

ANNEX 8B
Schedules of Specific Commitments

SCHEDULE OF INDIA

Explanatory Notes

1. Alphabets indicated against individual sectors or sub-sectors and numbers in brackets are references to the Services Sectoral Classification List (GATT Document MTN.GNS/W/120, dated July 10, 1991).
2. The reference to “CPC” against specific sectors is a reference to the Provisional Central Product Classification (Statistical Papers Series M No. 77, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 1991), except for:
 - (a) sectors where “CPC Ver. 1.1” is indicated, the reference is to the Central Product Classification (Statistical Papers Series M No. 77, Ver. 1.1, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 2002); or
 - (b) sectors where “CPC Ver. 2” is indicated, the reference is to the Central Product Classification (Statistical Papers Series M No. 77, Ver. 2, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 2008).
3. The use of “***” against individual CPC codes indicates that the specific commitment for that code does not extend to the total range of services covered under that code.
4. Commitments on measures with respect to or relating to trade in telecommunication services are undertaken subject to the limitations and conditions set forth in Chapter 8 (Trade in Services), Chapter 11 (Telecommunications), these Explanatory Notes and this Schedule.
5. The Schedule does not include measures relating to qualification requirements and procedures, technical standards, authorisation requirements and licensing requirements and procedures where they do not constitute a limitation within the meaning of Article 8.3 (Market Access) or Article 8.4 (National Treatment). These measures may include, in particular, the need to obtain a licence, to satisfy universal service obligations, to have recognised qualifications in regulated sectors, to have completed a recognised period of training, to pass specific examinations, including language examinations, to fulfil a membership requirement of a particular profession, such as membership in a

Modes of Supply: 1) Cross-Border 2) Consumption Abroad 3) Commercial Presence 4) Presence of Natural Persons

professional organisation, to have a local agent for service, or to maintain a local address, or any non-discriminatory requirements that certain activities may not be carried out in protected zones or areas. While not listed, such measures continue to apply.

6. The Schedule of the United Kingdom (“UK”) in Annex 8B (Schedules of Specific Commitments) shall not be used to interpret India’s commitments or obligations under Chapter 8 (Trade in Services).

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
I. HORIZONTAL COMMITMENTS (Applicable for all sectors included in this Schedule)			
(i) Social Services	1), 2), 3), 4): Unbound with respect to social services established or maintained for a public purpose, such as income security, social security, insurance and social welfare. Such services may be subject to public monopolies or to exclusive rights granted to private operators.		
(ii) Legal Entity	3) (a) Unless otherwise specified in the sectoral commitments, commercial presence shall take the form of incorporation of a company in accordance with the laws of India; or 3) (b) Certain limited activities may also be undertaken as permitted under Foreign Exchange Management Act (FEMA) and any other applicable laws by a foreign entity through liaison office/representative office, project office or branch office, subject to relevant approvals, and assessment of profitability and minimum net worth	3) As provided under Market Access column	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	requirements of the parent company.		
(iii) FDI Policy related	3) In addition and without prejudice to equity and other restrictions specified in sectoral commitments of this Schedule, Market Access (MA) and National Treatment (NT) restrictions specified in the Consolidated FDI Policy Circular of 2020 (latest) and applicable regulations of the FEMA, as revised and amended from time to time, shall be applicable, provided that any changes to the Consolidated FDI Policy Circular of 2020 and amendments to applicable FEMA regulations shall not be applied in a manner so as to nullify or impair the benefits under the terms of a specific commitment. ¹	3) In addition and without prejudice to equity and other restrictions specified in sectoral commitments of this Schedule, Market Access (MA) and National Treatment (NT) restrictions specified in the Consolidated FDI Policy Circular of 2020 and applicable regulations of the Foreign Exchange Management Act, as revised and amended from time to time, shall be applicable, provided that any changes to the Consolidated FDI Policy Circular of 2020 and amendments to applicable FEMA regulations shall not be applied in a manner so as to nullify or impair the benefits under the terms of a specific commitment. ²	

¹It is understood that India's commitments are without prejudice to any policies or regulations that it may maintain with a view to ensuring national security.

²It is understood that India's commitments are without prejudice to any policies or regulations that it may maintain with a view to ensuring national security.

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(iv) Residency of Director		3) At least one director and manager of a company incorporated in India must be resident of India	
(v) Acquisition of Immoveable Property		3) A person resident outside India who has established in India a branch office or other place of business authorized by the Reserve Bank of India, other than a liaison office, may acquire immoveable property when such acquisition is necessary for or incidental to carrying on of the permitted activity.	
(vi) Payments to a foreign collaborator resulting from technology transfer		3) Payments to a foreign collaborator resulting from technology transfer or on the use of trademarks and brand names of the foreign collaborator will be regulated.	
(vii) Taxation		1), 3), 4) Taxation laws for domestic and foreign service suppliers, as per the provisions of the relevant applicable laws and regulations, shall apply;	

Modes of Supply:

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2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(viii) Entry and temporary stay of a Natural Person of the UK	4) Unbound except for measures concerning the entry and temporary stay of natural persons of the United Kingdom covered under Chapter 10 (Temporary Movement of Natural Persons), and subject to the terms of that Chapter and this Schedule.	4) Unbound except as indicated in the market access column for the categories of natural persons of the United Kingdom covered under Chapter 10 (Temporary Movement of Natural Persons), and subject to the terms of that Chapter and this Schedule.	
II. SECTOR SPECIFIC COMMITMENTS³			
1. BUSINESS SERVICES			
A. <u>Professional Services</u>			
(a) Accounting and Book Keeping Services (CPC 862**) (Excluding Auditing Services)	1) None 2) None 3) None, except that commercial presence can only take the form of sole proprietorship, partnership or limited liability partnership firms. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section and further subject to the requirement of obtaining	

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Modes of Supply:

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2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
		professional indemnity insurance from home country of service provider 1), 2), 3) 4): Services requiring use of the title of Chartered Accountant or Cost & Works Accountant under applicable domestic laws can be rendered only subject to registration with the relevant professional body under a scheme of reciprocity	
(b) Auditing Services (CPC 862**)	1) Unbound 2) None 3) None, except that commercial presence can only take the form of sole proprietorship, partnership or limited liability partnership firms. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section and further subject to the requirement of obtaining professional indemnity insurance from home country of service provider 2), 3) 4): Services requiring use of the title of Chartered Accountant or Cost & Works Accountant under applicable domestic laws can be rendered only subject to registration with the relevant	

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4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
		professional body under a scheme of reciprocity	
(c) Advisory and consulting relating to taxation services (CPC 863**) (Services encompasses only advice and consulting relating to tax planning; but excludes: preparation of documentation such as returns or reports required for compliance with income tax laws, authentication and filing of such returns or reports or other statutory audit reports, and representation before tax authorities or tribunals)	1) None 2) None 3) Unbound 4) Unbound	1) None 2) None 3) Unbound 4) Unbound	
(d) Architectural Services (CPC 8671)	1) None 2) None 3) None except that commercial presence would be only through	1), 2), 3): None, except that services requiring use of the title and style of 'Architect' under applicable national law shall be subject to registration with the	

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4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	sole proprietorship or incorporation as partnership firm constituted by Architects 4) Unbound except for the categories of natural persons specified in the horizontal section who: (a) undertakes the function as a consultant or designer in India for a specific project with the prior permission of the Central Government; or (b) is recognized as an 'Architect' under the law of the UK, subject to registration of such person with the relevant professional body under a scheme of reciprocity between India and the UK.	relevant professional body under a scheme of reciprocity. 4) Unbound except for the categories of persons indicated in the market access column and subject to restrictions specified in the horizontal section	
(e) Engineering Services (CPC 8672)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(f) Integrated engineering services (CPC 8673)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(g) Urban planning and landscape architectural services (CPC 8674)	1) None 2) None 3) None except that commercial presence would be only through sole proprietorship or incorporation as partnership firm constituted by Architects. 4) Unbound except for the categories of natural persons specified in the horizontal section who: (a) undertakes the function as a consultant or designer in India for a specific project with the prior permission of the Central Government; or (b) is recognized as an 'Architect' under the law of the UK, subject to	1), 2), 3): None, except that services requiring use of the title and style of 'Architect' under applicable national law shall be subject to registration with the relevant professional body under a scheme of reciprocity. 4) Unbound except for the categories of persons indicated in the market access column and subject to restrictions specified in the horizontal section	

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4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	registration of such person with the relevant professional body under a scheme of reciprocity between India and the UK.		
(h) Medical and Dental Services (CPC 9312)	1) Unbound except for provision of services on provider to provider basis such that the transaction is between established medical institutions covering areas of second opinion to help in diagnosis of cases or in the field of research. 2) None 3) None subject to the condition that the latest technology for treatment will be brought in. 4) Unbound except for categories of natural persons specified in the horizontal section, who are involved in charitable purposes, and subject to permissions from relevant authorities.	1) None 2) None 3) None 4) Unbound except for the categories of persons indicated in the market access column and subject to restrictions specified in the horizontal section. Professionals qualified outside India can practice medicine for charitable purposes, and dentistry for teaching and research purposes subject to permissions from relevant	

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4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
		authorities under the applicable domestic laws.	
(i) Veterinary services (CPC 932)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
(j) Services provided by midwives, nurses, physiotherapists and para-medical personnel (CPC 93191)	1) Unbound except for provision of services on provider to provider basis such that the transaction is between established medical institutions covering areas of second opinion to help in diagnosis of cases or in the field of research. 2) None 3) None, subject to the condition that the latest technology for treatment will be brought in. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

Modes of Supply:

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
B. Computer and Related Services (CPC 841, 842, 843, 844, 845+849)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
C. Research and Development Services <u>Explanatory Note:</u> Commitments on Research and Development Services do not include accessing biological resources for the purposes of R&D, or transfer of results based on R&D of biological resources accessed in India.			
(a) R&D services on the following natural sciences only: Heat, light, electromagnetism, astronomy, but excluding atomic energy and related matters (CPC 85101) Engineering and technology, including applied science and technology for casting, metal, machinery, electricity, communications, vessels, aircrafts, civil	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	

Modes of Supply:

1) Cross-Border

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
engineering, construction, information, etc. (CPC 85103)			
R&D services in agricultural sciences (CPC 85104)	1) None 2) None 3) Unbound 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) Unbound 4) Unbound except as indicated in the horizontal section.	
b) R&D services on social sciences and humanities, excluding law (CPC 852**)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
R&D Services on Biotechnology excluding medical biotechnology	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
D. Real Estate Service			
b) on a fee or contract basis(CPC 822**)	1) None 2) None 3) None for Consultancy Services 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
E. Rental/Leasing Services (without operators)			
a) Rental/leasing services without operators relating to ships (CPC 83103) (excluding the services of actual international transport of cargo)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as indicated in the horizontal section.	
b) Rental/leasing services without operators relating to aircraft (CPC 83104)	1) None 2) None 3) None	1) None 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to.	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
c) Rental/leasing services without operator relating to other transport equipment (CPC 83101, 83102, and 83105) (excluding Railroad Transport & Multimodal Transport)	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as indicated in the horizontal section.	
d) Rental/leasing services without operators relating to other machinery and equipment (CPC 83106 – 83109)	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as indicated in the horizontal section.	
e) Other (CPC 832)			
Rental/leasing service concerning personal and household goods (CPC 832)	1) Unbound 2) None 3) None	1) Unbound 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to.	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
F. Other Business Services			
(a) Advertising services Sale of leasing services of advertising space of time (CPC 87110) Planning, creating and placement of services of advertising (CPC 87120)	1) None subject to the requirement that foreign channels must seek advertising for the down link beam through domestic entities and foreign print media must seek advertisement through domestic entities. 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None subject to the requirement that majority of content would be created locally by Indian nationals. 2) None 3) None except that persons controlling management of the company in India shall be resident in India. 4) Unbound except as indicated in the horizontal section.	
(c) Management consulting services excluding all services relating to legal consultancy (CPC 86501**, 86502**, 86503**, 86505**, 86506**, 86509**)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

Modes of Supply:

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(d) Services related to management consulting (CPC 86601)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(e) Technical testing and analysis services (CPC 8676)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(g) Services incidental to Fishing (CPC 882)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(h) Services incidental to mining (CPC 883 + 5115)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(j) Services incidental to energy distribution (887**) excluding energy trading and load dispatch functions	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(k) Placement and supply services of Personnel (CPC 872)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(m) Related Scientific and technical consulting services (CPC 8675**) – excluding Map Making – CPC 86754 and hydrographic related surface surveying services	1) None 2) None 3) Unbound 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) Unbound 4) Unbound except as indicated in the horizontal section.	
(n) Maintenance and repair of equipment (CPC 633)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(o) Building-cleaning services (CPC 874)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(p) Photographic Services excluding aerial photography, satellite pictures and satellite enabled photography (CPC 875**)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(q) Packaging Services (CPC 876)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
(s) Convention services (CPC 87909*)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

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1) Cross-Border

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4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
(t) Specialty design services (CPC 87907**)	1) None 2) None 3) None except that commercial presence would be only through sole proprietorship or incorporation as partnership firm constituted by Architects. 4) Unbound except as indicated in the horizontal section for natural persons falling under a specified category who: (a) undertakes the function as a consultant or designer in India for a specific project with the prior permission of the Central Government; or (b) is recognized as an 'Architect' under the law of the UK, subject to registration of such person with the relevant professional body under a scheme of reciprocity between India and the UK.	1), 2), 3): None except that services requiring use of the title and style of 'Architect' under applicable national law can be rendered only subject to registration with the relevant professional body under a scheme of reciprocity. 4) Unbound except for the categories of persons indicated in the market access column and subject to restrictions specified in the horizontal section	
<u>Other:</u>	1) None	1) None	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
Telephone based support services (i) Telephone call centre services (CPC Ver. 1.1/2 - 85931): This subclass includes: a) taking orders for clients by telephone b) soliciting contribution or providing information for clients by telephone c) telemarketing, and (ii) Other telephone-based support services (CPC Ver. 1.1/2 - 85939): This subclass includes: a) telephone answering services b) telephone wake-up services	2) None 3) None 4) Unbound except as indicated in the horizontal section.	2) None 3) None 4) Unbound except as indicated in the horizontal section.	
Duplicating Services (CPC 87904)	1) None 2) None 3) None	1) None 2) None 3) None	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
Translation and interpretation services (CPC 87905)	1) Unbound 2) Unbound 3) None 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) Unbound 3) None 4) Unbound except as indicated in the horizontal section.	
2C. TELECOMMUNICATION SERVICES ⁴ a) Voice telephone services (CPC 7521**) + Cellular mobile telephone b) Packet switched Data Transmission Services (CPC 7523**) (i) Radio Paging Services (ii) Internet Services	1) Unbound 2) None 3) The service will be permitted to be provided as per license agreement ⁵ only after the service supplier, incorporated as a company in India gets a licence from the designated authority. The service supplier should be a company registered in India with maximum foreign investment up to 100 percent. For foreign investment more than 49%, Government approval would be required.	1) Unbound 2) None 3) (i) None except the following: • The Chief Officer in charge of Technical Network Operations, Chief Security Officer and other officer/officials of the licensee companies dealing with the lawful interception of messages shall be resident Indian citizens. • The majority Directors on the Board of the licensee	

⁴ These services do not cover an economic activity consisting of the provision of content which requires telecommunications services for its transport.

⁵ The License Agreement includes terms and conditions of the license for providing service.

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
c) Circuit switched data transmission services (CPC 7523**) d) Telex Service (CPC 7523**) e) Telegraph Services (CPC 7522**) f) Facsimile Services (CPC 7521**+7529**) g) Private Leased Circuit Services (CPC 7522**+7523**) o) Others (i) V-Sat Services (ii) Global Mobile Personal Communications Services (iii) Infrastructure Providers (Category I)	Number of licenses, may, however, be limited due to scarce resources such as right of way and spectrum availability subject to a minimum of two licenses in each service area. Resale of telephone services is not permitted. 4) Unbound except as indicated in the horizontal section.	company shall be Indian citizens. • The positions of the Chairman, Managing Director, Chief Executive Officer and/or Chief Financial Officer, if held by foreign nationals, would require to be security vetted by the Government of India annually. • All foreign personnel likely to be deployed by the licensee for installation, operation and maintenance of the licensee's network shall also be security cleared by the Government of India prior to their deployment. 3) (ii) Unbound for Indian Government Public Sector Undertakings 4) Unbound except as indicated in the horizontal section.	
Data and Message transmission services, in the following:	1) None except the provision of all services is subject to commercial arrangements with licensed	1) None	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
h) Electronic mail (CPC 7523)	telecommunications service suppliers.		
i) Voice mail (CPC 7523)	2) None	2) None	
j) On-line information and data base retrieval (CPC 7523)	3) The service will be permitted to be provided as per license agreement only after the service supplier, incorporated as a company in India, gets a licence from the designated authority.	3) None	
k) Electronic Data Interchange (EDI) (CPC 7523**)			
l) Enhanced/value added facsimile services, including store and forward, store and retrieve (CPC 7523)	For foreign investment more than 49 percent, Government approval would be required.		
n) On-line information and data processing (CPC 843**)	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES			
A. General construction work for buildings (CPC 512)	1) None	1) None	
	2) None	2) None	
B. General Construction work for civil engineering (CPC 513)	3) None except:	3) None	
	(i) Foreign investment in construction of farm houses is prohibited.	As provided in market access column, and additionally all foreign investment (except in the case of construction work in	

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
C. Installation and assembly work (CPC 514+516) D. Building completion and finishing work (CPC 517) E. Other (CPC 511+515+518)	(ii) Construction services relating to the petroleum sector shall be subject to economic needs tests and other applicable regulatory requirements. (iii) Subject to relevant state and local laws and regulations. 4) Unbound except as indicated in the horizontal section.	respect of hotels, tourist resorts, hospitals special economic zones, educational institutions, old age homes and investments by non-resident Indians) shall be subject to regulatory requirements specified under the Consolidated FDI Policy Circular 2020 and relevant FEMA regulations such as restrictions on repatriation of the foreign investment during a lock-in period of three years calculated for each tranche of FDI. State and local level regulations including land-use requirements, building bye-laws and provision of community amenities and common facilities, shall apply. 4) Unbound except as indicated in the horizontal section.	

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Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
4. DISTRIBUTION SERVICES (EXCLUDING DISTRIBUTION OF ARMS, MUNITIONS, EXPLOSIVES AND OTHER WAR MATERIAL AND LIVE ANIMALS)			
A. Commission agents' services			
Commission agents' services covering sales on a fee or contract basis of: Agricultural raw materials (CPC 62111**) Food products excluding beverages and tobacco (CPC 62112**) Machinery, industrial equipment and vehicles other than motor vehicles, bicycles and motorcycles (CPC 62114) Furniture, household goods, hardware and ironmongery (CPC 62115) Textiles, clothing and footwear (CPC 62116)	1) None 2) None 3) None, subject to approval of the Reserve Bank of India (RBI)/ Government and in conformity with the FEMA regulations, as applicable, and except for requirements as may be specified under relevant state and local level laws and regulations. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
B. Wholesale trade services			
Wholesale trade services	1) None	1) None	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
Agricultural raw materials excluding live animals (CPC 6221**) Food excluding beverages and tobacco (CPC 6222**) Textiles, clothing and footwear (CPC 6223) Household appliances, articles and equipment (CPC 6224) Miscellaneous consumer goods (CPC 6226) Machinery, equipment and supplies (CPC 6228)	2) None 3) None, subject to approval of RBI/ Government and in conformity with the FEMA regulations, as applicable, and requirements as may be specified under relevant state and local level laws and regulations. 4) Unbound except as indicated in the horizontal section.	2) None 3) None 4) Unbound except as indicated in the horizontal section.	
C. Retailing Services			
Single Brand Product Retail Services (excluding in prohibited sectors as specified in India's Consolidated FDI Policy Circular of 2020 and in natural gas and petroleum and natural gas products, tobacco and liquor and subject to the conditions mentioned in India's Consolidated FDI Policy Circular of 2020 and	1) Unbound 2) Unbound 3) Foreign investment up to 51% allowed subject to conformity with India's Consolidated FDI Policy Circular of 2020 and FEMA regulations and any other laws and regulations including at state/local level, as applicable.	1) Unbound 2) Unbound 3) Unbound	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
applicable regulations under the Foreign Exchange Management Act.)	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
D. Franchising Services			
Franchising Services in respect of Single Brand retailing services as specified in category C above.	1) Unbound 2) Unbound 3) None subject to approval of RBI and conformity with India's Consolidated FDI Policy Circular of 2020 with respect to Single Brand Product Retail trading and FEMA regulations and any other laws and regulations, including at state/local level, as applicable. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) Unbound 3) Unbound 4) Unbound except as indicated in the horizontal section.	
5. EDUCATION SERVICES (only privately funded services)			
C. Higher Education Services (CPC 923)	1) None subject to the condition that service providers would be subject to regulations, as applicable to domestic providers in the UK and subject to terms and conditions of approval from relevant authority in India for	1) None	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	educational programmes leading to award of a recognized degree, diploma, doctoral programmes, etc. 2) None 3) None subject to the condition that fees to be charged by service suppliers of Higher Education Services can be fixed by an appropriate authority and that such fees do not lead to charging capitation fees or to profiteering. Subject further to such regulations, already in place or to be prescribed by the appropriate regulatory authority including at state / local levels 4) Unbound except as indicated in the horizontal section.	2) None 3) None 4) Unbound except as indicated in the horizontal section.	
6. ENVIRONMENTAL SERVICES (excluding public services functions whether owned and operated or contracted out by local, regional or central government)			
A. Sewage Services (CPC 9401)	1) None for consultancy services 2) None 3) None, subject to conformity with any laws and regulations at state/local level, as applicable.	1) None for consultancy services 2) None 3) None	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
B. Refuse Disposal Services (CPC 9402)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
C. Sanitation and Similar Services (CPC 9403)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
D. Cleaning services of exhaust gases (CPC 94040)	1) None for consultancy services 2) None 3) None, subject to conformity with any laws and regulations at state/local level, as applicable. 4) Unbound except as indicated in the horizontal section.	1) None for consultancy services 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
8. HEALTH-RELATED AND SOCIAL SERVICES (only privately funded services)			
A. Hospital Services (CPC 9311)	1) None for provision of services on provider to provider basis 2) None 3) None except that commercial presence is subject to the condition that the latest technology for treatment will be brought in. 4) Unbound except as indicated in the horizontal section. None for charitable purposes.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section	
9. TOURISM AND TRAVEL-RELATED SERVICES			
A. Hotels and other lodging services (CPC 641- 643)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
B. Travel Agency and Tour Operator Services (CPC 7471)	1) None 2) None 3) None	1) None 2) None 3) None	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
C. Tourist Guides Services (CPC 7472)	1) Unbound 2) None 3) Numerical ceiling in relation to the number of tourist guides is 500 guides. 4) Numerical ceiling in relation to the number of tourist guides is 500 guides. For others: Unbound except as indicated in horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audio-visual services)			
A. Entertainment Services (including theatre and live bands (CPC 9619**)) Other entertainment services n.e.c. (CPC 96199) are excluded.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
C. Library Services (CPC 96311) and Archive Services, excluding archival management of	1) None 2) None 3) None	1) None 2) None 3) None	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
public records (CPC 96312**))	4) Unbound except as indicated in the horizontal section	4) Unbound except as indicated in the horizontal section	
D. Sporting and other recreational services (CPC 964**) (excluding lottery, gambling, betting, and online gaming services)	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section and subject to reciprocity.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
11. TRANSPORT SERVICES			
Headnote for Maritime transport services and Maritime auxiliary services: All commitments are subject to domestic laws, entry requirements, rules and regulations and the terms and conditions of the Directorate General of Shipping, Reserve Bank of India and any other competent authority in India, provided that they are not applied in a manner so as to nullify or impair the benefits under the terms of a specific commitment in this Schedule.			
A. MARITIME TRANSPORT SERVICES			
International Transport (Freight and Passengers excluding cabotage and offshore transport as defined in the Definitions Related to Maritime Transport Services for the purposes of the Schedule of India	1) (a) Liner Shipping and (b) Bulk Shipping (i) Dry, Liquid and Gas (other than LNG) None, except : (A) All import contracts are to be	1) (a) Liner Shipping and (b) Bulk Shipping (i) Dry, Liquid and Gas (other than LNG) None except as indicated in the Market Access column	Access to and use of Port Facilities No measures shall be applied to the following services which deny reasonable and non-discriminatory access to international maritime suppliers:

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	finalised on FOB/FAS basis in respect of Government owned and/or controlled cargoes, with preference for Indian flag vessels. Prior permission from Government required for deviations from this. (B) For chartering a vessel for carriage of any government or privately owned/controlled cargoes for export or import, Indian flag vessels will have the first right of refusal for carrying such cargo and only if Indian flag vessels are not available, prior permission from the Government is	(ii) LNG: Unbound (c) Passenger: None	1. Pilotage 2. Towing, tug assistance & pushing 3. Provisioning, fuelling & watering 4. Garbage collecting & ballast water disposal 5. Port Captain services 6. Navigation aids water and electrical supplies. 7. Shore based operational services essential to ship operations, including communications, 8. Emergency repair facilities 9. Anchorage, berth and berthing services.

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	required for any foreign flag vessels to be chartered/ taken on international rental basis (ii) LNG: Unbound (c) Passenger: None 2) None 3) (a) None, but condition that for operating a ship under the Indian flag, a registered company, or a cooperative society under any Central Act or State Act having its principal place of business in India, must be established; (b) Other forms of commercial presence for the supply of International Maritime Transport Services (as per definitions): Unbound 4) Unbound except as indicated in the horizontal section	2) None 3) (a) None except as indicated in the Market Access column. (b) Other forms of commercial presence for the supply of International Maritime Transport Services (as per definitions): Unbound 4) Unbound except as indicated in the horizontal section.	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
MARITIME AUXILIARY SERVICES			
Maritime Cargo Handling Services	1) Unbound 2) None 3) None except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section	
Storage and Warehousing Services in Ports	1) Unbound 2) None 3) None, except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
Customs Clearance Services	1) Unbound	1) Unbound	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	2) None 3) Unbound 4) Unbound except as indicated in the horizontal section.	2) None 3) Unbound 4) Unbound except as indicated in the horizontal section.	
Container Station and Depot Services	1) Unbound 2) None 3) None, except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India. 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
Maritime Agency Services	1) None 2) None 3) None, except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India.	1) None 2) None 3) None.	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	
Maritime Freight Forwarding Services	1) None 2) None 3) None, except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
International rental/ charter of vessels with crew or on bareboat basis (excluding cabotage and offshore transport)	1) Unbound 2) None except obtaining permission from Director General (Shipping) for chartering a foreign flag vessel in the absence of availability of a suitable Indian vessel. 3) Unbound 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None except vessels rented by Indian nationals are considered as foreign vessels. 3) Unbound 4) Unbound except as indicated in the horizontal section.	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
Maintenance and repairs of seagoing vessels	1) None 2) None 3) None, except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India. 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
Ship Broking Service (CPC 748**)	1) Unbound 2) None 3) None, except that commercial presence will be only by establishing a Company registered under any Central Act or State Act in India and having its principal place of business in India 4) Unbound except as indicated in the horizontal section.	1) Unbound 2) None 3) None 4) Unbound except as indicated in the horizontal section.	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
<u>Air Transport Services and Auxiliary air transport services</u>			
Air Transport Services			
Aircraft repair and maintenance services	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound except as indicated in the horizontal section.	
Auxiliary Air Transport Services India's commitments in airport operation, groundhandling and line maintenance services are as per the definitions agreed in Chapter 8 (Trade in Services)			
Airport operation Services	1) Unbound 2) Unbound 3) None 4) Unbound	1) Unbound 2) Unbound 3) None 4) Unbound	
Groundhandling services	1) Unbound 2) Unbound 3) None, except that Categories of activities depend on the size of the airport. The number of service suppliers in each airport can be limited. For	1) Unbound 2) Unbound 3) None, except where a) the UK provides to groundhandling service suppliers of India treatment less favourable	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
	big airports, this limit may not be less than two services suppliers. A groundhandling agency, with foreign ownership of fifty percent or more of its paid-up capital shall not be allowed to undertake groundhandling activities at the civil enclave. 4) Unbound	than the treatment provided by India to groundhandling service suppliers of the UK; or b) the UK provides to groundhandling service suppliers of India treatment less favourable than the treatment provided to groundhandling service suppliers of the UK or of a non-Party; India may provide to groundhandling service suppliers of the UK differential treatment than the treatment provided to them under the regulations of India. 4) Unbound	
Line maintenance services	1) Unbound 2) Unbound 3) None 4) Unbound	1) Unbound 2) Unbound 3) None 4) Unbound	

Modes of Supply:

1) Cross-Border

2) Consumption Abroad

3) Commercial Presence

4) Presence of Natural Persons

Sector or Sub-sector	Limitations on Market Access	Limitations on National Treatment	Additional Commitments
Road Transport Services			
11 F. Road Transport Services	1) Unbound	1) Unbound	
(a) Passenger Transport (CPC 7121 + 7122)	2) None	2) None	
(b) Freight Transport (CPC 7123** excluding mail transportation (CPC 71235))	3) Unbound	3) Unbound	
	4) Unbound except as indicated in the horizontal section.	4) Unbound except as indicated in the horizontal section.	

Definitions Related to Maritime Transport Services for the purposes of the Schedule of India

1. **“International Transport (Freight and Passenger)”**, for the purpose of this Schedule, means transportation of international Maritime Freight and Passengers by seagoing vessels from the port of loading in one country to the port of discharge in another country.
2. Cabotage: This Schedule does not include any commitments on **“Cabotage”** or **“Maritime Transport Services”** which are described as transportation of passengers or goods between any port or place located in India and any other port or place located in India and transportation of passengers or goods originating or terminating in the same port or place located in India including transportation of passengers or goods between a port or a place located in India and another port, place, installation and structures situated in the Exclusive Economic Zone (EEZ) of India or on the continental shelf of India. Maritime cabotage shall further include services such as floating storage, offloading, towing, anchor-handling, dredging, off-shore drilling/ production, diving support, maintenance support, various types of surveys, cable laying, sea-bed mining operations, pipe-laying, lighterage, salvage, marine construction, hook-up, port and terminal related support services, provided such services are supplied in the above areas by the vessels.
3. Offshore Transport: For the purposes of this Schedule only, **“Offshore Transport”** means shipping services involving the transportation of passengers or goods between a port located in India and any location installation or structure associated with or incidental to the exploration or exploitation of natural resources of the continental shelf of India, the seabed of the Indian coastal seas and the subsoil of the seabed, or situated on the continental shelf of India
4. **“Other forms of commercial presence for the supply of International Maritime Transport Services”** means ability for International Maritime Transport Service suppliers to undertake local activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which maritime transport constitutes a substantial element.

These activities include, but are not limited to:

- (a) marketing and sales of maritime transport and related services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself or by service suppliers with which the service seller has established standing business arrangements;
- (b) acquisition on their own about or on behalf of their customers (and the resale to their customers) for any transport and related services, including anchorage, berth and berth services, and onward transport services by any mode, particularly road and rail, inland waterways, necessary for the supply of the integrated services;
- (c) the preparation of transport documents, customs documents, or other documents related to the origin and character of goods transported;

- (d) the provision of business information, including computerized information systems and electronic data interchange;
- (e) setting up of business arrangements with any locally established shipping agency and the appointment of personnel recruited locally (or, in the case of foreign personnel, subject to horizontal commitments on movement of personnel);
- (f) organizing any aspect of the call of the vessel or taking control over cargoes;
- (g) the provision of Ships Managers' Services.

NOTE: In order to enforce certain standards and conditions which need to be fulfilled by shipping service suppliers, particularly those providing ship personnel and crew and also those engaged in providing ships management services, and to ensure that the owner, operator, agent or manager has:

- the capability of implementing international standards as well as IMO stipulations and recommendations;
- the necessary financial structure so that he is responsible and accountable;
- the capability of implementing, the safety; and marine pollution controls;
- fulfilled requirements of quality management and his operations are transparent,

a system of registration/ licensing of shipping service supplier is under consideration in India.

5. **“Ship Managers”** means persons entering India as the agents or representatives of a ship's owner or operator for the purposes of assessing requirements, negotiating and authorizing expenditures necessary to the maintenance and operations of a vessel as well as the handling of cargo.
6. **“Maritime Cargo Handling Services”** means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dock workers, when this workforce is organized independently of the stevedoring or terminal operator companies. The activities covered, include the organization and supervision of:
 - the loading/discharging of cargo to/from a ship;
 - the lashing/unlashing of cargo;
 - the reception/delivery and safekeeping of cargoes before shipment or after discharge.

The organization and supervision includes the arrangements for (1) engaging skilled workers (dockworkers), (2) using all necessary equipment for on board or shore use and appropriate storage space, whether by ownership, rental or otherwise, (3) the checking of parcels and markings, the weighing and measuring of cargo, and (4) the administrative duties and responsibilities related to the services.

7. **“Maritime Freight Forwarding Services”** means the activity of organizing and monitoring shipments on behalf of shippers through providing such services as the arrangement of actual transport and related services, consolidation, aggregation, packing of cargo, preparation of documentation and provision of business information.
8. **“Maritime Agency Services”** means activities in representing, within a given geographic area, the business interests of one or more shipping lines or shipping companies for the following purposes:
- marketing and sales of maritime transport and related activities from quotation to invoicing (cargo booking and canvassing);
 - issuance of bills of lading on behalf of the companies;
 - acquisition and resale of other necessary related services (settlement of disbursements and claims) preparation of documentation, and provision of business information;
 - acting on behalf of the companies in organizing the call of the ship or taking control of cargoes;
 - to make arrangement in order to get all necessary port services required by the foreign vessel during its stay in Indian Ports;
 - to appoint a stevedoring company for cargo loading and unloading on behalf of its principal;
 - to collect freight on behalf of the principal.
9. **“Government Cargo”** means cargo originating from other countries (import cargoes including crude oil), petroleum by products, coal, natural gas, raw materials for fertilizers, food-grains etc.) purchased by Indian Government Agencies/Departments or based on loan/ credit agreements with other countries, as well as exports by Indian Government Agencies/ Departments including Government aid.
10. **“Maintenance and Repairs of Sea Going Vessels”** means services such as repairs and management of vessels, mending, fixing or overhauling of a vessel, management of crew and marine insurance, provided on behalf of a maritime passenger or cargo transport business, or vessel leasing business.
11. **“International rental of vessels with crew or on bare-boat charter basis”** means rental and/ or leasing services of all types of sea-going vessels with crew or on bare-boat basis (whereafter the ship will be manned by Indian nationals only during the period of rental/ lease) for the purposes of international trade (like tankers, dry bulk cargo vessels, cargo and freight vessels et cetera).