in its territory.

- engineering services and integrated engineering services;
- computer and related services;
- research and development services;
- advertising;
- management consulting services;
- services related to management consulting;
- technical testing and analysis services;
- related scientific and technical consulting services;
- maintenance and repair of equipment;
- translation services;
- construction services;
- site investigation work;
- higher education services;
- environmental services;
- travel agencies and tour operator services; and
- entertainment services.

11. The entry and temporary stay of independent professionals is subject to the following conditions:

- (a) the contract of the natural person to supply services with a final consumer in the territory of the European Union is not concluded through an agency as defined in CPC 872;
- (b) the natural persons entering the European Union possess, at the date of submission of an application for entry, at least 6 (six) years of professional experience in the sector of activity which is the subject of the contract;

- (c) the natural persons entering the European Union possess:
- (i) a university degree or a qualification demonstrating knowledge of an equivalent level<sup>1</sup>; and
  - (ii) professional qualifications, if such qualifications are required to exercise an activity pursuant to the laws and regulations of the Member State of the European Union where the service is supplied;
- (d) in accordance with point (d) of Article 10.10(1) the entry and temporary stay of natural persons within the European Union is for a cumulative period of not more than 6 (six) months in any period of 12 (twelve) months or for the duration of the contract, whichever is less; and
- (e) the service contract concerns one of the following activities:
- architectural services, urban planning and landscape architecture;
  - engineering and integrated engineering services;
  - computer and related services;
  - management consulting services;
  - services related to management consulting; and
  - translation services.

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<sup>1</sup> If the degree or qualification has not been obtained in the Member State of the European Union where the service is supplied, that Member State of the European Union may evaluate whether this is equivalent to a university degree required in its territory.

12. For greater certainty, for the European Union, the obligation to grant national treatment does not entail the requirement to extend to natural or juridical persons of a Signatory MERCOSUR State the treatment granted in a Member State of the European Union, pursuant to the Treaty on the Functioning of the European Union, or to any measure adopted pursuant to that Treaty, including the implementation of that Treaty or such measures in the Member States of the European Union, to:
- (a) natural persons or residents of a Member State of the European Union; or
  - (b) juridical persons constituted or organised under the law of another Member State of the European Union or that of the European Union and having their registered office, central administration or principal place of business in a Member State of the European Union.

Such national treatment is granted to juridical persons which are constituted or organised under the law of a Member State of the European Union or that of the European Union and have their registered office, central administration or principal place of business in a Member State of the European Union, including those which are owned or controlled by natural persons of a Signatory MERCOSUR State.

13. The European Union takes commitments as set out in Articles 10.3, 10.4 and 10.10, differentiated by Member State of the European Union, if applicable.
14. The following abbreviations are used in the list below:
- EU European Union, including all its Member States
  - EEA European Economic Area
  - AT Austria

- BE Belgium
- BG Bulgaria
- CY Cyprus
- CZ Czechia
- DE Germany
- DK Denmark
- EE Estonia
- EL Greece
- ES Spain
- FI Finland
- FR France
- HR Croatia
- HU Hungary
- IE Ireland
- IT Italy
- LV Latvia
- LT Lithuania
- LU Luxembourg
- MT Malta
- NL The Netherlands
- PL Poland
- PT Portugal
- RO Romania
- SK Slovak Republic
- SI Slovenia
- SE Sweden

Sector or sub-sector	Description of reservations
ALL SECTORS	<p style="text-align: center;">Recognition</p> <p>EU: EU directives on mutual recognition of diplomas only apply to natural persons having the nationality of Member States of the European Union. The right to practise a regulated professional service in one Member State of the European Union does not grant the right to practise in another Member State of the European Union<sup>1</sup>.</p>
<p>Legal advisory services in respect of public international law and foreign law (the law of a country other than a Member State of the European Union) (part of CPC 861)<sup>2</sup></p>	<p>Contractual service suppliers:</p> <p>In AT, BE, DE, EE, EL, ES, IE, IT, LU, NL, PL, PT, SE: None.</p> <p>In BG, CZ, DK, FI, HU, LT, LV, MT, RO, SI, SK: Economic needs test.</p> <p>In DK: Marketing of legal advice activities is restricted to lawyers with a Danish licence to practise. Requirement of a Danish legal examination in order to obtain a Danish licence.</p> <p>In FR: Full (simplified) admission to the Bar through an aptitude test is required. Lawyers' access to the professions of "avocat auprès de la Cour de cassation" et "avocat auprès du Conseil d'État" is subject to quotas and to a nationality requirement.</p>

<sup>1</sup> In order for natural persons of Signatory MERCOSUR States to obtain EU-wide recognition of their qualifications, it is necessary that a mutual recognition agreement is negotiated within the framework defined pursuant to Article 10.11.

<sup>2</sup> Like the provision of other services, legal services are subject to licensing requirements and procedures applicable in Member States of the European Union. For lawyers providing legal services in respect of public international law and foreign law, these may take, among others, the form of compliance with local codes of ethics, use of home title (unless recognition with the host title has been obtained) insurance requirements, simple registration with the host country Bar or a simplified admission to the host country Bar through an aptitude test and a requirement to have their legal or professional domicile in the host country. A reservation for legal services listed in Annexes 10-A and 10-B by a Member State of the European Union for "domestic law" as covering the "law of the European Union and of its Member States" applies to this Annex.

Sector or sub-sector	Description of reservations
	<p>In HR: Full admission to the Bar required for legal representation services, is subject to a nationality requirement.</p> <p>In CY: Nationality and residency requirement. Full admission to the Bar is required for the provision of legal services coupled with a residency requirement. Only "advogates" enrolled in the Bar may be shareholders or members of the Board of directors in a law company in CY.</p> <p>Independent professionals: EU: Unbound.</p>
<p>Accounting and bookkeeping Services (CPC 86212 other than "auditing services", CPC 86213, CPC 86219 and CPC 86220)</p>	<p>Contractual service suppliers:</p> <p>In BE, DE, EE, ES, IE, IT, LU, NL, PL, PT, SI, SE: None.</p> <p>In BG, CZ, CY, DK, EL, FI, FR, HU, LT, LV, MT, RO, SK: Economic needs test.</p> <p>In AT: The employer must be a member of the relevant professional body in the home country where such body exists and there is a nationality requirement for representation before competent authorities.</p> <p>In CY: Special licence is granted to third country nationals, subject to certain conditions.</p> <p>In FI: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied. Unbound for bookkeeping services.</p> <p>In FR: Authorisation requirement. Provision of accounting and bookkeeping services is conditional on a decision of the Minister of Economics, Finance and Industry, in agreement with the Minister of Foreign Affairs.</p> <p>In HR: Residency requirement.</p> <p>Independent Professionals: EU: Unbound.</p>

Sector or sub-sector	Description of reservations
Taxation advisory services (CPC 863) <sup>1</sup>	Contractual service suppliers: In BE, DE, EE, ES, FR, IE, IT, LU, NL, PL, SI, SE: None. In CZ, CY, DK, EL, FI, HU, LT, LV, MT, RO, SK: Economic needs test. In AT: The employer must be a member of the relevant professional body in the home country where such body exists and there is a nationality requirement for representation before competent authorities. In BG: Nationality requirement. In HU, HR: Residency requirement. In CY: Special licence is granted to third country nationals, subject to certain conditions. In PT: Unbound. Independent professionals: EU: Unbound.
Architectural services and urban planning and landscape architectural services (CPC 8671 and CPC 8674)	Contractual service suppliers: In EE, ES, EL, FR, IE, IT, LU, MT, NL, PL, PT, SI, SE: None. In BG, CZ, DE, HU, LT, LV, RO: Economic needs test. In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months. In AT: Unbound, except for pure planning services, for which there is an economic needs test. In BG, CY, SK: Unbound. In FI: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied. In HU, HR: Residency requirement.

<sup>1</sup> Does not include legal advisory and legal representational services on tax matters, which are listed under legal advisory services in respect of public international law and foreign law.

Sector or sub-sector	Description of reservations
	<p>Independent professionals:</p> <p>In DE, EE, EL, FR, IE, LU, LV, MT, NL, PL, PT, SI, SE: None.</p> <p>In FI: None, except that the natural person must demonstrate that they possess special knowledge relevant to the service being supplied.</p> <p>In BE, CZ, DK, ES, HU, IT, LT, RO: Economic needs test.</p> <p>In AT: Unbound, except for pure planning services, for which there is an economic needs test.</p> <p>In BG, CY, SK: Unbound.</p> <p>In HU, HR, SK: Residency requirement.</p>
<p>Engineering services and integrated engineering services (CPC 8672 and CPC 8673)</p>	<p>Contractual service suppliers:</p> <p>In BE, EE, ES, EL, FR, IE, LU, NL, PT, SI, SE: None.</p> <p>In CZ, DE, HU, MT, RO: Economic needs test.</p> <p>In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months.</p> <p>In AT: Unbound except for pure planning services, for which there is an economic needs test.</p> <p>In BG, CY, LT, LV, SK: Unbound.</p> <p>In CZ, HR, HU, IT, PL: Residency requirement.</p> <p>In FI: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied.</p> <p>Independent professionals:</p> <p>In DE, EE, EL, FR, IE, LU, LV, NL, PT, SI, SE: None.</p> <p>In BE, CZ, DK, ES, HU, IT, MT, RO: Economic needs test.</p> <p>In AT: Unbound except for pure planning services, for which there is an economic needs test.</p> <p>In BG, CY, LT, SK: Unbound.</p> <p>In CZ, HR, HU, IT, PL: Residency requirement.</p> <p>In FI: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied.</p>

Sector or sub-sector	Description of reservations
<p>Computer and related services (CPC 84)</p>	<p>Contractual service suppliers: In BE, DE, EE, EL, ES, FR, IE, IT, LU, LV, NL, PL, PT, SI, SE: None. In AT, BG, CZ, HU, MT, RO, SK: Economic needs test. In DK: Economic needs test except for stays of contractual service suppliers of up to 3 (three) months. In CY, LT: Unbound. In FI: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied. In HR: Residency requirement.</p> <p>Independent professionals: In DE, EE, EL, FR, IE, LU, NL, PL, PT, SI, SE: None. In FI: None, except: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied. In AT, BE, BG, CZ, DK, ES, HU, IT, MT, RO, SK: Economic needs test. In CY, HR, LT, LV: Unbound.</p>
<p>Research and development services (CPC 851, 852 excluding psychologists services<sup>1</sup>, 853)</p>	<p>Contractual service suppliers: EU, except in BE: A hosting agreement with an approved research organisation is required<sup>2</sup>. EU except in BE, CZ, DK, HR, SK: None. In CZ, DK, SK: Economic needs test. In HR: Residency requirement. In BE: Unbound.</p> <p>Independent professionals: EU: Unbound.</p>

<sup>1</sup> Part of CPC 85201, which is listed under Medical and dental services.

<sup>2</sup> For all Member States except DK, the approval of the research organisation and the hosting agreement have to meet the conditions set out in Directive (EU) 2016/801 of the European Parliament and of the Council of 11 May 2016 on the conditions of entry and residence of third-country nationals for the purposes of research, studies, training, voluntary service, pupil exchange schemes or educational projects and au pairing, OJ L 132, 21.5.2016, p. 21.

Sector or sub-sector	Description of reservations
Advertising (CPC 871)	Contractual service suppliers: In BE, DE, EE, ES, FR, HR, IE, IT, LU, NL, PL, PT, SI, SE: None. In AT, BG, CZ, DK, EL, FI, HU, MT, RO, SK: Economic needs test. In CY, LT, LV: Unbound. Independent Professionals: EU: Unbound.
Management consulting services (CPC 865)	Contractual service suppliers: In BE, DE, EE, EL, ES, FI, FR, HR, IE, IT, LV, LU, MT, NL, PL, PT, SI, SE: None. In AT, BG, CZ, HU, MT, RO, SK: Economic needs test. In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months. In LT, CY: Unbound. Independent professionals: In DE, EE, EL, FI, FR, IE, LV, LU, MT, NL, PL, PT, SI, SE: None. In AT, BE, BG, CZ, DK, ES, HR, HU, IT, MT, RO, SK: Economic needs test. In LT, CY: Unbound.

Sector or sub-sector	Description of reservations
<p>Services related to management consulting (CPC 866)</p>	<p>Contractual service suppliers:  In BE, DE, EE, EL, ES, FI, FR, HR, IE, IT, LV, LU, MT, NL, PL, PT, SI, SE: None.  In AT, BG, CZ, MT, RO, SK: Economic needs test.  In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months.  In HU: Economic needs test, except for arbitration and conciliation services (CPC 86602), which is unbound.  In CY, LT: Unbound.</p> <p>Independent professionals:  In BE, DE, EE, EL, ES, FI, FR, HR, IE, IT, LV, LU, MT, NL, PL, PT, SI, SE: None.  In AT, BG, CZ, MT, RO, SK: Economic needs test.  In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months.  In HU: Economic needs test, except for arbitration and conciliation services (CPC 86602), which is unbound.  In CY, LT: Unbound.</p>
<p>Technical testing and analysis services (CPC 8676)</p>	<p>Contractual service suppliers:  In BE, DE, EE, EL, ES, FR, HR, IE, IT, LU, NL, PL, SI, SE: None.  In AT, BG, FI, HU, MT, PT, RO: Economic needs test.  In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months.  In CY, CZ, LT, LV, SK: Unbound.</p> <p>Independent professionals:  EU: Unbound.</p>

Sector or sub-sector	Description of reservations
<p>Related scientific and technical consulting services (CPC 8675)</p>	<p>Contractual service suppliers:</p> <p>In BE, EE, EL, ES, HR, IE, IT, LU, NL, PL, SI, SE: None.</p> <p>In AT, CZ, CY, DE, DK, FI, HU, LT, LV, MT, PT, RO, SK: Economic needs test.</p> <p>In DE: None, except for publicly appointed surveyors, which is unbound.</p> <p>In FI: The natural person must demonstrate that they possess special knowledge relevant to the service being supplied.</p> <p>In FR: None, except for surveying operations relating to the establishment of property rights and to land law, which is unbound.</p> <p>In BG: Unbound.</p> <p>Independent professionals:</p> <p>EU: Unbound.</p>
<p>Maintenance and repair of metal products, of (non office) machinery, of (non transport and non office) equipment and of personal and household goods<sup>1</sup> (CPC 633, CPC 7545, CPC 8861, CPC 8862, CPC 8864, CPC 8865 and CPC 8866)</p>	<p>Contractual service suppliers:</p> <p>In BE, EE, EL, ES, FR, HR, IT, LV, LU, MT, NL, PL, PT, SI, SE: None.</p> <p>In BG, CZ, CY, DE, DK, HU, IE, LT, RO, SK: Economic needs test.</p> <p>In AT, FI: Unbound, except in the context of an after-sales or after-lease contract, for which there is an economic needs test.</p> <p>Independent professionals:</p> <p>EU: Unbound.</p>

<sup>1</sup> Maintenance and repair services of office machinery and equipment including computers (CPC 845) are listed under Computer and related services.

Sector or sub-sector	Description of reservations
<p>Translation services (CPC 87905, excluding official or certified activities)</p>	<p>Contractual service suppliers:  In BE, DE, EE, EL, ES, FR, HR, IT, LU, NL, PT, SI, SE: None.  In AT, BG, CZ, DK, FI, HU, IE, LV, MT, PL, RO, SK:  Economic needs test.  In CY, LT: Unbound.  In DK: Authorised public translators and interpreters: residence requirement unless waived by the Danish Commerce and Companies Agency.  In FI: Residency requirement for certified translators.</p> <p>Independent professionals:  In DE, EE, FR, LU, NL, PT, SI, SE: None.  In AT, BE, BG, CZ, DK, EL, ES, FI, HU, IE, IT, MT, PL, RO, SK: Economic needs test.  In CY, HR, LT, LV: Unbound.  In DK: Authorised public translators and interpreters: residence requirement unless waived by the Danish Commerce and Companies Agency.  In FI: Residency requirement for certified translators.</p>
<p>Construction work (CPC 51)</p>	<p>Contractual service suppliers:  EU, except in FR, NL: Unbound.  In FR: Economic needs test. Work permit is delivered for a period not exceeding 6 (six) months.  In NL: None.</p> <p>Independent professionals:  EU: Unbound.</p>

Sector or sub-sector	Description of reservations
Site investigation work (CPC 5111)	Contractual service suppliers: In BE, DE, EE, EL, ES, FR, HR, IE, IT, LU, MT, NL, PL, PT, SI, SE: None. In CZ, CY, HU, LT, LV, RO, SK: Economic needs test. In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months. In AT, BG, FI: Unbound. Independent professionals: EU: Unbound.
Higher education services (CPC 923)	Contractual service suppliers: EU, except in LU: Unbound. In LU: Unbound except concerning the temporary entry of professors, for which: none. Independent professionals: EU: Unbound.
Environmental services (CPC 9401 <sup>1</sup> , CPC 9402, CPC 9403, CPC 9404 <sup>2</sup> , part of CPC 9406 <sup>3</sup> , CPC 9405, part of CPC 9406, CPC 9409)	Contractual service suppliers: In BE, EE, ES, FI, FR, HR, IE, IT, LU, NL, PL, PT, SI, SE: None. In AT, BG, CZ, DE, DK, EL, HU, LV, MT, RO, SK: Economic needs test. In CY, LT: Unbound. In SK: Residency requirement for processing and recycling of used batteries and accumulators, waste oils, used cars and electric and electronic equipment. Independent professionals: EU: Unbound.

<sup>1</sup> Corresponds to sewage services.

<sup>2</sup> Corresponds to cleaning services of exhaust gases.

<sup>3</sup> Corresponds to parts of nature and landscape protection services.

Sector or sub-sector	Description of reservations
<p>Travel agencies and tour operators services (including tour managers<sup>1</sup>) (CPC 7471)</p>	<p>Contractual service suppliers:            In AT, CZ, DE, EE, ES, FR, IT, LU, NL, PL, SI, SE: None.            In BG, EL, FI, HU, LT, LV, MT, PT, RO, SK: Economic needs test.            In DK: Economic needs test, except for stays of contractual service suppliers of up to 3 (three) months.            In BE, IE: Unbound, except for tour managers (persons whose function is to accompany a tour group of a minimum of 10 (ten) persons, without acting as guides in specific locations), for which there is: none.            In HR: Residency requirement.            In CY: Unbound.            Independent professionals:            EU: Unbound.</p>
<p>Entertainment services other than audiovisual services (including theatre, live bands, circus and discotheque services) (CPC 9619)</p>	<p>Contractual service suppliers:            In EU, except BE, DE, FR: Economic needs test.            In BE, DE, FR: Unbound.            In SI: Duration of stay is limited to 7 (seven) days per event. For circus and amusement park services, duration of stay is limited to a maximum of 30 (thirty) days per calendar year.            Independent professionals:            EU: Unbound.</p>

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<sup>1</sup> Services suppliers whose function is to accompany a tour group of a minimum of 10 (ten) persons, without acting as guides in specific locations.