

WORLD TRADE ORGANIZATION

GATS/EL/146
5 June 2012

(12-2950)

Trade in Services

MONTENEGRO

Final List of Article II (MFN) Exemptions

(This is authentic in English only)

LIST OF ARTICLE II MFN EXEMPTIONS OF THE REPUBLIC OF MONTENEGRO

Sector or sub-sector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
Legal services	Apart from consultancy services, other legal services provided by advocates, i.e. attorneys who are members of the Montenegrin Bar Association and registered in the Association's Register may be provided subject to reciprocity.	All countries.	Indefinite.	Reciprocal coordination of the legal profession within the overall regional development of judicial and administrative institutions.
Audiovisual services - Production and distribution of audiovisual works through broadcasting or other forms of transmission to the public	Measures which define works of European origin, in such a way as to extend national treatment to audiovisual works which meet certain linguistic and origin criteria regarding access to broadcasting or similar forms of transmission.	Parties to the Council of Europe Convention on Transfrontier Television or other European countries with whom an agreement may be concluded.	Indefinite. Exemption needed, for certain countries, only until an economic integration agreement is concluded or completed.	The measures aim, within the sector, to promote cultural values in Europe, as well as achieving linguistic policy objectives.
- Production and distribution of cinematographic works and television programmes	Measures based upon Government-to-Government framework agreements, and plurilateral agreements, on co-production of audiovisual works, which confer National Treatment to audiovisual works covered by these agreements, in particular in relation to distribution and access to funding.	All countries with whom cultural cooperation may be desirable (agreements already exist, or are being negotiated, with the following countries: Algeria, Angola, Argentina, Australia, Bolivarian Republic of Venezuela, Brazil, Burkina Faso, Canada, Cape Verde, Chile, Côte d'Ivoire, Colombia, Cuba, Egypt, Guinea Bissau, India, Israel, Mali, Mexico, Morocco, Mozambique, New Zealand, São Tomé e Príncipe, Senegal, States in Central, Eastern and South-Eastern Europe, Switzerland, Tunisia, Turkey).	Indefinite.	The aim of these agreements is to promote cultural links between the countries concerned.

Sector or sub-sector	Description of measure indicating its inconsistency with Article II	Countries to which the measure applies	Intended duration	Conditions creating the need for the exemption
- Production and distribution of television programmes and cinematographic works	Measures granting the benefit of any support programmes (such as Action Plan for Advanced Television Services, MEDIA or EURIMAGES) to audiovisual works, and suppliers of such works, meeting certain European origin criteria.	European countries.	Indefinite. Exemption needed, for certain countries, only until an economic integration agreement is concluded or completed.	These programmes aim at preserving and promoting the regional identity of countries within Europe which have long-standing cultural links.
Road transport services	Road transport licenses are issued subject to reciprocity.	All countries.	Indefinite.	International practice.
- Passenger and freight transportation	Measures taken under existing or future agreements which reserve and/or restrict the provision of road transportation services and specify the terms and conditions of this provision, including transit permits and/or preferential road taxes, in the territory of Montenegro or across the borders of Montenegro.	All countries with which agreements are or will be in force.	Indefinite.	The need for exemption is linked to the regional characteristics of the road transport services and to the necessity to regulate traffic rights in the territory of Montenegro and between Montenegro and the countries concerned.
Selling marketing and computer reservations systems of air transport services	The obligations of Montenegrin CRS system vendors or of Montenegrin parent and participating air carriers shall not apply, respectively, in respect of foreign parent carriers or of CRS controlled by foreign air carriers to the extent that their CRS outside Montenegro does not offer national treatment to Montenegrin air carriers or to Montenegrin parent and participating air carriers.	All countries where a CRS system vendor or a parent air carrier is located.	Indefinite.	The need for the exemption results from the insufficient development of multilaterally agreed rules for the operation of CRS.
All sectors	Measures based on bilateral agreements concluded by Montenegro with the objective of providing for the movement of all categories of natural persons supplying services.	Regional countries.	Indefinite.	The agreements reflect a process of progressive trade liberalisation between Montenegro and its regional trading partners.