

WORLD TRADE ORGANIZATION

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Negotiating Group on Maritime Transport Services

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COMMUNICATION FROM ICELAND

Conditional Offer on Maritime Transport Services

The following communication is being circulated at the request of Iceland to members of the Negotiating Group on Maritime Transport Services.

Iceland hereby submits its draft conditional offer on Maritime Transport Services to the NGMTS.

In addition to what is offered herein as regards multimodal transport services, it should be noted that Iceland's existing services schedule contains substantive commitments on road transport services, the sole mode of inland transportation of relevance in this context.

This conditional offer may be modified, supplemented or reduced during the course of the NGMTS negotiations.

ICELAND - DRAFT OFFER ON MARITIME TRANSPORT SERVICES

Modes of supply:				
1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons	
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
MARITIME TRANSPORT SERVICES International transport (freight and passengers) CPC 7211 and 7212 <u>including</u> Cabotage transport I).	(1) None	(1) None		
	(2) None	(2) None		
	(3)(a) Establishment of a registered company for the purpose of operating a fleet under Icelandic flag: Unbound except as indicated in the horizontal section.	(3)(a) Unbound		
	(b) Other forms of commercial presence 2): None.	(b) None		
	(4)(a) Ships' crew: Unbound except as indicated in the horizontal section.	(4)(a) Unbound		
	(b) Key personnel employed in relation to a commercial presence as defined under mode 3b) above: Unbound except as indicated in the horizontal section.	(b) Unbound		

ICELAND (continued)

Modes of supply:					Presence of natural persons	
					4)	
					Commercial presence	
					3)	
					Consumption abroad	
					2)	
					Cross-border supply	
					1)	
Sector or sub-sector					Limitations on market access	Limitations on national treatment
MARITIME AUXILIARY SERVICES						
- Maritime Cargo Handling Services 3)					(1) None (2) None (3) None (4) Unbound, except as indicated in the horizontal section	(1) None (2) None (3) None (4) None
- Storage and Warehousing Services (CPC 742); Customs Clearance Services 4); Container Station and Depot 5)					(1) Unbound* (2) None (3) None (4) Unbound, except as indicated in the horizontal section	(1) Unbound* (2) None (3) None (4) None

* A commitment on this mode of delivery is not feasible.

ICELAND (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or sub-sector		Limitations on market access		Limitations on national treatment	Additional commitments
- Maritime Agency Services 6); Freight Forwarding Services 7)		(1) None		(1) None	
		(2) None		(2) None	
		(3) None		(3) None	
		(4) Unbound, except as indicated in the horizontal section		(4) None	
- Other Supporting and Auxiliary Transport Services 8)		(1) None		(1) None	
		(2) None		(2) None	
		(3) None		(3) None	
		(4) Unbound, except as indicated in the horizontal section		(4) None	

ICELAND (continued)

Modes of supply:				
1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons	
Sector or sub-sector	Limitations on market access		Limitations on national treatment	Additional commitments
Auxiliary Services as required by Maritime Transport Operators:				<p>The following services are made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions:</p> <ol style="list-style-type: none"> 1. Pilotage 2. Towing and tug assistance 3. Provisioning, fuelling, watering 4. Garbage collecting, ballast waste disposal 5. Port Captain's services 6. Navigation aids 7. Shore-based operational services essential to ship operations, incl. communications, water, electrical supplies 8. Emergency repair facilities 9. Anchorage, berth, berthing services 10. Container handling, storage and warehousing, freight transport.

ICELAND (continued)

Modes of supply:				
1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons	
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments	
				Where road, coastal shipping and related auxiliary services are not otherwise fully covered in this schedule, a multimodal transport operator shall have the ability to rent, hire or charter trucks and related equipment for the purpose of inland forwarding of international cargoes carried by sea, or have access to and use of such multimodal activities for the purpose of providing multimodal transport services.

ICELAND (continued)

ATTACHMENT

NOTES TO MARITIME TRANSPORT

“Reasonable and non-discriminatory terms and conditions” means, for the purpose of multimodal transport operations, the ability of the multimodal transport operator to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which has entered the port at a later date. A “multimodal transport operator” means the person on whose behalf the bill of lading/multimodal transport document, or any other document evidencing a contract of multimodal carriage of goods, is issued and who is responsible for the carriage of goods pursuant to the contract of carriage.

1. “Cabotage” is defined as maritime transport of goods and passengers between ports in Iceland.

2. “Other forms of commercial presence for the supply of international maritime transport services” means the ability for international maritime transport service suppliers of the other Members to undertake locally all activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which the maritime transport constitutes a substantial element. (This commitment shall however not be construed as limiting in any manner the commitments undertaken under the cross-border mode of delivery).

These activities include, but are not limited to:

- (a) marketing and sales of maritime transport and related services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself or by service suppliers with which the service seller has established standing business arrangements;
- (b) the acquisition, on their own account or on behalf of their customers (and the resale to their customers) of any transport and related services, including inward transport services by any mode, particularly inland waterways, road and rail, necessary for the supply of the integrated service;
- (c) the preparation of documentation concerning transport documents, customs documents, or other documents related to the origin and character of the goods transported;
- (d) the provision of business information by any means, including computerised information systems and electronic data interchange (subject to the provisions of the annex on telecommunications);

ICELAND (continued)

- (e) the setting of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally (or, in the case of foreign personnel, subject to the horizontal commitment on movement of personnel) with any locally established shipping agency;
 - (f) acting on behalf of the companies, organising the call of the ship or taking over cargoes when required.
3. "Maritime cargo handling services" means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dockers, when this workforce is organized independently of the stevedoring or terminal operator companies. The activities covered include the organisation and supervision of:
- the loading/discharging of cargo to/from a ship;
 - the lashing/unlashing of cargo;
 - the reception/delivery and safekeeping of cargoes before shipment or after discharge.
4. "Customs clearance services" (alternatively "customs house brokers' services") means activities consisting in carrying out on behalf of another party customs formalities concerning import, export or through transport of cargoes, whether this service is the main activity of the service provider or a usual complement of its main activity.
5. "Container station and depot services" means activities consisting in storing containers, whether in port areas or inland, with a view to their stuffing/stripping, repairing, and making them available for shipments.
6. "Maritime agency services" means the activities consisting in representing, within a given geographic area, as an agent the business interests of one or more shipping lines of shipping companies, for the following purposes:
- marketing and sales of maritime transport and related services, from quotation to invoicing, and issuance of bills of lading on behalf of the companies; acquisition and resale of the necessary related services, preparation of documentation, and provision of business information;
 - acting on behalf of the companies organising the call of the ship or taking over cargoes when required.
7. "Freight forwarding services" means the activity consisting of organising and monitoring shipment operations on behalf of shippers, through the acquisition of transport and related services, preparation of documentation and provision of business information.
8. "Other supporting and auxiliary transport services" means freight brokerage services; bill auditing and freight rate information services; transportation document preparation services; packing and crating and unpacking and de-crating services; freight inspection, weighing and sampling services; and freight receiving and acceptance services (including local pick-up and delivery).