

APPENDIX 3 TO ANNEX X

LIST OF RESERVATIONS OF LIECHTENSTEIN

1. This List of Reservations sets out, pursuant to Article 3.17 of the Agreement, the reservations taken by Liechtenstein with respect to measures that do not conform with obligations imposed by any of the following provisions of the Agreement:

- (a) Article 3.4 of the Agreement (Most-Favoured-Nation Treatment);
- (b) Article 3.5 of the Agreement (Market Access); or
- (c) Article 3.6 of the Agreement (National Treatment).

2. Each reservation sets out the following elements:

- (a) “Sector” refers to the general sector in which a reservation is taken;
- (b) “Sub-Sector” refers to the specific sector in which a reservation is taken;
- (c) “Industry Classification” refers, where applicable, to the activity covered by the reservation according to the UN Provisional Central Product Classification (hereinafter referred to as “CPC”);¹
- (d) “Type of Reservation” specifies the obligation of the Agreement for which a reservation is taken;
- (e) “Level of Government” indicates the level of government maintaining the measure for which a reservation is taken, *i.e.* central and municipal;
- (f) “Measures” identifies the existing laws, ordinances, regulations or other measures, as qualified, where indicated, by the Description element, with respect to which the reservation is taken. In relation to reservations to the most-favoured-nation treatment, it also includes international treaties. A measure cited in the Measures element means the measure as in force as of the date when the Agreement enters into force, unless otherwise provided for in the Measures element; and
- (g) “Description” sets out commitments, if any, for liberalisation on the date of entry into force of the Agreement and, with regard to the obligations referred to in paragraph 1 above, sets out the non-conforming aspects of the measures for which the reservation is taken.

¹ Statistical Papers Series M No 77, Provisional Central Product Classification, Department of International Economics and Social Affairs, Statistical Office of the United Nations, New York, 1991.

3. Reservations are sequenced in the following order:
 - Reservations covering all sectors (horizontal measures);
 - Reservations covering specific sectors (sequenced according to the CPC);
 - Reservations covering sectors to which no obvious CPC numbers could be assigned for the moment;
 - Reservations covering various sectors.

4. The interpretation of a reservation in the meaning of this Appendix shall be made in accordance with international law and in light of the relevant provisions of Chapter 3 of the Agreement. In particular:
 - (a) if the Measures element is marked as being “qualified by the Description element”, the Measures element as so qualified shall prevail over all other elements;
 - (b) if the Measures element is not so qualified, the Measures element shall prevail over all other elements. However, if any element is substantially and materially more precise than the Measures element, then that element shall be taken into consideration when determining the scope and meaning of the reservation. In particular, if the Measures element merely contains a general reference such as “municipal legislations”, then any other more specific element shall prevail; and
 - (c) the “Qualification” in the Description element applies to the level of government indicated in the Level of Government element; unless more narrowly specified in the “Qualification”.

5. In case some fields of legislative competences are transferred in the future from central to sub-central level or vice-versa, Liechtenstein reserves the right to adapt this Appendix correspondingly. The level of commitment shall not be decreased.

6. The fact that a reservation mentions a particular measure and how a reservation describes a particular measure shall not be used to infer that the provisions of Chapter 3 of the Agreement cover necessarily such a measure.

7. Any activity that is not classified in Chapter 5 to 9 of the CPC is not considered as a service under Chapter 3 of the Agreement.

8. Liechtenstein makes reference to the specific geographic situation of the country, to its limited resources and to the small labour market. Therefore, Liechtenstein is in a position to bind its services sector only with the reservations mentioned hereafter.

1. Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 3.6)
Level of Government:	Central
Measures:	European Economic Area (hereinafter referred to as “EEA”) Agreement As qualified by the Description element
Description:	Treatment accorded to subsidiaries of third-country companies formed in accordance with the law of an EEA Member State and having registered office, central administration or principal place of business within an EEA Member State is not extended to branches or agencies established in an EEA Member State by a third-country company. Treatment less favourable may be accorded to subsidiaries of third-country companies having only their registered office in the territory of an EEA Member State unless they show that they possess an effective and continuous link with the economy of one of the EEA Member States.

2. Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Commerce Act, LGBI. 1970/21, LR 930.1 EEA Agreement, Declaration of the Government of the Principality of Liechtenstein with Regard to the Specific Situation of the Country, LGBI. 1995/68, LR 0.110 WTO Agreement, Liechtenstein's Schedule on Specific Commitments in Services, LGBI. 1997/108, LR 0.632.2
Description:	The establishment of a commercial presence by a legal entity (including branches) is subject to the requirement that no objection for reasons of national economy (balanced proportion of national and foreign capital; balanced ratio of foreigners in comparison with the number of resident population; balanced ratio of total number of jobs in the economy in comparison with the number of the resident population; balanced geographic situation; balanced development of the national economy, between and within the sectors) exists.

3. Sector: All Sectors

Sub-Sector:

Industry Classification:

Type of Reservation: National Treatment (Article 3.6)

Level of Government: Central

Measures: Commerce Act, LGBI. 1970/21, LR 930.1

Description: The establishment of a commercial presence by an individual is subject to the requirement of prior residence of twelve years and of permanent domicile in Liechtenstein.

4. Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Commerce Act, LGBI. 1970/21, LR 930.1 Law on Persons and Companies, LGBI. 1926/4, LR 216.0
Description:	The establishment of a commercial presence by a legal entity (including branches) is subject to the following requirements: At least one of the managers has to fulfil the requirements of prior residence of twelve years and of permanent domicile in Liechtenstein. The majority of the board of directors (authorised to manage and represent the legal entity) must be resident in Liechtenstein and have either to be Liechtenstein citizens or have prior residence of twelve years in Liechtenstein. The general and the limited partnership have to fulfil the same conditions as corporations with limited liability (legal entity). In addition, the majority of the associates have to be Liechtenstein citizens or to have prior residence of twelve years in Liechtenstein and permanent domicile in Liechtenstein.

5. Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on Persons and Companies, LGBI. 1926/4, LR 216.0
Description:	The Liechtenstein company law does not prohibit companies limited by shares from foreseeing in their articles of incorporation the preclusion or limitation of the transfer of registered shares.

6. Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Real Estate Transactions Act, LGBI. 1993/49, LR 214.11

Description: All acquisitions of real estate are subject to a prior authorisation. Such authorisation is granted only if the legitimate interest of the acquirer is fulfilled. The legitimate interest is given if an actual and proven requirement for living or business purposes is given and a prior residence of twelve years has been completed. Non-residents are excluded from the acquisition of real estate.

An actual and proven requirement is given if:

- the acquisition of real estate is to serve additional private housing needs of residents already domiciled in Liechtenstein;
- the acquisition of real estate is to serve future private housing needs of Liechtenstein citizens;
- the acquisition of real estate is needed to establish or expand domestic commercial or industrial premises;
- the particular property is reserved for agricultural use and if it serves the buyer to produce agricultural products.

An actual and proven requirement is not given on the grounds of the seller's interests alone.

7. Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	Most-Favoured-Nation Treatment (Article 3.4), Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Ordinance on the Movement of Persons, LGBl. 2000/99, LR 152.22 Law on Employment Services and Temporary Job Placement, LGBl. 2000/103, LR 823.10 Commerce Act, LGBl. 1970/21, LR 930.1 As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures with respect to the entry and temporary stay of people for business purposes, except for measures concerning natural persons falling within the categories defined in paragraph A below, subject to the limitations and conditions set out below or in any reservations contained in the sectoral part of this Appendix, and subject to the condition that entry and stay of foreign service suppliers in Liechtenstein are subject to authorisation (requirement of residency permit and work permit). Authorisation is granted subject to measures fixing overall numbers of work permits allocated.

Limitations and conditions:

- (a) working conditions prevailing in the branch and the place of activity provided by law and/or collective agreement (with respect to remuneration, working hours, etc.);
- (b) measures limiting professional and geographical mobility within Liechtenstein (authorisation to change the place of residence);
- (c) regulations related to statutory systems of social security and public retirement plans (with respect to qualifying period, residency requirement, etc.);
- (d) requirement to cooperate, upon request, of the enterprise employing such persons with the

authorities in charge of the enforcement of these measures; and

(e) all other provisions of the legislation relating to immigration, entry, stay and work.

General Provisions:

For essential personnel as defined in paragraph A below, the period of stay is limited to a period of three years.

Natural persons staying in or entering Liechtenstein with an open-ended or extendable residence permit based on an employment contract not limited in time for Liechtenstein are not considered as persons residing in or entering Liechtenstein for the purpose of temporary stay or temporary employment in Liechtenstein.

Qualification: All commitments of Liechtenstein relating to supply of service through presence of a natural person (Mode 4) are covered wholly and exclusively in this Reservation.

Most-favoured nation treatment limitation:

Liechtenstein reserves the right to adopt any measures based on bilateral agreements between Liechtenstein and Switzerland, with the objective of providing for the movement of all categories of natural persons supplying services.

Categories of natural persons allowed for entry and temporary stay:

A. INTRA-CORPORATE TRANSFEREES (ICT)

Essential persons transferred to Liechtenstein within a specific business or company of the other Party and defined under (a) and (b) below who are employees of that business or company (hereafter enterprise) supplying services in Liechtenstein through a branch, subsidiary, or affiliate established in Liechtenstein and who have been beforehand employees of their enterprise outside Liechtenstein for a period of not less than one year immediately preceding their application for admission.

- (a) Executives and senior managers: Persons who primarily direct the enterprise or one of its departments and who receive only general supervision or direction from high-level executives, the board of directors or the stockholders of the enterprise. Executives and senior managers would not directly perform tasks related to the actual supply of services of the enterprise.
- (b) Specialists: Highly qualified persons who, within an enterprise, are essential for the supply of a specific service by reason of their knowledge at an advanced level of expertise in the field of services, research equipment, techniques or management of the enterprise.

8. Sector: All Sectors

Sub-Sector:

Industry Classification:

Type of Reservation: National Treatment (Article 3.6)

Level of Government: All

Measures: As qualified by the Description element

Description: Liechtenstein reserves the right to maintain, modify or adopt any measures which are not inconsistent with its commitments under the GATS with respect to subsidies, tax incentives and tax credits.

9. Sector:	Construction Work
Sub-Sector:	Installation Work
Industry Classification:	CPC 5162 Water plumbing and drain laying work CPC 5163 Gas fitting construction work CPC 51641 Electrical wiring and fitting work CPC 51649 Other electrical construction work CPC 87909 Other business services n.e.c. (limited to reading of gas, water and electricity metres)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Constitution of the Principality of Liechtenstein, LGBL. 1921/15, LR 101 Law on the Liechtenstein Electric Power Authority, LGBL. 1947/30, LR 721.50 Pipeline Act, LGBL. 1985/60, LR 746.1
Description:	Works related to gas, water and electricity metres, gas pipelines, as well as electricity and main water lines are reserved exclusively to the state authorities or to specific operators. The reading of gas, water and electricity metres is reserved to the state authorities or to specific operators.

10. Sector:	Trade Services
Sub-Sector:	Commission Agents' Services; Wholesale Trade Services; Retail Trade Services
Industry Classification:	<p>CPC 6111 Sales of motor vehicles (limited to weapons, weapon components, accessories for weapons, ammunition and ammunition components)</p> <p>CPC 6113 Sales of parts and accessories of motor vehicles (limited to weapons, weapon components, accessories for weapons, ammunition and ammunition components)</p> <p>CPC 6121 Sales of motorcycles and snowmobiles and related parts and accessories (limited to weapons, weapon components, accessories for weapons, ammunition and ammunition components)</p> <p>CPC 621 Commission agents' services (limited to weapons, weapon components, accessories for weapons, ammunition and ammunition components)</p> <p>CPC 622 Wholesale trade services (limited to weapons, weapon components, accessories for weapons, ammunition and ammunition components)</p> <p>CPC 632 Non-food retailing services (limited to weapons, weapon components, accessories for weapons, ammunition and ammunition components)</p>
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Weapons Act, LGBl. 1971/48, LR 514.1 Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBl. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein: Federal Law on Weapons, Weapon Components and Ammunition (SR 514.54) As qualified by the Description element

Description:

Authorisation is required for import, distribution and trade of goods as defined in the Law. In order to obtain authorisation, enterprises must be registered in the Commercial Register in Liechtenstein. Natural or juridical persons must be resident or domiciled in Liechtenstein for registration.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to retail trade of weapons, weapon components, accessories for weapons, ammunition and ammunition components.

11. Sector:	Trade Services
Sub-Sector:	Commission Agents' Services; Wholesale Trade Services; Retail Trade Services
Industry Classification:	CPC 6111 Sales of motor vehicles (limited to war material and embargoed goods) CPC 6113 Sales of parts and accessories of motor vehicles (limited to war material and embargoed goods) CPC 6121 Sales of motorcycles and snowmobiles and related parts and accessories (limited to war material and embargoed goods) CPC 621 Commission agents' services (limited to war material and embargoed goods) CPC 622 Wholesale trade services (limited to war material and embargoed goods) CPC 632 Non-food retailing services (limited to war material and embargoed goods)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Ordinance on the Brokerage of War Material, LGBl. 1999/185, LR 946.211.2 Law on Measures concerning Economic Transactions with Foreign States (Sanctions Act), LGBl. 1991/41, LR 946.21 Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBl. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein: Federal Law on War Material (SR 514.51) As qualified by the Description element
Description:	Market access and national treatment may not be granted in respect of import, export, transit, distribution, brokering and trade of war materials (<i>Kriegsmaterial</i>). The supply of such services shall not prejudice national interests. The import, export, transit, distribution, brokering, trade or other disposal of nuclear, biological, chemical weapons as well as anti-personnel mines is prohibited.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to any service, if this is necessary for the implementation of international sanctions aiming at enforcing public international law and in particular human rights law.

12. Sector:	Trade Services
Sub-Sector:	Commission Agents' Services; Wholesale Trade Services; Retail Trade Services
Industry Classification:	CPC 621 Commission agents' services (limited to explosives) CPC 622 Wholesale trade services (limited to explosives) CPC 632 Non-food retailing services (limited to explosives)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss enactments are applicable also to Liechtenstein: Federal Law on Explosives (SR 941.41) Federal Ordinance on Explosives (SR 941.411)
Description:	Authorisation is required for the distribution, sale and trade of explosives. Only natural persons having their residence in Liechtenstein and juridical persons registered in the Commercial Register may be authorised to sell explosives.

13. Sector:	Trade Services
Sub-Sector:	Commission Agents' Services; Wholesale Trade Services; Retail Trade Services;
Industry Classification:	CPC 621 Commission agents' services (limited to dual-use goods and special goods for military use) CPC 622 Wholesale trade services (limited to dual-use goods and special goods for military use) CPC 632 Non-food retailing services (limited to dual-use goods and special goods for military use)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein: Federal Law on the Control of Goods for Civil and Military Use and of Special Goods for Military Use (SR 946.202).
Description:	The distribution, import, export, transit, brokering and trade of goods as defined in the Law are subject to various authorisations, declarations and supervisory obligations which <i>de facto</i> restrict cross-border supply of such services.

14. Sector:	Trade Services
Sub-Sector:	Commission Agents' Services; Wholesale Trade Services; Retail Trade Services
Industry Classification:	<p>CPC 621 Commission agents' services (limited to services related to drugs, medical products, therapeutic products, medicinal products, medical devices, transplant products, narcotics and psychotropic substances)</p> <p>CPC 622 Wholesale trade services (limited to services related to drugs, medical products, therapeutic products, medicinal products, medical devices, transplant products, narcotics and psychotropic substances)</p> <p>CPC 632 Non-food retailing services (limited to services related to drugs, medical products, therapeutic products, medicinal products, medical devices, transplant products, narcotics and psychotropic substances)</p> <p>CPC 62111 Sales on a fee or contract basis of agricultural raw materials and live animals</p>
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	<p>Law on Narcotics and Psychotropic Substances (Narcotics Act), LGBI. 1983/38, LR 812.120</p> <p>Ordinance on Precursors and Other Chemicals Used in the Manufacture of Narcotic Drugs and Psychotropic Substances, LGBI. 2003/82, LR 812.120.13</p> <p>Pharmaceuticals Act (medicinal products and medical devices), LGBI. 1990/75, LR 812.102</p> <p>Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein:</p> <ul style="list-style-type: none">• Swiss Federal Law on the Transplantation of Organs, Tissues and Cells (SR 810.21)• Swiss Federal Law on Narcotics and Psychotropic Substances (SR 812.121)• Swiss Federal Law on Medicinal Products and Medical Devices (Law on therapeutic products), SR 812.21

- Federal Ordinance on Authorisations in the Area of Drugs (SR 812.212.1)

Animal Protection Act, LGBl. 1989/3, LR 455.0

Animal Protection Ordinance, LGBl. 1990/33, LR 455.01

Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBl. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein:

- Swiss Federal Law on Animal Diseases (SR 916.40)
- Swiss Federal Ordinance on Animal Diseases (SR 916.401)

As qualified by the Description element

Description:

Authorisation is required for the import, distribution, sale and trade of goods as defined in the Laws cited in the Measures element above (SR 810.21, Article 49; SR 812.121, Article 4; SR 812.21, Articles 18, 19, 20, 27, 28, 29, 30 and 47; SR 812.121.3, Article 6).

Juridical persons seeking an authorisation must have their domicile in Liechtenstein and be registered in the Commercial Register. Natural persons seeking authorisation must be resident in Liechtenstein. For retail trade, an authorisation is required. Rules, conditions and corresponding procedures are laid down.

Authorisation is required for trade in animals according to animal protection and animal diseases legislation. Natural persons must be resident in Liechtenstein (territoriality principle).

For retail trade an authorisation is required. Rules, conditions and corresponding procedures are laid down.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any such rules and conditions restricting market access and national treatment.

Mail-order business and distribution services for goods as defined in the Laws are prohibited in principle.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to mail-order business and distribution services.

Note for transparency: Placing certain medical devices on the market may require an authorisation. Import and export of certain medical devices may be restricted or prohibited.

15. Sector:	Trade Services
Sub-Sector:	Retail Trade Services
Industry Classification:	CPC 632 Non-food retailing services (limited to precious metals)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBL 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein: Federal Law on the Control of Trade with Precious Metals and Goods Derived from Precious Metals (SR 941.31)
Description:	Hawking and taking orders through mobile sales or advertising units with goods as defined in Articles 1 and 2 of the Law as well as to precious metal waste and melting products are prohibited. For commercial trade in precious metal waste and melting products an authorisation is required. To obtain such an authorisation for natural persons, residence in Liechtenstein and registration in the Commercial Register are required. For juridical persons, domicile in Liechtenstein and registration in the Commercial Register are required.

16. Sector:	Transport Services
Sub-Sector:	Rail Transport Services Supporting and Auxiliary Transport Services
Industry Classification:	CPC 7111 Passenger transportation CPC 7112 Freight transportation CPC 7113 Pushing or towing services CPC 743 Supporting services for railway transportation
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Railways Act, LGBI. 1968/3, LR 742.0 As qualified by the Description element
Description:	<p>A concession is required to construct and/or operate railway infrastructure.</p> <p>A concession to construct and/or operate railway infrastructure may be granted under the condition that the transport service is delivered in a practical and economical way, and, in addition, that substantial public interests are not affected such as zoning plans, the protection of the environment and the landscape.</p> <p><u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to services as defined under the Industry Classification element above.</p>

17. Sector:	Transport Services
Sub-Sector:	Road Transport Services, Rail Transport Services, Other Land Transport Services (Including Cable Railways, Funiculars, Ski Lifts, Sledge Cable Railway, Elevators, Other Similar Transportation Facilities by Cable or by Cable on Railways, and any Other Transport Facility)
Industry Classification:	CPC 7111 Passenger transportation CPC 7121 Other scheduled passenger transportation CPC 7122 Other non-scheduled passenger transportation CPC 7221 Passenger transportation
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Passenger Transport Act, LGBI. 1999/37, LR 744.11 (state monopoly for regular transport of passengers) Commerce Act, LGBI. 1970/21, LR 930.1
Description:	<p>State Monopoly for regular transport of passengers. Concessions or authorisation (national trade licence) is required for transport of passengers or freight transport by roads.</p> <p>Concessions may be granted under the condition that the transport service is supplied in a practical and economical way, and, in addition, that either the transport service does not affect negatively public transport enterprises or that the transport service establishes an important new transport connection.</p> <p>For regular cross-border services and certain international shuttle services, an authorisation is required. To obtain an authorisation the newly introduced transportation service must not compete in any way with public or other existing transportation services and an enterprise of Liechtenstein must have a substantial share in the business. Such an authorisation does not allow the supply of transport services between points within the territory of Liechtenstein (<i>i.e.</i> cabotage).</p>

18. Sector:	Transport Services
Sub-Sector:	Road Transport Services
Industry Classification:	CPC 7121 Other scheduled passenger transportation CPC 7122 Other non-scheduled passenger transportation CPC 7123 Freight transportation
Type of Reservation:	Most-Favored-Nation Treatment (Article 3.4) Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Road Traffic Act, LGBl. 1978/18, LR 741.01 Road Traffic Licensing Ordinance, LGBl. 2001/118, LR 741.51 Bilateral Road Transport Agreements, existing (LR 0.741) and future
Description:	Liechtenstein reserves the right to accord less favourable treatment to services or service suppliers of Hong Kong, China for transport of goods and/or passengers by vehicles registered in countries other than Liechtenstein in, into, out of, or in transit through Liechtenstein territory, than that accorded to like service suppliers of any other country, normally pursuant on bilateral road transport agreements. Vehicles must carry a Liechtenstein vehicle document and a Liechtenstein licence plate if they transport passengers or freight between points within Liechtenstein (prohibition of cabotage) on a commercial basis.

19. Sector:	Transport Services
Sub-Sector:	Road Transport Services
Industry Classification:	CPC 7122 Other non-scheduled passenger transportation (limited to services provided by taxis)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Commerce Act, LGBI. 1970/21, LR 930.1 As qualified by the Description element
Description:	National legislation on taxi services foresees concessions and licences to specific operators or imposes various measures affecting market access and national treatment. <u>Qualification:</u> Liechtenstein reserves its right to maintain, modify or adopt any measures of the type described above.

20. Sector:	Transport Services
Sub-Sector:	Pipeline Transport Services
Industry Classification:	CPC 7131 Transportation of petroleum and natural gas CPC 7139 Transportation of other goods
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Constitution of the Principality of Liechtenstein, LGBL. 1921/15, LR 101 Pipeline Act, LGBL. 1985/60, LR 746.1 As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to pipeline transport services.

21. Sector:	Transport Services, Business Services, Agricultural Services, Community Services
Sub-Sector:	Air Transport Services, Specialty Air Services
Industry Classification:	CPC 731 Passenger transportation by air CPC 732 Freight transportation by air CPC 734 Rental services of aircraft with operator CPC 86753 Surface surveying services (limited to airborne surveying services) CPC 8719 Other advertising services (limited to aerial advertising services) CPC 87504 Speciality photography services (limited to aerial photography) CPC 8811 Services incidental to agriculture (limited to aerial spraying) CPC 8814 Services incidental to forestry and logging (limited to air-lifted logging and forest fire management) CPC 9126 Police and fire protection services (limited to aerial fire-fighting)
Type of Reservation:	Most-Favoured-Nation Treatment (Article 3.4) Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Due to the Exchange of Notes between Switzerland and Liechtenstein regarding the cooperation of Swiss and Liechtenstein authorities in the field of Civil Aviation (LGBI. 1950/9, LR 0.748.091.011) the following Swiss legislation is applicable also to Liechtenstein: Federal Law on Air Transport (SR 748.0) Federal Ordinance on Air Transport (SR 748.01) Bilateral Air Services Agreements, existing (SR 0.748) or future As qualified by the Description element
Description:	An authorisation is required to provide services as indicated under the Industry Classification element above and a concession is required for regular flights. To obtain such an authorisation or concession, the enterprise must have its domicile in Liechtenstein, be registered in the national Commercial Register and be owned and controlled by a majority of Liechtenstein

nationals or enterprises. The majority of the shares must be registered shares and in Liechtenstein hands.

Enterprises without domicile in Liechtenstein may obtain such an authorisation and concession on the basis of reciprocity, normally based on bilateral air services agreements. Liechtenstein reserves the right to accord less favourable treatment to services or service suppliers of Hong Kong, China than that accorded to like service suppliers of any other country.

Commercial transport services for passengers and freight between two points within the territory of Switzerland and Liechtenstein (*i.e.* cabotage) must be supplied by Swiss or Liechtenstein enterprises exclusively, unless international agreements stipulate otherwise. Liechtenstein reserves the right to accord less favourable treatment to services or service suppliers of Hong Kong, China than that accorded to like service suppliers of any other country, normally based on bilateral air services agreements.

Aerial advertising is prohibited.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to passenger and freight transport by air (CPC 731 and 732) and to aerial fire-fighting services (CPC 9126).

22. Sector:	Transport Services
Sub-Sector:	Supporting and Auxiliary Transport Services
Industry Classification:	CPC 7441 Bus station services CPC 7443 Parking services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to services as indicated under the Industry Classification element above, including monopolies and exclusive services suppliers.

23. Sector:	Transport Services
Sub-Sector:	Supporting and Auxiliary Transport Services
Industry Classification:	CPC 7442 Highway, bridge and tunnel operation services
Type of Reservation:	Market Access (Article 3.5)
Level of Government:	Central
Measures:	As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures relating to the services indicated under the Industry Classification element above including monopolies and exclusive rights.

24. Sector:	Transport Services
Sub-Sector:	Supporting and Auxiliary Transport Services
Industry Classification:	CPC 7462 Air traffic control services
Type of Reservation:	Market Access (Article 3.5)
Level of Government:	Central
Measures:	<p>Due to the Exchange of Notes between Switzerland and Liechtenstein regarding the cooperation of Swiss and Liechtenstein authorities in the field of Civil Aviation the following Swiss legislation is applicable also to Liechtenstein:</p> <p>Swiss Federal Law on Aviation (SR 748.0, Article 40)</p> <p>Federal Ordinance on Air Traffic Control Services (SR 748.132.1)</p>
Description:	Air traffic control services may be supplied exclusively by a non-commercial institution designated by the Federal Council.

25. Sector:	Communications Services
Sub-Sector:	Postal and Courier Services
Industry Classification:	CPC 751 Postal and courier services (excluding express delivery services)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Postal Act, LGBI. 1999/35, LR 783.0 Postal Ordinance, LGBI. 1999/248, LR 783.01 Law on the Organisation of the Liechtenstein Postal Service, LGBI. 1999/36, LR 781.0 As qualified by the Description element
Description:	<p>The Liechtenstein Postal Service has the exclusive mandate to guarantee the universal service. This covers the pick-up, transport and delivery of domestically and internationally addressed letters up to 350 grams and parcels up to 20 kilograms as well as the pick-up, transport and delivery of subscribed newspapers and periodicals.</p> <p><u>Note for transparency:</u> The exclusive mandate and therefore this reservation do not apply to express delivery services.</p> <p><u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment for postal services.</p>

26. Sector:	Communications Services
Sub-Sector:	Telecommunications Services; Audiovisual Services
Industry Classification:	CPC 7524 Programme transmission services CPC 75300 Radio and television cable services CPC 9613 Radio and television services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Telecommunications Act, LGBl. 1996/132, LR 784.10 Radio and Television Act, LGBl. 1978/42, LR 784.40
Description:	<p>According to Liechtenstein law, telecommunication services are defined as the transport of electro-magnetic signals (<i>i.e.</i> sound, data, image and combinations thereof) excluding services which are defined as broadcasting services according to the Radio and Television Act.</p> <p>Broadcasting services are defined as the production, processing, transmission and reception of radio and television programme services. A programme service is a sequence of programmes which is offered continuously, defined in time and transmitted using telecommunications techniques and which are intended for the public.</p> <p>Consequently, the scope of non-conforming measures contained in this Appendix and relating to telecommunication or broadcasting is to be determined on the basis of the above definition.</p>

27. Sector:	Communication Services
Sub-Sector:	Telecommunication Services; Audiovisual Services
Industry Classification:	CPC 7524 Programme transmission services CPC 961 Motion picture, radio and television and other entertainment services CPC 9613 Radio and television services CPC 962 News agency services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Measures:	Media Act, LGBl. 2005/250, LR 449.1
Description:	<p>The Media Act requires every owner of media whose media are published in Liechtenstein to have resident status in Liechtenstein, in Switzerland or in an EEA Contracting Party.</p> <p>Every broadcast company or radio station with a concession in the EEA or in a contracting member state to the European Convention on Transfrontier Television is for its own broadcasting purposes entitled to gratuitous brief coverage of events that is open to the public and of general public interest.</p> <p>Exclusive rights to broadcast events of considerable societal and cultural importance may not be executed in a way that prevents major parts of the EEA public to follow those events. Definitions of events of “considerable societal and cultural importance” are laid down in a list of EEA Contracting Parties which has been published in the Official Journal of the European Community, according to Directive 89/552/EEC, in the version of Directive 97/36/EC.</p> <p>Programme concessions may be issued to natural persons, legal entities or legally responsible partnerships who are resident or domiciled in Liechtenstein, in other EEA Contracting Parties or in Switzerland and who can be legally prosecuted.</p>

28. Sector:	Communications Services
Sub-Sector:	All audiovisual services;
Industry Classification:	
Type of Reservation:	Most-Favoured-Nation Treatment (Article 3.4)
Level of Government:	Central
Measures:	As qualified by the Description element
Description:	Concessions for the operation of radio or television broadcast stations may be granted to persons of countries other than Liechtenstein.

29. Sector:	Communications Services
Sub-Sector:	Telecommunication Services; Audiovisual Services
Industry Classification:	CPC 7524 Programme transmission services CPC 96132 Television services (limited to the programming)
Type of Reservation:	Most-Favoured-Nation Treatment (Article 3.4) Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Media Act, LGBI. 2005/250, LR 449.1 Media Promotion Act, LGBI. 2000/14, LR 440.1
Description:	Programme concessions are subject to the requirement that programmes are produced in Liechtenstein, in other EEA Contracting Parties or in Switzerland to appropriate proportions. Programme concessions are also subject to European legislation on programme quotas, as laid down in Directive 89/552/EEC, in the version of Directive 97/36/EC.

30. Sector:	Financial Services
Sub-Sector:	Insurance Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on the Supervision of Insurance Undertakings (Insurance Supervision Act), LGBI. 1996/23, LR 961.01 Ordinance on the Law on the Supervision of Insurance Undertakings (Insurance Supervision Ordinance), LGBI. 1997/41, LR 961.011
Description:	<p>The establishment of a commercial presence is required for the provision of insurance services in Liechtenstein. If a third-country insurer wishes to become active within Liechtenstein, an agency or branch office must be established in Liechtenstein. The third-country insurer must be authorised to conduct insurance activities under the law of its country of incorporation.</p> <p>Insurance companies incorporated in Liechtenstein must be organised as an “<i>Aktiengesellschaft</i>” (company limited by shares), “<i>Europäische Gesellschaft</i>” (SE) or “<i>Genossenschaft</i>” (co-operative society).</p> <p>One member of the board of directors and the administrators must be resident in Liechtenstein. They must be duly authorised to fully represent their company. In the case of a branch or an agency, it suffices if the general representative, whose nomination requires the approval of the supervisory authority, has his residence in Liechtenstein and is duly authorised to fully represent his company.</p>

31. Sector:	Financial Services
Sub-Sector:	Insurance Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on the Supervision of Institutions for Occupational Retirement Provision (Pension Funds Act), LGBl. 2007/11, LR 831.42 Occupational Pensions Act, LGBl. 1988/12, LR 831.40 As qualified by the Description element
Description:	<p>Institutions for occupational retirement provision must have their statutory seat, their head office and their accounting in Liechtenstein. Pension funds have to be established in Liechtenstein to operate in the compulsory occupational benefits scheme.</p> <p>Institutions for occupational retirement provision can only be organised as “<i>eingetragene Stiftung</i>” (registered foundation). Risks can only be carried by insurance companies which are approved in Liechtenstein or by the institutions for the obligatory retirement provisions themselves.</p> <p>Employers employing persons subject to compulsory insurance must be affiliated to a provident institution entered in the Register for occupational benefit plans according to Liechtenstein law.</p> <p><u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment for statutory retirement insurance/compulsory retirement insurances.</p>

32. Sector:	Financial Services
Sub-Sector:	Insurance Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Health Insurance Act, LGBI. 1971/50, LR 832.10 As qualified by the Description element
Description:	<p>Regarding establishment: Participation in the basic health insurance scheme requires health insurance suppliers to be organised in one of the following legal entities: <i>Genossenschaft</i> (cooperative society), <i>Stiftung</i> (foundation), <i>AG</i> (company limited by shares) or <i>Verein</i> (association) with non-profit purposes.</p> <p>Regarding cross-border supply: Foreign health insurance suppliers have to be established in Liechtenstein to operate in the basic health insurance scheme.</p> <p>Persons subject to compulsory health insurance have to choose as insurance supplier a legal health insurer approved by the Government.</p> <p><u>Qualification</u>: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment for basic health insurance under statutory insurance schemes.</p>

33. Sector:	Financial Services
Sub-Sector:	Insurance Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Compulsory Accident Insurance Act, LGBI. 1990/46, LR 832.20 Law on the Supervision of Insurance Undertakings (Insurance Supervision Act), LGBI. 1996/23, LR 961.01
Description:	Foreign insurance suppliers have to have a permit issued by the Financial Market Authority according to the Law on the Supervision of Insurance Undertakings. Moreover, they have to be registered in the official registry for compulsory accident insurance suppliers at the Office of Public Health and are obliged to accede to the contract between all the insurance suppliers to operate in compulsory accident insurance. Persons subject to compulsory accident insurance and occupational disease insurance must be affiliated by their employer to a private insurer registered in the official registry for compulsory accident insurance suppliers.

34. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Property Act, LGBl. 1923/4, LR 214.0
Description:	Mortgage bonds issuance (<i>Pfandbrief</i>) is restricted to the state-controlled bank (<i>Liechtensteinische Landesbank</i>).

35. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on Banks and Finance Companies (Banking Act), LGBI. 1992/108, LR 952.0 Ordinance on the Law on Banks and Finance Companies (Banking Ordinance), LGBI. 1994/22, LR 952.01 Professional Trustees Act, LGBI. 1993/42, LR 173.520
Description:	The licence - to establish a bank which is to be organised in accordance with Liechtenstein law, but in whose case a controlling foreign influence exists; - to establish an office, a branch or an agency of a foreign or foreign-controlled bank; and - to appoint a permanent representative office of a foreign bank is subject to the following additional conditions: Nomenclature indicating activities as a bank or finance company may only be used in the business name, the designation of the purpose of the business, and business advertising of undertakings that have obtained a licence as a bank. Banks, finance companies, and investment firms whose registered office is in a foreign country may use their business names in Liechtenstein. If there is a danger of confusion, an explanatory supplement may be required. Banks and finance companies may only use the name of a parent company in their own business name if the parent company exercises a dominant influence due to a majority holding. Moreover, if significant components of the name of a foreign bank are used in the business name, a differentiating supplement must be used which makes it clear that the company is a Liechtenstein subsidiary of a specific foreign bank.

The business name may not be misleading, and in particular it may not give rise to any false assumptions concerning its scope of business activities.

Asset management services, investment consulting as well as assuming trusteeships could also be provided on a professional basis by trustees or trust companies.

The licence to act as trustee will only be granted by the Government if the applicant has Liechtenstein citizenship, is resident in Liechtenstein and maintains his or her office in Liechtenstein. In addition, professional experience of at least three years (of these, at least one year must be spent with a Liechtenstein trustee) is required.

The licence to act as trust company requires domicile in Liechtenstein. Furthermore, it requires that the capital majority of the trust company which simultaneously encompasses the majority of voting rights is in possession of Liechtenstein citizens. At least one member of the administrative body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as trustee and work full-time for the legal person.

36. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on Banks and Finance Companies (Banking Act), LGBI. 1992/108, LR 952.0
Description:	Representative offices of a foreign bank can neither conclude or deal business nor act as an agent.

37. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Investment Undertakings Act, LGBl. 1996/89, LR 951.30 Investment Undertakings Ordinance, LGBl. 1996/90, LR 951.301

Description: I.) Establishment of financial service supplier in Liechtenstein:

Investment funds can be professionally marketed or distributed in or from Liechtenstein through a licenced representative company in Liechtenstein:

1.) The principal administration of an investment undertaking must have its domicile in Liechtenstein;

2.) Also in consideration of their other obligations and place of residence, the persons to be responsible for the administration and business management must be able to perform their duties for the investment undertaking in a satisfactory manner;

3.) Only a bank registered in Liechtenstein may act as a custodian bank;

4.) An investment undertaking itself is either an investment fund (legal form of a trusteeship) or an investment company (legal form of a limited company);

5.) The fund management of an investment fund must be constituted as a limited company (*Aktiengesellschaft*) or as an establishment (*Anstalt*) according to Liechtenstein law.

II.) Special Provisions for Foreign Investment Undertakings:

An investment undertaking domiciled in a foreign country and wishing to publicly offer or distribute its

units in Liechtenstein or from Liechtenstein shall require a concession. A public distribution activity shall only be permissible when:

- 1.) It has been ensured that the investment undertaking is subject in its country of domicile to a supervisory body equivalent to that in Liechtenstein.
- 2.) A Liechtenstein Bank or finance company or the management of a Liechtenstein investment undertaking or a trustee has been appointed as the paying agent of the investment undertaking with responsibility for the issuing and redemption of the units;
- 3.) The information for investors in Liechtenstein meets the requirements of this law and a prospectus is available;
- 4.) The name of the investment undertaking does not give rise to deception or confusion.

38. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Prospectus Act (Law on drawing up, scrutiny and distribution of the prospectus to be published when transferable securities are offered to the public), LGBl. 1997/210, LR 954.2
Description:	A new prospectus of any issuer (native or foreign) is subject to authorisation by the Financial Market Authority Liechtenstein.

Prospectuses of foreign issuers have to:

- comply with the standards laid down in the Prospectus Act;
- be drawn up in the German language or be translated into German; and
- be authorised by the responsible authority of the home state.

39. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on Banks and Finance Companies (Banking Act), LGBI. 1992/108, LR 952.0
Description:	Banks and finance companies may only be established in the legal form of a limited company or a European company (SE). In justified cases, the Financial Market Authority may permit exceptions. The registered office and the central administration must be situated in Liechtenstein.

40. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on Banks and Finance Companies (Banking Act), LGBL 1992/108, LR 952.0
Description:	A licence for a representative office shall be granted if: <ul style="list-style-type: none">• the bank is subject to supervision in its own country comparable to the Liechtenstein supervision;• the persons entrusted with the management of the representative office guarantee impeccable business operation;• the supervisory authority of the country of origin does not raise any objections against the establishment of the representative office.

41. Sector:	Financial Services
Sub-Sector:	Banking and Other Financial Services
Industry Classification:	Part of CPC 81
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Ordinance on the Law on Banks and Finance Companies (Banking Ordinance), LGBl. 1994/22, LR 952.01
Description:	<p>Branch offices subject to the Banking Act (<i>Bankengesetz</i>) of undertakings domiciled in another state shall disclose the financial statement of their principal office, which has been compiled and audited pursuant to the laws applicable there. The mode of disclosure has to comply with the requirements that are applicable to Liechtenstein banks.</p> <p>Branch offices subject to the Banking Act of undertakings domiciled in a third country have to disclose separate accounting documents concerning their own business activity via the financial statement if the financial statement has not been compiled and audited in accordance with a law adjusted to Directive 86/635/EEC or which are equivalent under any of these laws. If the documents have not been compiled in German, a certified translation into German shall be added.</p>

42. Sector: Business Services; Community Services

Sub-Sector: Supervisory audit services

Industry Classification: CPC 81312 Financial market regulatory services
CPC 81409 Other services auxiliary to insurance and pension funding
CPC 91112 Financial and fiscal services

Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)

Level of Government: Central

Measures: Law on Professional Due Diligence in Financial Transactions (Due Diligence Act), LGBI. 1996/116, LR 952.1
Law on Banks and Finance Companies (Banking Act), LGBI. 1992/108, LR 952.0
Ordinance on the Law on Banks and Finance Companies (Banking Ordinance), LGBI. 1994/22, LR 952.01
Investment Undertakings Act, LGBI. 2005/156, LR 951.30
Investment Undertakings Ordinance, LGBI. 2005/179, LR 951.301
Asset Management Act, LGBI. 2005/278, LR 950.4
Law on the Supervision of Insurance Undertakings (Insurance Supervision Act), LGBI. 1996/23, LR 961.01
Ordinance on the Law on the Supervision of Insurance Undertakings (Insurance Undertakings Ordinance), LGBI. 1997/41, LR 961.011
Occupational Pensions Act, LGBI. 1988/12, LR 831.40
Occupational Pensions Ordinance, LGBI. 2005/288, LR 831.401
Law on the Supervision of Institutions for Occupational Retirement Provision (Pension Funds Act), LGBI. 2007/11, LR 831.42
Ordinance on the Law on the Supervision of Institutions for Occupational Retirement Provision (Pension Funds Ordinance), LGBI. 2007/16, LR 831.421
As qualified by the Description element

Description:

Financial and insurance services providers might be obligated to mandate an auditing company to audit compliance with all supervisory provisions (hereinafter referred to as “supervisory audit services”). The choice of the auditing company is subject to approval by the supervisory authority.

In order to provide supervisory audit services, firstly the auditing agency shall be in possession of the professional licence to act as an auditing agency according to the Auditors and Auditing Companies Act (in this regard see description concerning CPC 8621). Secondly the requirements which are regulated by the applicable special law shall be fulfilled so that the audit company is in possession of the required licence(s) by the supervisory authority.

Therefore, for supervisory audit services, reservations pertaining to auditing services implied in the legislation above apply.

Qualification: Liechtenstein reserves the right to adopt any measures restricting market access and national treatment with respect to requirements of supervisory auditing services.

43. Sector:	Business Services; Audiovisual Services
Sub-Sector:	Leasing or Rental Services Concerning Personal and Household Goods; Audiovisual Services
Industry Classification:	CPC 8320 Leasing or rental services concerning personal and household goods (limited to video tapes and other content carriers) CPC 96113 Motion picture or video tape distribution services CPC 9612 Motion picture projection services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Liechtenstein Criminal Code, LGBI. 1988/37, LR 311.0 As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt, on the grounds of public morals or protection of individuals, any measures restricting market access and national treatment with respect to services as indicated under the Industry Classification element above. This applies in particular to sexual, obscene, racist or violent contents.

44. Sector:	Business Services
Sub-Sector:	Research and Development Services
Industry Classification:	CPC 85 Research and Development Services (limited to the participation in Swiss national and European research programmes)
Type of Reservation:	National Treatment (Article 3.6)
Level of Government:	Central
Measures:	By-laws of the National Research Fund (<i>Fonds National Suisse de Recherche/Schweizer Nationalfonds</i>) and of the European Research Fund
Description:	<p>To apply as a natural person for participation in national and European research programmes, a researcher needs to be resident in Liechtenstein (independents) or be employed by an institution established in Liechtenstein.</p> <p>The Swiss National Science Foundation (SNSF) may authorise, either in individual cases or for whole programmes, juridical persons to apply (<i>i.e.</i> restriction to market access for enterprises).</p>

45. Sector: Business Services
Sub-Sector: Legal Services
Industry Classification: CPC 861 Legal services (limited to legal services on Liechtenstein law)
Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)
Level of Government: Central
Measures: As qualified by the Description element
Description: Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to legal services involving Liechtenstein law.

46. Sector:	Business Services
Sub-Sector:	Legal Services
Industry Classification:	CPC 861 Legal services (limited to notary public services)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Rights Protection Code, LGBI. 1923/8, LR 283.0 Judicial Officers Act, LGBI. 1998/77, LR 173.32 As qualified by the Description element
Description:	Services such as authentication of documents and notarisations (e.g. official certification of signatures, copies, documents and authorisations, or official recording of statements in the form required by law) can only be provided by one of the following institutions (depending on the concrete matter): the Liechtenstein Court of Justice, the Judge, the Judicial Officer, the Public Civil Mediator, the Head of Government, the Permanent Government Secretary, the Chancellery of the Government, the Head of the Office of Land and Public Registration or his Deputy, and other employees of the Office of Land and Public Registration. <u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to notary public services involving Liechtenstein law.

47. Sector:	Business Services
Sub-Sector:	Legal Services
Industry Classification:	CPC 861 Legal services (limited to patent attorneys)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to patent attorneys involving Liechtenstein law.

48. Sector:	Business Services
Sub-Sector:	Accounting, Auditing and Book-keeping Services
Industry Classification:	CPC 8621 Accounting and auditing services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Auditors and Auditing Companies Act, LGBl. 1993/44, LR 173.540 Professional Trustees Act, LGBl. 1993/42, LR 173.520 Law on Persons and Companies, LGBl. 1926/4, LR 216.0
Description:	<p>In order to provide accounting and auditing services on a professional basis, the service provider shall be in possession of the professional licence to act as an auditor or trustee. The licence to act as an auditor or trustee will only be granted by the Government if the applicant has Liechtenstein citizenship, is resident in Liechtenstein and maintains his or her office in Liechtenstein. In addition, professional experience of at least three years (of these, at least one year must be spent with a Liechtenstein trustee) is required.</p> <p>The licence to perform the above-mentioned activity shall be granted to auditing companies domiciled in Liechtenstein if the capital majority of that legal person which simultaneously encompasses the majority of voting rights is legally and beneficially in possession of auditors or auditing companies holding the licence issued by the Government.</p> <p>At least one member of the administration body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as an auditor and must work full-time for the legal person. Finally, the majority of the members of the administrative body must be in possession of the professional licence to act as an auditor.</p> <p>The licence to perform the above-mentioned activity shall be granted to trust companies domiciled in Liechtenstein if the capital majority of that legal person which simultaneously encompasses the majority of voting rights is legally and beneficially in possession of Liechtenstein citizens.</p>

At least one member of the administrative body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as trustee and must work full-time for the legal person.

49. Sector:	Business Services
Sub-Sector:	Taxation services
Industry Classification:	CPC 863 Taxation services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Auditors and Auditing Companies Act, LGBl. 1993/44, LR 173.540 Professional Trustees Act, LGBl. 1993/42, LR 173.520
Description:	<p>In order to provide taxation services on a professional basis, the service provider shall be in possession of the professional licence to act as an auditor or trustee. The licence to act as an auditor or trustee will only be granted by the Government if the applicant has Liechtenstein citizenship, is resident in Liechtenstein and maintains his or her office in Liechtenstein. In addition, professional experience of at least three years (of these, at least one year must be spent with a Liechtenstein trustee) is required.</p> <p>The licence to perform the above-mentioned activity shall be granted to auditing companies domiciled in Liechtenstein if the capital majority of that legal person which simultaneously encompasses the majority of voting rights is legally and beneficially in possession of auditors or auditing companies holding the licence issued by the Government.</p> <p>At least one member of the administration body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as an auditor and must work full-time for the legal person. Finally, the majority of the members of the administrative body must be in possession of the professional licence to act as an auditor.</p> <p>The licence to perform the above-mentioned activity shall be granted to trust companies domiciled in Liechtenstein if the capital majority of that legal person which simultaneously encompasses the majority of voting rights is legally and beneficially in possession of Liechtenstein citizens.</p>

At least one member of the administrative body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as trustee and must work full-time for the legal person.

50. Sector:	Business Services
Sub-Sector:	Management consulting services
Industry Classification:	CPC 86501 General management consulting services (limited to business consulting)
	CPC 86502 Financial Management consulting services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Professional Trustees Act, LGBI. 1993/42, LR 173.520
Description:	<p>In order to provide general or financial management consulting services on a professional basis, the service provider shall be in possession of the professional licence to act as trustee. The licence to act as trustee will only be granted by the Government if the applicant has Liechtenstein citizenship, is resident Liechtenstein and maintains his or her office in Liechtenstein. In addition, professional experience of at least three years (of these, at least one year must be spent with a Liechtenstein trustee) is required.</p> <p>The licence to perform the above-mentioned activity shall be granted to trust companies domiciled in Liechtenstein if the capital majority of that legal person which simultaneously encompasses the majority of voting rights is legally and beneficially in possession of Liechtenstein citizens.</p> <p>At least one member of the administrative body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as trustee and must work full-time for the legal person.</p>

51. Sector:	Business Services
Sub-Sector:	Engineering Services
Industry Classification:	CPC 8672 Engineering services (limited to official land measurements, cadastral and related activities)
Type of Reservation:	National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Law on the Profession of Construction Engineers and Architects, LGBl. 1989/60, LR 933.1 Ordnance Survey Act, LGBl. 1945/5, LR 214.31 Due to an Agreement between Switzerland and Liechtenstein of 1937 regarding the verification of official land surveying the following Swiss legislation is applicable also to Liechtenstein: Federal Ordinance on federal diploma for land surveyors (SR 211.432.261)
Description:	Official land measurements (cadastral surveying) may only be carried out by licenced surveyors. A licence is granted to qualified surveyors after they have passed an examination. Theoretical knowledge and practical experience in the home country will be taken into account in the assessment of subject matters for which an examination will be necessary.

52. Sector:	Business Services
Sub-Sector:	Advertising Services
Industry Classification:	CPC 871 Advertising services
Type of Reservation:	Market Access (Article 3.5)
Level of Government:	Central
Measures:	Media Act, LGBl. 2005/250, LR 449.1 Pharmaceuticals Act (medicinal products and medical devices), LGBl. 1999/157, LR 812.102 Due to the Customs Union Treaty between Liechtenstein and Switzerland, LGBl. 1923/24, LR 0.631.112 the following Swiss laws are applicable also to Liechtenstein: Federal Law on Transplantation of Organs, Tissues and Cells (SR 810.21) Federal Pharmaceuticals Act (SR 812.21) Federal Law on Narcotics and Psychotropic Substances (SR 812.121) Federal Ordinance on Advertisement for Medicinal Products (SR 812.212.5) Federal Ordinance on Medicinal Products (SR 812.212.21) Federal Ordinance on Narcotics and Psychotropic Substances (SR 812.121.1)
Description:	Advertising is prohibited for transplant products, for narcotics and psychotropic substances and for medical products only available on prescription.

53. Sector:	Business Services; Audiovisual Services
Sub-Sector:	Post and Telecommunications Services Advertising Services Recreational Cultural and Sporting Services
Industry Classification:	CPC 7524 Programme transmission services (limited to the broadcasting of promotional material) CPC 75300 Radio and television cable services (limited to the broadcasting of promotional material) CPC 871 Advertising services CPC 87110 Sale or leasing services of advertising space or time (limited to radio and television programmes) CPC 87120 Planning, creating and placement services of advertisements to be displayed through the advertising media (limited to radio and television programmes). CPC 96111 Promotion or advertising services (limited to the programming and broadcasting of promotional material) CPC 9613 Production services of radio and television programmes (limited to the programming and broadcasting of promotional material)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Media Act, LGBl. 2005/250, LR 449.1 Law on Trade in Pharmaceutical Products within the EEA, LGBl. 1998/45, LR 812.103 As qualified by the Description element
Description:	The Law bans the advertisement for tobacco products and pharmaceutical products only available on prescription and restricts the advertisement for alcoholic beverages. Teleshopping for pharmaceutical products is further restricted by the Law on Trade in Pharmaceutical Products within the EEA.

Broadcasting of television advertising and teleshopping: If television advertising and teleshopping are primarily aimed at an audience of a country that is neither a Contracting Party to the EEA nor to the European Convention on Transfrontier Television this advertising and teleshopping must not bypass that country's regulations.

Qualification: Liechtenstein reserves the right to ban advertising for alcoholic beverages or to introduce any restrictions.

Note for transparency: The promotion of political and religious material cannot be broadcast as advertising.

54. Sector:	Business Services; Agricultural Services	
Sub-Sector:	Placement and Supply Services of Personnel; Agency Services; Services Incidental to Agriculture and Forestry	
Industry Classification:	CPC 872	Placement and Supply Services of Personnel
	CPC 87909	Other business services n.e.c. (limited to agency services on behalf of individual performers)
	CPC 8811	Services incidental to agriculture (limited to services of farm labour contractors)
	CPC 8814	Services incidental to forestry and logging (limited to services of forest labour contractors)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)	
Level of Government:	Central	
Measures:	Law on Employment Services and Temporary Job Placement, LGBI. 2000/103, LR 823.10	
Description:	<p>Placement and hiring of services from abroad to Liechtenstein by a foreign company offering services for hire is not allowed (i.e. cross-border supply is not allowed).</p> <p>A placement and/or hiring agency must be registered in the Commercial Register.</p> <p>Placement and hiring of services within Liechtenstein requires a licence. A company providing staff from Liechtenstein for hire or placement abroad, or providing newly arriving foreign staff for hire in Liechtenstein require a licence too.</p> <p>Additional conditions apply to the placement and/or hiring of services, for example: sufficient business expertise, lodging of a deposit as a guarantee, natural persons responsible for management must be qualified to offer services for hire on a professional basis and be of proven good repute, etc.</p> <p>This measure applies to all types of placement and hiring, including for example “head-hunter” services, placement and casting of artists, photo models or fashion models, athletes, hiring of household personnel, maids or au pairs, harvesting, logging and other</p>	

services or farm or forest labour contractors. These measures also apply to all types of placement and hiring in connection with rental services of machinery or vehicles with operator, driver or crew.

55. Sector:	Business Services
Sub-Sector:	Investigation and Security Services
Industry Classification:	CPC 873 Investigation and security services (limited to analysis of forensic DNA-profiles) CPC 873 Investigation and security services (limited to security services excluding security consultation services CPC 87302)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Constitution of the Principality of Liechtenstein, LGBL. 1921/15, LR 101 Code of Criminal Procedure, LGBL. 1988/62, LR 312.0 Police Act, LGBL. 1989/48, LR 143.0 Ordinance on the Operation and Organisation of the National Police, LGBL. 2000/195, LR 143.011 Due to the Agreement between Liechtenstein and Switzerland on Cooperation in the Framework of the Swiss Information System on Fingerprints and DNA Profiles (LGBL. 2006/75, LR 0.369.101.2), the following Swiss law is applicable also to Liechtenstein: Federal Ordinance on the use of DNA-profiles in criminal proceedings and for the identification of unknown or missed persons (SR 363.1) As qualified by the Description element
Description:	Investigation services as indicated in the Industry Classification element above are subject to the competence of Liechtenstein's state authorities. The competent authorities may delegate certain investigation activities to competent private laboratories. Legal domicile in Liechtenstein or Switzerland is required, and the production and supply of the services must take place in the Liechtenstein or Swiss territory (no cross-border trade and outsourcing abroad allowed). <u>Qualification:</u> Liechtenstein reserves its right to maintain, modify or adopt any measures restricting market access and national treatment with respect to the delegation by the Government of certain security services to private entities.

56. Sector: Business Services
Sub-Sector: Investigation and Security Services
Industry Classification: CPC 873 Investigation and security services
(excluding security consultation
services CPC 87302)
Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)
Level of Government: Central
Measures: As qualified by the Description element
Description: Liechtenstein reserves the right to maintain, modify or
adopt any measures restricting market access and
national treatment with respect to investigation and
security services.

57. Sector: Business Services
Sub-Sector: Building-Cleaning Services
Industry Classification: CPC 87409 Other building cleaning services
(limited to furnace and chimney
cleaning services)

Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)

Level of Government: Central

Measures: Ordinance on the Profession of Chimney Sweeps,
LGBL 1975/63, LR 705.211

Description: Chimney sweeps are exclusively appointed by the
individual municipalities, with one chimney sweep
responsible for each municipality.

58. Sector:	Business Services
Sub-Sector:	Other Business Services
Industry Classification:	CPC 87909 Other business services n.e.c. (limited to the management of copyrights) CPC 89230 Copyrights (limited to the management of copyrights)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Copyright Act, LGBI. 1999/160, LR 231.1 Copyright Ordinance, LGBI. 1999/253, LR 231.11
Description:	Companies acting in the management of copyrights ² and neighbouring rights where collective exploitation is required by law must be approved by the Government. The Government can grant a licence to a foreign collecting society or establish or licence a Liechtenstein collecting society.

Note for transparency: At present the following four collecting societies are approved by the Government for Intellectual Property: ProLitteris, SUISA, SUISSIMAGE, and SWISSPERFORM.

² Copyrights is to be understood as defined in CPC 89230.

59. Sector:	Agricultural Services
Sub-Sector:	Services Incidental to Agriculture, Hunting, Forestry and Fishing
Industry Classification:	CPC 88 Division on Services Incidental to Agriculture, Hunting, Forestry and Fishing
	CPC 8811 Services incidental to agriculture (limited to slaughter services and on artificial insemination)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central and municipal
Measures:	Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101 Hunting Act, LGBl. 1962/4, LR 922.0 Forests Act, LGBl. 1991/42, LR 921.0 Fisheries Act, LGBl. 1990/44, LR 923.0 Animal Protection Act, LGBl. 1989/3, LR 455.0 Animal Protection Ordinance, LGBl. 1990/33, LR 455.01
Description:	<p>The state shall exercise sovereign rights over hunting, fishing and mining.</p> <p>Services relating to the enforcement of regulations on hunting and related activities cannot be provided on a commercial basis. These services are either provided by the municipal administration or by other persons assigned by that administration (usually volunteers or non-profit organisations).</p> <p>While the position of a game warden requires Liechtenstein citizenship and the successful completion of the game warden examination, the position of a forest warden requires a Government-recognised qualification in the first place. Fishing in public waters is subject to the sovereign right of the state.</p> <p>Slaughter of mammals without stunning prior to drawing of blood is prohibited. The Government can also prescribe stunning before slaughter of poultry in slaughterhouses. Stunning methods and their application are prescribed by the Ordinance. Drawing of blood may only occur once the animal is unconscious.</p>

Artificial insemination :

Provisions applicable to artificial insemination may *de facto* restrict cross-border supply of services. The inseminator needs to be certified by the State. The semen has to be obtained from a facility that meets the criteria set by the Liechtenstein authorities. If the above provisions are not met, the authorities may take any measures regarding an inseminated animal for prevention of epizooties in particular upon re-entry of the animal into Liechtenstein territory. In addition, any conditions regarding registration in a national herd-book apply.

60. Sector: Agricultural Services

Sub-Sector: Services Incidental to Agriculture and Forestry

Industry Classification: CPC 8811 Services incidental to agriculture (limited to activities involving dissemination of genetically modified organisms)

CPC 8814 Services incidental to forestry and logging (limited to activities involving dissemination of genetically modified organisms)

Type of Reservation: Market Access (Article 3.5)

Level of Government: Central

Measures: Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101

Description: The use of genetically modified organisms (GMOs) in agriculture and forestry and their dissemination into the environment are prohibited.

61. Sector:	Agricultural Services Entertainment Services
Sub-Sector:	Services Incidental to Agriculture and Hunting
Industry Classification:	CPC 8813 Services incidental to hunting CPC 96199 Other entertainment services n.e.c. (limited to entertainment services involving animals)
Type of Reservation:	Market Access (Article 3.5)
Level of Government:	Central
Measures:	Animal Protection Act, LGBl. 1989/3, LR 455.0
Description:	<p>The Act requires official authorisations for trade with animals and use of animals in advertising.</p> <p>The Act bans the organisation of fights between animals or with animals where these are mistreated or killed.</p> <p>The Act bans the killing of animals for entertainment or on perverse purposes, such as shooting at tame animals.</p> <p>The Act bans killing of animals in any cruel way.</p>

62. Sector:	Construction Work and Mining Services
Sub-Sector:	Construction Work For Engineering Works Services Incidental to Mining (limited to the oil sector)
Industry Classification:	CPC 5139 For engineering works n.e.c. CPC 883 Services incidental to mining
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Property Act, LGBl. 1923/4, LR 214.0 Property Ordinance, LGBl. 1924/13, LR 214.01 As qualified in the Description element
Description:	A concession issued by the Government is required by the Property Act for the prospecting and exploitation of oil. Such concession may not be granted on a national treatment basis. <u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment in respect to the prospecting and exploitation of oil.

63. Sector:	Services Related to Energy
Sub-Sector:	Energy Distribution
Industry Classification:	CPC 887 Services incidental to energy distribution Services related to the activities covered by CPC 887
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Constitution of the Principality of Liechtenstein, LGBI. 1921/15, LR 101 Pipeline Act, LGBI. 1985/60, LR 746.1 Law on the Liechtenstein Electric Power Authority, LGBI. 1947/30, LR 721.50 Water Rights Act, LGBI. 1976/69, LR 721.10 Municipalities Act, LGBI. 1996/76, LR 141.0 As qualified by the Description element
Description:	Production, trade and transport of electricity, water and gas are subject to a state monopoly. <u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to services as indicated in the Industry Classification element above.

64. Sector:	Community and Social Services
Sub-Sector:	Public Administration and Other Services to the Community as a Whole
Industry Classification:	CPC 91260 Police and fire protection services (limited to police services)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central and municipal
Measures:	Constitution of the Principality of Liechtenstein, LGBI. 1921/15, LR 101 Police Act, LGBI. 1989/48, LR 143.0 Ordinance on the Operation and Organisation of the National Police, LGBI. 2000/195, LR 143.011 Municipalities Act, LGBI. 1996/76, LR 141.0 Fire Brigades Act, LGBI. 1990/43, LR 705.1 Disaster Management Act, LGBI. 1992/48, LR 521 As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to police and fire protection services.

65. Sector: Community and Social Services

Sub-Sector: Public Administration and Other Services to the Community as a Whole;

Industry Classification: CPC 91270 Law courts related administrative services

CPC 91280 Administrative services related to detention or rehabilitation of criminals

Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)

Level of Government: Central

Measures: Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101
Enforcement of Sentences Act, LGBl. 1983/53, LR 340
Probation Service Act, LGBl. 2000/210, LR 341

Description: Administrative services relating to courts of law and relating to detention or rehabilitation of criminals are reserved to the state authorities.

66. Sector:	Community and Social Services
Sub-Sector:	Education Services
Industry Classification:	CPC 921 Primary education services (limited to public services)
	CPC 922 Secondary education services (limited to public services)
	CPC 923 Higher education services (limited to public services)
	CPC 924 Adult education services n.e.c. (limited to public services)
	CPC 929 Other education services (limited to public services)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Constitution of the Principality of Liechtenstein, LGBI. 1921/15, LR 101 School Act, LGBI. 1972/7, LR 411.0 Higher Education Act, LGBI. 2005/2, LR 414.0 Adult Education Act, LGBI. 1979/45, LR 413.0 Vocational Training Act, LGBI. 1976/55, LR 412.0 As qualified by the Description element
Description:	<p><u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to public education services.</p> <p><u>Note for transparency:</u> Public education services are understood as education services where:</p> <ol style="list-style-type: none">a) the Government or another public body mandated by governmental authorities issues a title or a curriculum or another form of specification of the education service which indicates that this education service forms an integral part of the greater system of public education;b) there is a public mandate that corresponds to the overall education policy and is enshrined in a legal act; the provision of a subsidy or the permission by the Government to deliver a certain type of education service is not sufficient in itself to determine that a mandate exists; and

- c) public education services correspond to a public need for the supply of the service. This need is to be understood in the sense that there is a political will to achieve certain goals by means of particular education services. This may or may not be reflected by any laws. The relevant criterion is whether public action to supply such a service would be required if it did not already exist. The third criterion is entirely unrelated to market access.

67. Sector:	Community and Social Services
Sub-Sector:	Education Services
Industry Classification:	CPC 921 Primary education services (limited to private services)
	CPC 922 Secondary education services (limited to private services)
	CPC 929 Other education services (limited to private services)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101 School Act, LGBl. 1972/7, LR 411.0 As qualified by the Description element
Description:	Compulsory education can only be attended in the territory of Liechtenstein (prohibition of consumption abroad). <u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to private education services as indicated in the Industry Classification element above under the modes of supply “cross-border supply” and “consumption abroad”.

68. Sector:	Trade Services;	
Sub-Sector:	Retail Trade Services; Health and Social Services	
Industry Classification:	CPC 63211	Non-food retailing services (limited to pharmacists and opticians ³)
	CPC 931	Human health services
	CPC 932	Veterinary services
	CPC 933	Social services Intermediation of social services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)	
Level of Government:	Central	
Measures:	As qualified by the Description element	
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to human health, veterinary, social services or intermediation services relating to social services, as well as related retailing services.	

³ Person qualified to examine the eyes and prescribe glasses (limited to cases where the examination is prescribed by a doctor).

69. Sector:	Community and Social Services
Sub-Sector:	Sewage and Refuse Disposal, Sanitation and other Environmental Protection Services
Industry Classification:	CPC 9401 Sewage services (limited to public utilities)
	CPC 9402 Refuse disposal services (limited to public utilities)
	CPC 9403 Sanitation and similar services (limited to public utilities)
	CPC 9404 Cleaning services of exhaust gases (limited to public utilities)
	CPC 9405 Noise abatement services (limited to public utilities)
	CPC 9406 Nature and landscape protection services (limited to public utilities)
	CPC 9409 Other environmental protection services n.e.c. (limited to public utilities)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Municipalities Act, LGBI. 1996/76, LR 141.0 Nature and Landscape Protection Act, LGBI. 1996/117, LR 451.0 Clean Water Act, LGBI. 2003/159, LR 814.20 Water Rights Act, LGBI. 1976/69, LR 721.10 Waste Management Act, LGBI. 1988/15, LR 814.60 Clean Air Act, LGBI. 2004/53, LR 814.30 Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein: Environmental Protection Act (SR 814.01) As qualified by the Description element
Description:	Public utilities in the environmental sector, whether owned and operated by them or contracted out to third parties, are subject to monopolies or exclusive rights.

Exclusive rights to operate public utilities in the environmental sector are not necessarily granted on a national treatment basis.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures of the type described above.

70. Sector: Community and Social Services

Sub-Sector: Sewage and Refuse Disposal, Sanitation and other Environmental Protection Services

Industry Classification: CPC 9409 Other environmental protection services n.e.c. (limited to radiation surveillance)

Type of Reservation: National Treatment (Article 3.6)

Level of Government: Federal

Measures: Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein
Radiation Protection Law (SR 814.50)

Description: The Liechtenstein Government designates institutions responsible for radiation surveillance services for official purposes. The designation of responsible institutions may not be necessarily on a national treatment basis.

71. Sector:	Communication Services
Sub-Sector:	Audiovisual services
Industry Classification:	CPC 96112 Motion picture or video tape production services
	CPC 96113 Motion picture or video tape distribution services
	CPC 9612 Motion picture projection services
Type of Reservation:	Most-Favoured-Nation Treatment (Article 3.4) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	International agreements on cinematographic and audiovisual relationships with third countries or within the Council of Europe, existing (LR 0.443) or future Agreement on the European Economic Area (EEA) (LR 0.111 / LGBl. 1995/72), Establishing the Terms and Conditions for the Participation of Liechtenstein in the Community Programmes MEDIA Plus and MEDIA Training, including future MEDIA programmes or programmes of a similar kind European Convention on Transfrontier Television of 5 May 1989 (LR 0.784.405 / LGBl. 1999/175)
Description:	Liechtenstein confers national treatment to audiovisual works covered by bilateral or plurilateral agreements on co-production in the field of audiovisual work, in particular in relation to access, funding and distribution. Co-productions with other countries are assimilated to Liechtenstein films when Liechtenstein involvement is at least equivalent to foreign involvement or, when Liechtenstein involvement is less substantial, subject to reciprocity or a co-production agreement between Liechtenstein and the country concerned. Measures granting the benefit of support programmes, such as MEDIA and EURIMAGES. Measures relating to the allocation of screen time which implement arrangements such as the Council of Europe Convention on Transfrontier Television and confer national treatment to audiovisual works and/or to suppliers of audiovisual services meeting specific European origin criteria.

72. Sector: Recreational, Cultural and Sporting Services
Sub-Sector: Cultural Services
Industry Classification: CPC 963 Library, archive, museum and other cultural services (excluding archive services)
Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)
Level of Government: Central and municipal
Measures: Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101
Cultural Promotion Act, LGBl. 1990/68, LR 440.0
As qualified by the Description element
Description: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to cultural services.

73. Sector: Recreational, Cultural and Sporting Services
Sub-Sector: Cultural Services
Industry Classification: CPC 96312 Archive services
Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)
Level of Government: Central and municipal
Measures: Archives Act, LGBI. 1997/215, LR 432.1
Description: Documents of the Principality of Liechtenstein are archived by the National Archives.
Documents of municipal authorities are archived by the municipal authorities' archives.

74. Sector:	Recreational, Cultural and Sporting Services
Sub-Sector:	Recreational Services
Industry Classification:	CPC 96331 Botanical and zoological garden services CPC 96332 Nature reserve services including wildlife preservation services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central and municipal
Measures:	Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101 Nature and Landscape Protection Act, LGBl. 1996/117, LR 451.0 As qualified by the Description element
Description:	Liechtenstein may maintain any measures relating to botanical and zoological garden services, including monopolies and exclusive services suppliers rights. <u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to nature reserve services, including wildlife preservation services.

75. Sector: Recreational, Cultural and Sporting Services
Sub-Sector: Sporting Services
Industry Classification: CPC 9641 Sporting services (limited to circuit races)
Type of Reservation: Market Access (Article 3.5)
Level of Government: Central
Measures: Road Traffic Act, LGBI. 1978/18, LR 741.01
Description: Circuit races are prohibited.

76. Sector:	Recreational, Cultural and Sporting Services
Sub-Sector:	Recreational Services
Industry Classification:	CPC 96492 Gambling and betting services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Gambling and Betting Act, LGBI. 1949/7, LR 935.52 Ordinance on the Responsibilities of the Government Chancellery, LGBI. 1975/56, LR 172.011.11 As qualified by the Description element
Description:	<p>Gambling, betting and dexterity games are prohibited.</p> <p>Licences for gambling machines at public places such as restaurants and pubs in Liechtenstein can be granted exclusively to a) juridical persons established under Liechtenstein Public Law, b) companies limited by shares established under Liechtenstein law whose members of the board of directors have their residence in Liechtenstein.</p> <p>The operation of any gambling, lotteries, mixed lotteries or premium bonds and betting services through any means of telecommunication, including internet, is prohibited.</p> <p><u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to services described above.</p>

77. Sector:	Recreational, Cultural and Sporting Services
Sub-Sector:	Advertising Services Recreational Services
Industry Classification:	CPC 871 Advertising services (limited to advertising services for commercial betting) CPC 96492 Gambling and betting services
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Gambling and Betting Act, LGBI. 1949/7, LR 935.52 Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss laws are applicable also to Liechtenstein: Federal Law on Lotteries and Commercial Betting (SR 935.51) Federal Ordinance on Lotteries and Commercial Betting (SR 935.511) As qualified by the Description element
Description:	Lotteries, gambling, betting services and similar services are prohibited. An authorisation by the Government is needed to issue mixed lotteries or premium bonds. Only Liechtenstein public entities at the central or municipal level may obtain such an authorisation. Mixed lotteries or premium bonds issued abroad may operate in Liechtenstein only with an authorisation by the Government. The authorisation is granted on a discretionary basis. Natural and juridical persons must have their residence or domicile in Liechtenstein to submit mixed lottery lots to the Government. The following are prohibited: the sale by instalment payment of premium bonds (instalment lottery transaction); the disposal of potential winnings from lottery loans in any form, and in particular in the form of so-called promises (sale of rights to participate in a lottery, and other such transactions) or through the establishment of so-called lottery syndicates; the door-to-door selling of lottery tickets

and taking orders for authorised lottery loans.

Advertising services including through mailing for commercial betting products and services are prohibited. Postal and courier services providers must verify the authorisation for commercial betting products and services; otherwise, mail including incoming mail from abroad is not delivered and is returned to the sender.

An authorisation by the Government is needed for commercial trading of mixed lottery or premium bond lots. Natural persons seeking such an authorisation shall be resident in Liechtenstein and enterprises shall be domiciled in Liechtenstein and registered in the Commercial Register.

The Government can restrict or prohibit the existing exception for public welfare lotteries.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to lotteries, commercial trading of mixed lottery or premium bond lots, public welfare lotteries, commercial betting and tombolas.

78. Sector: Other Services
Sub-Sector: Other Services
Industry Classification: CPC 9703 Funeral, cremation and undertaking services
Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)
Level of Government: Municipal
Measures: Municipal legislations
Description: Municipalities maintain a monopoly or an exclusive services suppliers scheme for funeral, cremation and undertaker services, including the transportation and carriage of corpses.

79. Sector:

Sub-Sector: Services Related to Nuclear Energy

Industry Classification:

Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)

Level of Government: Central

Measures: Constitution of the Principality of Liechtenstein,
LGBI. 1921/15, LR 101
As qualified by the Description element

Description: Authorisations are required to construct and/or
operate a nuclear plant. Such authorisation are
granted or rejected on a case-by-case and
discretionary basis. The licence is issued by the
Government. Market access and national treatment
for foreign companies may be restricted or denied.

Qualification: Liechtenstein reserves the right to
maintain, modify or adopt any measures restricting
market access and national treatment with respect to
the construction or operation of nuclear plants.

80. Sector:	
Sub-Sector:	Services related to Hydropower
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	All
Measures:	Water Rights Act, LGBl. 1976/69, LR 721.10 Constitution of the Principality of Liechtenstein, LGBl. 1921/15, LR 101 As qualified by the Description element
Description:	Concession or authorisation is required for the use of water. Such concession or authorisation may be granted or rejected on a case-by-case and discretionary basis. The attribution of rights for the use of water is under the competence of the Government. <u>Qualification</u> : Liechtenstein reserves the right to maintain, modify or adopt discriminatory measures such as nationality, residence or domicile requirements.

81. Sector:	
Sub-Sector:	Speciality Air Services: Airborne search and rescue services
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Due to the Exchange of Notes between Switzerland and Liechtenstein regarding the cooperation of Swiss and Liechtenstein authorities in the field of Civil Aviation (LGBI. 1950/9, LR 0.748.091.011) the following Swiss legislation is applicable also to Liechtenstein: Federal Ordinance on Search and Rescuing by Civil Aviation (SR 748.126.1)
Description:	National monopoly for airborne search and rescue services including coordinating such services as defined in the Ordinance. The Federal Office of Civil Aviation may on a case-by-case and discretionary basis, mandate private enterprises to supply such services on a discriminatory basis.

82. Sector:

Sub-Sector:

Industry Classification: Official homologation, verification, control and official punching

Type of Reservation: Market Access (Article 3.5)
National Treatment (Article 3.6)

Level of Government: Central

Measures: Notification of the adoption of Swiss legislation on metrology in Liechtenstein, LR 941.200.1

Ordinance on the Organisation of Metrology, LR 941.201.1

Due to the Customs Union Treaty between Liechtenstein and Switzerland (LGBI. 1923/24, LR 0.631.112) the following Swiss law is applicable also to Liechtenstein:

- Swiss Federal Law on Metrology (SR 941.20), Federal Ordinance on Measuring Instruments, (SR 941.2109, Federal Ordinance on Verification Laboratories (SR 941.293)
- Swiss Federal Law on Precious Metal Control (SR 941.31)

Road Traffic Act, LGBI. 1978/18, LR 741.01

Description: These sectors continue to be provided by the governmental authority. However, the competent authorities may delegate certain activities to the private sector and for this purpose recognise private laboratories.

For official verification the authorities may require mutual conformity assessment agreements and apply an economic needs test. Legal domicile and services provision in Liechtenstein or Switzerland are required.

The exercise of the profession of a commercial assayer requires the authorisation of the competent authorities, a relevant diploma as well as residency in Liechtenstein or Switzerland. They are not allowed to provide official control or punching services for precious metals. Legal domicile and services provision in Liechtenstein or Switzerland is required.

The control of road vehicles is regulated by road traffic legislation.

Note for transparency: For all these services, the authorities fix the fees to be charged to consumers for the service supplied.

83. Sector:	
Sub-Sector:	Archaeology
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	All
Measures:	As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures with respect to the exploitation of archaeological digs and excavation of archaeological finds.

84. Sector:	
Sub-Sector:	Services related to the sex trade and other activities involving moral or sexual integrity of individuals
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	As qualified by the Description element
Description:	Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to services such as, for example, so-called “escort” services, “hostess” services, dating or partnership services, prostitution and related activities, cabaret shows and cabaret personnel services, striptease services, entertainment services supplied by bars, clubs, discotheques and similar facilities (excluding beverage serving services <i>per se</i> , covered by CPC 6432), production of erotic and other sex-related material (images and videos), services via telecommunications (such as “phone sex” or Internet), or “massage services”. Liechtenstein reserves the right to maintain, modify or adopt any measures with respect to services such as search for, recruitment and transfer of persons with a view to involving them in the production or supply of the services described above. This Reservation covers all modes of supply and covers direct supply of services as well as intermediation, soliciting of potential clients, promotion and marketing, and similar activities.

85. Sector:

Sub-Sector: Internet-based services

Industry Classification:

Type of Reservation: Market Access (Article 3.5)

National Treatment (Article 3.6)

Level of Government: Central

Measures: As qualified by the Description element

Description: Liechtenstein reserves the right to maintain, modify or adopt any measures restricting market access and national treatment with respect to the protection of youth or the prevention of addiction or compulsive behaviour and other mental health hazards.

86. Sector:

Sub-Sector:

Industry Classification: Services for indebted persons

Type of Reservation: National Treatment (Article 3.6)

Level of Government: Central

Measures: As qualified by the Description element

Description: Advisory services to indebted persons, debt reshuffling assistance to indebted persons or advice on debt for particular groups (such as young persons) may be provided by the public administration free of charge.

Qualification: Liechtenstein reserves the right to maintain, modify or adopt any such measures.

87. Sector:	Various Sectors
Sub-Sector:	Limited to regulated services
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	The following professions are registered professions: <ul style="list-style-type: none">• Doctors (Physicians Act, LGBI. 2003/239, LR 811.12)• Non-medical professions in the public health sector (Public Health Act, LGBI. 1986/12, LR 811.01)• Veterinaries (Veterinary Act, LGBI. 1966/17, LR 916.42)• Teachers (Law on the Employment Status of Teachers, LGBI. 2004/4, LR 411.31)• Engineers and architects (Law on the Profession of Construction Engineers and Architects, LGBI. 1989/60, LR 933.1)• Lawyers (Lawyers Act, LGBI. 1993/41, LR 173.510)• Trustees (Professional Trustees Act, LGBI. 1993/42, LR 173.520)• Patent Attorneys (Patent Attorneys Act, LGBI. 1993/43, LR 173.530)• Auditors (Auditors and Auditing Companies Act, LGBI. 1993/44, LR 173.540)• Commercial Trade Professions (Commerce Act, LGBI. 1970/21, LR 930.1)
Description:	Applications for recognition of a foreign title can only be made by natural persons domiciled in Liechtenstein.

88. Sector:	Business Services
Sub-Sector:	
Industry Classification:	Forming legal entities, companies, and trusteeships for third parties, in the licence holder's own name and on the account of third parties, and related interventions with authorities and administrative offices Assuming board mandates in accordance with article 180a of the Law on Persons and Companies
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	Central
Measures:	Professional Trustees Act, LGBl. 1993/42, LR 173.520 Law on Persons and Companies, LGBl. 1926/4, LR 216.0
Description:	<p>In order to provide the above-mentioned services on a professional basis, the service provider shall be in possession of the professional licence to act as trustee. The licence to act as trustee will only be granted by the Government if the applicant has Liechtenstein citizenship, is resident in Liechtenstein and maintains his or her office in Liechtenstein. In addition, professional experience of at least three years (of these, at least one year must be spent with a Liechtenstein trustee) is required.</p> <p>The licence to perform the above-mentioned activity shall be granted to trust companies domiciled in Liechtenstein if the capital majority of that legal person which simultaneously encompasses the majority of voting rights is legally and beneficially in possession of Liechtenstein citizens.</p> <p>At least one member of the administrative body authorised to manage and represent must be a Liechtenstein citizen domiciled in Liechtenstein, be in possession of the professional licence to act as trustee and must work full-time for the legal person.</p>

89. Sector:	Various Sectors
Sub-Sector:	Limited to activities that are not mentioned explicitly in the CPC classification
Industry Classification:	
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	All
Measures:	Central or municipal As qualified by the Description element
Description:	Whenever a specific service activity within a sub-sector is not mentioned explicitly in the CPC classification but deemed to be subsumed under "n.e.c." or under any type of residual formulation, then possible measures may not necessarily appear in this Appendix. <u>Qualification:</u> Liechtenstein reserves the right to maintain, modify or adopt any such measures.

90. Sector:	Various Sectors
Sub-Sector:	New Services
Industry Classification:	CPC 7524 Programme transmission services (limited to new audiovisual services)
	CPC 75300 Radio and television cable services (limited to new audiovisual services)
	CPC 752 Telecommunications services (limited to new telecommunications services)
	CPC 8499 Other computer services n.e.c. (limited to new computer services)
	CPC 8719 Other advertising services (limited to new advertising services)
	CPC 87909 Other business services n.e.c. (limited to new auctioneering services)
	CPC 9611 Motion picture and video production and distribution services (limited to new audiovisual services)
	CPC 9612 Motion picture projection services (limited to new audiovisual services)
	CPC 9613 Radio and television services (limited to new audiovisual services)
	CPC 96199 Other entertainment services n.e.c. (limited to new entertainment services)
	CPC 96499 Other recreational services n.e.c. (limited to new recreational services)
	Internet-based services (limited to new services)
Type of Reservation:	Market Access (Article 3.5) National Treatment (Article 3.6)
Level of Government:	All
Measures:	As qualified by the Description element
Description:	Liechtenstein reserves the right to adopt any measures with respect to new services referred to in the Industry Classification element above. In respect of commercial presence, such restrictive measures shall grant national treatment. As regards cross-border trade, Liechtenstein reserves the right to introduce any new discriminatory measures.

For the purpose of this Reservation, the term “new services” means services that are not currently delivered on the Liechtenstein market. It includes services related to existing or new products or the manner in which a product or service is supplied.
