

ANNEX XVIII¹

REFERRED TO IN ARTICLE 11.2

GOVERNMENT PROCUREMENT

APPENDIX 1:	ENTITIES AT CENTRAL GOVERNMENT LEVEL
APPENDIX 2:	ENTITIES AT SUB-CENTRAL GOVERNMENT LEVEL
APPENDIX 3:	OTHER COVERED ENTITIES
APPENDIX 4:	GOODS
APPENDIX 5:	SERVICES
APPENDIX 6:	CONSTRUCTION SERVICES
APPENDIX 7:	MEANS OF PUBLICATION
APPENDIX 8:	TIME PERIODS
APPENDIX 9:	THRESHOLDS ADJUSTMENT FORMULA
APPENDIX 10:	ADDITIONAL NOTES

¹ After the entry into force of the Agreement Switzerland intends to amend Section II-D of Appendices 1, 4, 5, 6 and 10 of this Annex in conformity with the coverage achieved under the World Trade Organisation's revised Government Procurement Agreement of 2012, that has entered into force for Switzerland on 1st January 2021, provided that the level of coverage comparable to that existing prior to the amendment is at least sustained in this Annex. Once the State Parties have agreed on such amendments, the Joint Committee shall adopt a decision containing these amendments in accordance with Article 14 (Joint Committee) of the Agreement.

APPENDIX 1 TO ANNEX XVIII
ENTITIES AT CENTRAL GOVERNMENT LEVEL

SECTION I

MERCOSUR

A. Argentina

Unless otherwise specified, and subject to the Note to this Appendix (Section I-A) and the Additional Notes in Section I-A of Appendix 10, Chapter 11 (Government Procurement) of the Agreement applies to government procurement carried out by entities at a federal level of Argentina listed in this Appendix (Section I-A), if the estimated value of the procurement is equal to or exceeds the following thresholds:

FOR GOODS AND SERVICES

- From the entry into force of the Agreement until the end of the fifth year from its entry into force: SDR 800 000.
- From the sixth year until the end of the tenth year from the entry into force of the Agreement: SDR 500 000.
- From the 11th year until the end of the 15th year from the entry into force of the Agreement: SDR 300 000
- From the 16th year from the entry into force of the Agreement onwards: SDR 130 000

FOR CONSTRUCTION SERVICES

- From the entry into force of the Agreement until the end of the fifth year from its entry into force: SDR 8 000 000.
- From the sixth year from the entry into force of the Agreement onwards: SDR 5 000 000.

List of Entities

1. Central Administration² - Administración Central

² For greater certainty, decentralised entities or bodies, state enterprises and other entities or bodies of the national public administration do not form part of the central administration.

Chapter 11 (Government Procurement) of the Agreement applies to all entities of the central administration listed below, including its subordinate centralised entities (secretariats, undersecretariats, national directorates, simple directorates and deconcentrated entities or bodies), unless specifically excluded.

- *Presidencia de la Nación* (excluding *Secretaría de Inteligencia de Estado*)
- *Jefatura de Gabinete de Ministros*
- *Ministerio de Relaciones Exteriores, Comercio Internacional y Culto*
- *Ministerio de Justicia*
- *Ministerio de Seguridad Nacional*
- *Ministerio de Defensa*
- *Ministerio de Economía*
- *Ministerio de Salud*
- *Ministerio de Capital Humano*
- *Ministerio de Desregulación y Transformación del Estado*

2. Decentralised Entities – Organismos descentralizados

- *Sindicatura General de la Nación*
- *Instituto Nacional del Agua*
- *Registro Nacional de las Personas*
- *Dirección Nacional de Migraciones*
- *Tribunal de Tasaciones de la Nación*
- *Instituto Nacional de Asuntos Indígenas*
- *Centro Internacional para la Promoción de los Derechos Humanos*
- *Comisión Nacional de Valores*
- *Superintendencia de Seguros de la Nación*
- *Superintendencia de Servicios de Salud*
- *Tribunal Fiscal de la Nación*
- *Unidad de Información Financiera*
- *Instituto Nacional de Tecnología Industrial*
- *Instituto Nacional de la Propiedad Industrial*
- *Instituto Nacional de Tecnología Agropecuaria*
- *Instituto Nacional de Investigación y Desarrollo Pesquero*
- *Instituto Nacional de Vitivinicultura*
- *Instituto Nacional de Semillas*
- *Servicio Nacional de Sanidad y Calidad Agroalimentaria*
- *Instituto Nacional de Promoción Turística*
- *Comisión Nacional de Regulación del Transporte*
- *Organismo Regulador del Sistema Nacional de Aeropuertos*
- *Administración Nacional de Aviación Civil*
- *Junta de Seguridad en el Transporte*
- *Servicio Geológico Minero Argentino*
- *Ente Nacional Regulador del Gas*
- *Ente Nacional Regulador de la Electricidad*
- *Ente Nacional de Comunicaciones*
- *Comisión Nacional de Evaluación y Acreditación Universitaria*
- *Consejo Nacional de Investigaciones Científicas y Técnicas*
- *Biblioteca Nacional “Dr. Mariano Moreno”*
- *Instituto Nacional del Teatro*
- *Fondo Nacional de las Artes*

- *Superintendencia de Riesgos del Trabajo*
- *Instituto Nacional Central Único Coordinador de Ablación e Implante*
- *Administración Nacional de Laboratorios e Institutos de Salud "Dr. Carlos G. Malbrán"*
- *Instituto Nacional de Rehabilitación Psicosfísica del Sur "Dr. Juan Otimio Tesone"*
- *Administración de Parques Nacionales*
- *Instituto Nacional de Asociativismo y Economía Social*
- *Teatro Nacional Cervantes*
- *Dirección Nacional de Vialidad*
- *Servicio Meteorológico Nacional*
- *Administración Nacional de Medicamentos, Alimentos y Tecnología Médica*

3. Social Security Institutions – Instituciones de Seguridad Social

- *Caja de Retiros, Jubilaciones y Pensiones de la Policía Federal*
- *Instituto de Ayuda Financiera para pago de Retiros y Pensiones Militares*
- *Administración Nacional de la Seguridad Social*

Note to Appendix 1 (Section I-A)

Chapter 11 (Government Procurement) of the Agreement shall not apply to the following purchases expressed in HS nomenclature:

Ministerio de Defensa and Ministerio de Seguridad Nacional:

- HS 61: Articles of apparel and clothing accessories, knitted or crocheted;
- HS 62: Articles of apparel and clothing accessories, not knitted or crocheted;
- HS 4203: Articles of apparel and clothing accessories, of leather or of composition leather;
- HS 64: Footwear, gaiters and the like, parts of such articles;
- HS 6506.10: Only bulletproof helmets;
- HS 6307.90.90: Only bulletproof vests;
- Military equipment.

Ministerio de Seguridad Nacional:

- HS 8702: Motor vehicles for the transport of ten or more persons, including the driver;
- HS 8703: Motor cars and other motor vehicles principally designed for the transport of persons (other than those of heading 8702), including station wagons and racing cars;
- HS 8704: Motor vehicles for the transport of goods;
- HS 8705: Special purpose motor vehicles, other than those principally designed for the transport of persons or goods (for example, breakdown lorries, crane lorries, fire fighting vehicles, concrete- mixer lorries, road sweeper lorries, spraying lorries, mobile workshops, mobile radiological units);
- HS 8903: Only boats.

Ministerio de Salud

- HS 9018.19: Other instruments and appliances used in medical, surgical, dental or veterinary sciences, including scintigraphic apparatus, other electro-medical apparatus and sight-testing instruments;
- HS 9018.20: Ultra-violet or infra-red ray apparatus;
- HS 9018.4:
 - 9018.41: Dental drill engines, whether or not combined on a single base with other dental equipment
 - 9018.49: Other (other instruments and appliances, used in dental sciences)
- HS 9018.50.90: Other ophthalmic instruments and appliances;
- HS 9018.90.91: Artificial incubators for babies;
- HS 9018.90.92: Apparatus for measuring arterial pressure;
- HS 9018.90.99: Other instruments and appliances used in medical, surgery, etc;
- HS 9021.2:
 - 9021.21: Artificial teeth
 - 9021.29: Other (Artificial teeth and dental fittings)
- HS 9021.31: Artificial joints;
- HS 9021.40.00: Hearing aids, excluding parts and accessories;
- HS 9021.90.89: Other apparatus for compensating deficiencies/illnesses.

Ministerio de Capital Humano

- HS 2005: Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen other than products of heading 20.06;
- HS 0402: Milk and cream, concentrated or containing added sugar or other sweetening matter;
- HS 1006: Rice;
- HS 1902: Pasta, whether or not cooked or stuffed (with meat or other substance), or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni, couscous, whether or not prepared;

B. Brazil

Unless otherwise specified, and subject to the Notes to this Appendix (Section I-B) and the Additional Notes in Section I-B of Appendix 10, Chapter 11 (Government Procurement) of the Agreement applies to government procurement carried out by the entities at the federal level of Brazil listed in this Appendix (Section I-B), including their respective related agencies³, if the estimated value of the procurement is equal to or exceeds the following thresholds:

FOR GOODS AND SERVICES

- From the entry into force of the Agreement until the end of the seventh year from its entry into force: SDR 216 000.
- From the eighth year after the entry into force of the Agreement onwards: SDR 130.000.

³ For greater certainty, “related agencies” comprises all subordinate bodies and agencies of public law with separate legal personality within the structure of the entities listed in this Appendix.

FOR CONSTRUCTION SERVICES

- From the entry into force of the Agreement until the end of the seventh year from its entry into force: SDR 8 000 000.
- From the eighth year after the entry into force of the Agreement onwards: SDR 5 000 000.

List of Entities

1. Executive Branch – Poder Executivo

- *Presidência da República*
- *Vice-Presidência da República*
- *Advocacia-Geral da União*
- *Casa Civil da Presidência da República*
- *Controladoria-Geral da União*
- *Gabinete de Segurança Institucional da Presidência da República*
- *Ministério da Agricultura e Pecuária*
- *Ministério das Cidades*
- *Ministério da Ciência, Tecnologia e Inovações*
- *Ministério das Comunicações*
- *Ministério da Cultura*
- *Ministério da Defesa*
- *Ministério do Desenvolvimento Agrário e Agricultura Familiar*
- *Ministério da Integração e do Desenvolvimento Regional*
- *Ministério do Desenvolvimento e Assistência Social, Família e Combate à Fome*
- *Ministério do Desenvolvimento, Indústria, Comércio e Serviços*
- *Ministério dos Direitos Humanos e da Cidadania*
- *Ministério da Educação*
- *Ministério do Empreendedorismo, da Microempresa e da Empresa de Pequeno Porte*
- *Ministério do Esporte*
- *Ministério da Fazenda*
- *Ministério da Gestão e da Inovação em Serviços Públicos*
- *Ministério da Igualdade Racial*
- *Ministério da Justiça e Segurança Pública*
- *Ministério do Meio Ambiente e Mudança do Clima*
- *Ministério de Minas e Energia*
- *Ministério das Mulheres*
- *Ministério da Pesca e Aquicultura*
- *Ministério do Planejamento e Orçamento*
- *Ministério dos Portos e Aeroportos*
- *Ministério dos Povos Indígenas*
- *Ministério da Previdência Social*
- *Ministério das Relações Exteriores*
- *Ministério da Saúde*

- *Ministério do Trabalho e Emprego*
 - *Ministério dos Transportes*
 - *Ministério do Turismo*
 - *Secretaria-Geral da Presidência da República*
 - *Secretaria de Relações Institucionais da Presidência da República*
 - *Secretaria de Comunicação Social da Presidência da República*
 - *Banco Central do Brasil*
2. Judicial Branch – Poder Judiciário
- *Supremo Tribunal Federal – STF*
 - *Justiça Federal (Tribunais Regionais Federais)*
 - *Superior Tribunal de Justiça – STJ*
 - *Superior Tribunal de Justiça Militar – STM*
 - *Tribunal Superior Eleitoral – TSE*
 - *Justiça Eleitoral (Tribunais Regionais Eleitorais)*
 - *Tribunal Superior do Trabalho*
 - *Justiça do Trabalho (Tribunais Regionais do Trabalho)*
 - *Justiça do Distrito Federal e dos Territórios*
 - *Conselho Nacional de Justiça*
3. Legislative Branch – Poder Legislativo
- *Câmara dos Deputados*
 - *Senado Federal*
 - *Tribunal de Contas da União*
4. Other
- *Ministério Público da União*
 - *Defensoria Pública da União*

Notes to Appendix I (Section I-B)

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to the following entities:
- *INCRA (Instituto Nacional de Colonização e Reforma Agrária)*
 - *AEB (Agência Espacial Brasileira)*
 - *CNEN (Comissão Nacional de Energia Nuclear)*
 - *INPI (Instituto Nacional da Propriedade Industrial)*
2. When procured by *Presidência da República, Ministério da Gestão e da Inovação em Serviços Públicos, Ministério das Relações Exteriores and Ministério da Justiça e Segurança Pública*, Chapter 11 (Government Procurement) of the Agreement shall not apply to services related to information technology, such as development and maintenance of software used in the encryption of communications, storage and maintenance of databases containing personal information on Brazilian citizens resulting from requests for documents and or passports, development and maintenance of computer

programmes responsible for the process of preparation of documents issued by the diplomatic service to Brazilian citizens, passport book production (CPC 32610) and services related to the activities of demarcation of limits.

C. Paraguay

Unless otherwise specified, and subject to the Additional Notes in Section I-C of Appendix 10, Chapter 11 (Government Procurement) of the Agreement applies to government procurement carried out by the entities listed below, including their respective related agencies, if the estimated value of the procurement is equal to or exceeds the following threshold:

FOR GOODS AND SERVICES

- From the entry into force of the Agreement until the end of the tenth year from its entry into force: SDR 1 067 568.
- From the 11th year until the end of the 15th year from the entry into force of the Agreement: SDR 900 000
- From the 16th year until the end of the 18th year from the entry into force of the Agreement: SDR 700 000
- From the 19th year from the entry into force of the Agreement onwards: SDR 650 000.

List of Entities

1. Central Administration – Administración Central

- *Ministerio de Relaciones Exteriores*
- *Ministerio de Justicia*
- *Ministerio de Trabajo, Empleo y Seguridad Social*
- *Ministerio de Industria y Comercio*
- *Ministerio de la Mujer*
- *Ministerio de Hacienda*
- *Vicepresidencia de la República*
- *Ministerio de Desarrollo Social*
- *Ministerio del Ambiente y Desarrollo Sostenible*
- *Secretaría Nacional por los Derechos Humanos de las Personas con Discapacidad*
- *Secretaría Nacional de la Juventud*
- *Auditoría General del Poder Ejecutivo*
- *Consejo Nacional de Ciencia y Tecnología*
- *Instituto Nacional de Estadística*
- *Escribanía Mayor de Gobierno*
- *Procuraduría General de la República*
- *Secretaría de la Función Pública*
- *Secretaría de Políticas Lingüísticas*
- *Secretaría Nacional Anticorrupción*
- *Secretaría de Desarrollo para Repatriados y Refugiados Connacionales*
- *Agencia Espacial del Paraguay*

2. Legislative Branch – Poder Legislativo
 - *Congreso Nacional*
3. Judicial Branch – Poder Judicial
 - *Ministerio Público*
 - *Consejo de la Magistratura*
 - *Jurado de Enjuiciamiento de Magistrados*
 - *Ministerio de la Defensa Pública*
4. Autonomous and Autarchic Entities – Entidades Autónomas y Autárquicas
 - *Instituto Nacional de Tecnología, Normalización y Metrología*
 - *Instituto Nacional de Desarrollo Rural y de la Tierra*
 - *Instituto Paraguayo del Indígena*
 - *Comisión Nacional de Valores*
 - *Dirección de Beneficencia y Ayuda Social*
 - *Dirección Nacional de Correos del Paraguay*
 - *Dirección Nacional de Aduanas*
 - *Dirección Nacional de Propiedad Intelectual*
 - *Instituto Paraguayo de Tecnología Agraria*
 - *Servicio Nacional de Calidad y Sanidad Vegetal y de Semillas*
 - *Fondo Nacional de la Cultura y las Artes*
 - *Instituto Forestal Nacional*
 - *Instituto Paraguayo de Artesanía*
 - *Autoridad Reguladora, Radiológica y Nuclear*
 - *Secretaría de Defensa del Consumidor y el Usuario*
 - *Agencia Nacional de Tránsito y Seguridad Vial*
 - *Consejo Nacional de Educación Superior*
5. Financial Entities – Entidades financieras
 - *Banco Nacional de Fomento*
 - *Crédito Agrícola de Habilitación*
 - *Fondo Ganadero*
 - *Agencia Financiera de Desarrollo*
6. Social Security – Seguridad Social
 - *Caja de Seguros Sociales de Empleados y Obreros Ferroviarios*

D. Uruguay

Unless otherwise specified, and subject to the Notes to this Appendix (Section I-D), and the Additional Notes in Section I-D of Appendix 10, Chapter 11 (Government Procurement) of the Agreement applies to public procurement made by the entities listed below, if the value of public procurement has been estimated, in accordance with Article 11.3 (Valuation of Contracts) of the Agreement, for goods, services or construction services specified in Appendix 4, 5 and 6 of the Uruguay list or any combination thereof, and the procurement is equal to or exceeds the following thresholds:

FOR GOODS AND SERVICES:

- From the entry into force of the Agreement until the end of the tenth year from its entry into force: SDR 284 091.
- From the 11th year until the end of the 15th year from the entry into force of the Agreement: SDR 200 000.
- From the 16th year from the entry into force of the Agreement onwards: SDR 130 000.

FOR CONSTRUCTION SERVICES

- SDR 5 652 032 for the construction or public works services specified in Section I-D of Appendix 6.

List of Entities

Unless otherwise specified, agencies listed below and their subordinate entities are covered by the Agreement

1. *Presidencia de la República* (1)
2. *Ministerio de Defensa Nacional* (2)
3. *Ministerio del Interior* (2)
4. *Ministerio de Economía y Finanzas*
5. *Ministerio de Relaciones Exteriores*
6. *Ministerio de Ganadería, Agricultura y Pesca*
7. *Ministerio de Industria, Energía y Minería*
8. *Ministerio de Turismo y Deporte*
9. *Ministerio de Transporte y Obras Públicas*
10. *Ministerio de Educación y Cultura*
11. *Ministerio de Salud Pública*
12. *Ministerio de Trabajo y Seguridad Social*
13. *Ministerio de Vivienda y Ordenamiento Territorial*
14. *Ministerio de Desarrollo Social*
15. *Ministerio de Ambiente*
16. *Poder Legislativo*
17. *Poder Judicial*
18. *Corte Electoral*
19. *Tribunal de Cuentas*
20. *Tribunal de lo Contencioso Administrativo*
21. *Administración Nacional de Educación Pública (ANEP)*
22. *Consejo Directivo Central (CODICEN)*
23. *Instituto Nacional de Colonización (INC)*
24. *Universidad de la República (UDELAR)* (4)
25. *Universidad Tecnológica (UTEC)*
26. *Administración Nacional de Correos (ANC)*
27. *Instituto Uruguayo de Meteorología (INUMET)*

Notes to Appendix 1 (Section I-D)

1. The procurement of goods and services by the Presidency of the Republic does not include those made by the Central Operative Unit of the “Plan de Integración Socio-Habitacional “Juntos”.

2. Purchases made by the Ministry of Defense and by the Ministry of the Interior shall not include purchases of strategic goods listed below:

- Armament
- Nuclear material of war
- Fire control equipment
- Ammunition and explosives
- Missiles
- Aircraft and components for aircraft
- Equipment for take-off, landing and ground handling
- Boats and marine equipment.

Neither are the procurement of goods made by the Ministry of Defense and the Ministry of the Interior covered by Section 2 (Food, Beverage and Tobacco, Textile and Clothing and Leather Products) of the United Nations’ Central Product Classifier (CPC version 1.0).

3. Purchases of the ANEP do not include those that are made to acquire, execute, repair goods or contract services for the maintenance and infrastructure improvements of teaching premises under its dependency.

4. Purchases of the University of the Republic do not include those that are made to acquire, execute, repair goods or contract services for scientific research.

SECTION II

EFTA STATES

Chapter 11 (Government Procurement) of the Agreement applies to the entities of central level of government where the value of the procurement equals or exceeds:

GOODS

Specified in Section II of Appendix 4

Threshold	SDR 130 000
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SERVICES

Specified in Section II of Appendix 5

Threshold	SDR 130 000
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CONSTRUCTION SERVICES

Specified in Section II of Appendix 6

Threshold	SDR 5 000 000
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A. Iceland

List of Entities

All central government (State/federal) entities, including Ministries and sub-entities.

Note to Appendix 1 (Section II-A)

Central government entities cover also any subordinate entity of any central government entity, provided that such entity does not have separate legal personality.

B. Liechtenstein

List of Entities

- Government of the Principality of Liechtenstein;
- Courts of the Principality of Liechtenstein;
- Parliament of the Principality of Liechtenstein.

Note to Appendix 1 (Section II-B)

Central government entities cover also any subordinate entity of any central government entity, provided it does not have a separate legal personality.

C. Norway

All central government entities.

An indicative list of Central Government Entities is attached.

Note to Appendix 1 (Section II-C)

Central government entities cover also any subordinated entity of any central government entity, provided that such entity does not have separate legal personality.

Indicative list of Central Government Entities

<i>Statsministerens kontor</i>	Office of the Prime Minister
<i>Arbeids- og sosialdepartementet</i>	Ministry of Labour and Social Affairs
<i>Barne-og familiedepartementet</i>	Ministry of Children and Families
<i>Finansdepartementet</i>	Ministry of Finance
<i>Forsvarsdepartementet</i>	Ministry of Defence
<i>Helse- og omsorgsdepartementet</i>	Ministry of Health and Care Services
<i>Justis- og beredskapsdepartementet</i>	Ministry of Justice and Public Security
<i>Klima- og miljødepartementet</i>	Ministry of Climate and Environment
<i>Kommunal- og moderniseringsdepartementet</i>	Ministry of Local Government and Modernisation
<i>Kulturdepartementet</i>	Ministry of Culture
<i>Kunnskapsdepartementet</i>	Ministry of Education and Research
<i>Landbruks- og matdepartementet</i>	Ministry of Agriculture and Food

Nærings- og fiskeridepartementet
Olje- og energidepartementet
Samferdselsdepartementet
Utenriksdepartementet

Ministry of Trade, Industry and Fisheries
 Ministry of Petroleum and Energy
 Ministry of Transport and
 Communications
 Ministry of Foreign Affairs

Agencies and Institutions subordinate to these Ministries.

D. Switzerland

List of Entities covering all authorities and administrative bodies of the central and decentralised federal administration, including subordinate entities.

FRENCH

*Liste des entités couvrant tous les
 Départements fédéraux suisses:*

1. *Chancellerie fédérale (ChF):*

Chancellerie fédérale (ChF)
*Préposé fédéral à la protection
 des données et à la transparence
 (PFPDT)*

2. *Département fédéral des affaires
 étrangères (DFAE):*

- *Secrétariat général (SG-DFAE)*
- *Secrétariat d'Etat (SEE)*
- *Direction politique (DP)*
- *Direction du droit
 international public (DDIP)*
- *Direction du développement et
 de la coopération (DDC)*
- *Direction des ressources (DR)*
- *Direction consulaire (DC)*

ENGLISH

*List of entities covering all federal
 departments of Switzerland:*

1. *Federal Chancellery (FCh):*

Federal Chancellery (FCh)
 Federal Data Protection and
 Information Commissioner
 (FDPIC)

2. *Federal Department of Foreign Affairs
 (FDFA):*

- General Secretariat (GS-FDFA)
- State Secretariat (STS)
- Directorate of Political Affairs
 (DP)
- Directorate of Public
 International Law (DIL)
- Swiss Agency for Development
 Cooperation (SDC)
- Directorate of Corporate
 Resources (DCR)
- Consular Directorate (CD)

3. Département fédéral de l'intérieur (DFI):

- Secrétariat général (SG-DFI)
- Bureau fédéral de l'égalité entre femmes et hommes (BFEG)
- Office fédéral de la culture (OFC)
- Archives fédérales suisses (AFS)
- Office fédéral de météorologie et de climatologie (MétéoSuisse)
- Office fédéral de la santé publique (OFSP)
- Office fédéral de la statistique (OFS)
- Office fédéral des assurances sociales (OFAS)
- Office fédéral de la sécurité alimentaire et des affaires vétérinaires OSAV
- Musée national suisse (MNS)
- Pro Helvetia
- Swissmedic, Institut suisse des produits thérapeutiques

3. Federal Department of Home Affairs (FDHA):

- General Secretariat (GS-FDHA)
- Federal Office for Gender Equality (FOGE)
- Federal Office of Culture (FOC)
- Swiss Federal Archives (SFA)
- Federal Office of Meteorology and Climatology (MeteoSwiss)
- Federal Office of Public Health (FOPH)
- Federal Statistical Office (FSO)
- Federal Social Insurance Office (FSIO)
- Federal Food Safety and Veterinary Office FSVO
- Swiss National Museum (SNM)
- Pro Helvetia
- Swissmedic, Swiss Agency for Therapeutic Products

4. Département fédéral de la justice et police (DFJP):

- Secrétariat général (SG-DFJP)
- Office fédéral de la justice (OFJ)
- Office fédéral de la police (fedpol)
- Office fédéral des migrations (ODM)
- Institut fédéral de métrologie (METAS)
- Service Surveillance de la correspondance par poste et télécommunication (SCPT)
- Commission nationale de prévention de la torture
- Institut suisse de droit comparé (ISDC)
- Institut Fédéral de la Propriété Intellectuelle (IPI)
- Autorité fédérale de surveillance en matière de révision (ASR)

4. Federal Department of Justice and Police (FDJP):

- General Secretariat (GS-FDJP)
- Federal Office of Justice (FOJ)
- Federal Office of Police (fedpol)
- Federal Office for Migration (FOM)
- Federal Institute of Metrology (METAS)
- Post and Telecommunications Surveillance Service
- National Commission for the Prevention of Torture
- Swiss Institute of Comparative Law (SICL)
- Federal Institute of Intellectual Property (IIP)
- Federal Audit Oversight Authority (FAOA)

5. Département fédéral de la défense, de la protection de la population et des sports (DDPS)

- Secrétariat général (SG-DDPS)
- Service de renseignement de la Confédération (SRC)
- Office de l'auditeur en chef (OAC)
- Groupement Défense
 - (a) Etat-major de l'armée (EM A)
 - (b) Etat-major de conduite de l'armée (EM cond A)
 - (c) Formation supérieure des cadres de l'armée (FSCA)
 - (d) Forces terrestres (FT)
 - (e) Forces aériennes (FA)
 - (f) Base logistique de l'armée (BLA)
 - (g) Base d'aide au commandement (BAC)
- Groupement armasuisse (ar)
 - (a) Office fédéral pour l'acquisition d'armement
 - (b) Office fédéral de topographie (swisstopo)
- Office fédéral de la protection de la population (OFPP)
- Office fédéral du sport (OFSP)

5 Federal Department of Defence, Civil Protection and Sport (DDPS)

- General Secretariat (GS-DDPS)
- Federal Intelligence Service (FIS)
- Office of the Armed Forces Attorney General (OAFAG)
- Defence Sector
 - (a) Armed Forces Staff (AFS)
 - (b) Armed Forces Joint Staff (AFJS)
 - (c) Armed Forces College (AFC)
 - (d) Land Forces (LF)
 - (e) Air Force (SAF)
 - (f) Armed Forces Logistics Organisation (AFLO)
 - (g) Armed Forces Command Support Organisation (AFCSO)
- armasuisse Group (ar)
 - (a) Federal Office for Defence Procurement
 - (b) Federal Office of Topography (swisstopo)
- Federal Office for Civil Protection (FOCP)
- Federal Office of Sport (FOSPO)

6. Département fédéral des finances (DFF):

- Secrétariat général (SG-DFF)
- Secrétariat d'Etat aux questions financières internationales (SFI)
- Administration fédérale des finances (AFF)
- Office fédéral du personnel (OFPER)
- Administration fédérale des contributions (AFC)
- Administration fédérale des douanes (AFD)
- Office fédéral de l'informatique et de la télécommunication (OFIT)
- Office fédéral des constructions et de la logistique (OFCL)
- Unité de pilotage informatique de la Confédération (UPIC)
- Contrôle fédéral des finances (CDF)
- Autorité fédérale de surveillance des marchés financiers (FINMA)

6. Federal Department of Finance (FDF):

- General Secretariat (SG-DFF)
- State Secretariat for International Financial Matters (SFI)
- Federal Finance Administration (FFA)
- Federal Office of Personnel (FOPER)
- Federal Tax Administration (FTA)
- Federal Customs Administration (FCA)
- Federal Office of Information Technology, Systems and Telecommunication (FOITT)
- Federal Office for Buildings and Logistics (FOBL)
- Federal IT Steering Unit (FITSU)
- Swiss Federal Audit Office (SFAO)
- Swiss Financial Market Supervisory Authority (FINMA)

7. Département fédéral de l'économie, de la formation et de la recherche
DEFR:

- Secrétariat général (SG-DFE)
- Surveillance des prix (SPR)
- Secrétariat d'État à l'économie (SECO)
- Secrétariat d'Etat à la formation, à la recherche et à l'innovation SEFRI
- Domaine des écoles polytechniques (domaine des EPF)
- Ecole polytechnique fédérale de Zurich (EPFZ)
- Ecole polytechnique fédérale de Lausanne (EPFL)
- Institut Paul Scherrer (PSI)
- Institut fédéral de recherches sur la forêt, la neige et le paysage (WSL)
- Laboratoire fédéral d'essai des matériaux et de recherche (EMPA)
- Institut fédéral pour l'aménagement, l'épuration et la protection des eaux (EAWAG)
- Office fédéral de l'agriculture (OFAG)
- Office fédéral pour l'approvisionnement économique du pays (OFAE)
- Office fédéral du logement (OFL)
- Suisse tourisme (ST)
- Société suisse de crédit hôtelier (SCH)
- Assurance suisse contre les risques à l'exportation (ASRE)
- Institut fédéral des hautes études en formation professionnelle (IFFP)

7. Federal Department of Economic Affairs, Education and Research
EAER:

- General Secretariat (SG-DFE)
- Price Supervision (PRS)
- State Secretariat for Economic Affairs (SECO)
- State Secretariat for Education, Research and Innovation SERI
- Domain of the Swiss Federal Institutes of Technology (ETH Domain)
- Federal Institute of Technology Zurich (ETHZ)
- Federal Institute of Technology Lausanne (EPFL)
- Paul Scherrer Institute (PSI)
- Institute for Snow and Avalanche Research (WSL)
- Swiss Federal Laboratories for Materials Testing and Research (EMPA)
- Swiss Federal Institute of Aquatic Science and Technology (EAWAG)
- Federal Office for Agriculture (FOAG)
- Federal Office for National Economic Supply (FONES)
- Federal Office for Housing (FHO)
- Swiss Tourism (ST)
- Swiss Association for Hotel Credit (SAH)
- Swiss Export Risk Insurance (SERV)
- Swiss Federal Institute for Vocational Education and Training (SFIVET)

8. Département fédéral de
l'environnement, des transports, de
l'énergie et de la communication
(DETEC):

- Secrétariat général (SG-DETEC)
- Office fédéral des transports (OFT)
- Office fédéral de l'aviation civile (OFAC)
- Office fédéral de l'énergie (OFEN)
- Office fédéral des routes (OFROU)
- Office fédéral de la communication (OFCOM)
- Office fédéral de l'environnement (OFEV)
- Office fédéral du développement territorial (ARE)
- Inspection fédérale de la sécurité nucléaire (IFSN)

8. Federal Department of the
Environment, Transport, Energy and
Communications (DETEC):

- General Secretariat (GS-DETEC)
- Federal Office of Transport (FOT)
- Federal Office of Civil Aviation (FOCA)
- Swiss Federal Office of Energy (SFOE)
- Federal Roads Office (FEDRO)
- Federal Office of Communications (OFCOM)
- Federal Office for the Environment (FOENV)
- Federal Office for Spatial Development (ARE)
- Swiss Federal Nuclear Safety Inspectorate (ENSI)

APPENDIX 2 TO ANNEX XVIII

ENTITIES AT SUB-CENTRAL GOVERNMENT LEVEL

SECTION I

MERCOSUR

A. Argentina

Argentina shall consult with its provinces and the *Ciudad Autónoma de Buenos Aires* with a view to achieving their inclusion in Argentina's market access offer on a voluntary basis.

B. Brazil

Brazil has included in this Appendix the sub-central entities (States and the Federal District) that have already expressed their willingness to be covered under Chapter 11 (Government Procurement) of the Agreement. Brazil shall continue conducting transparent and inclusive consultations with its remaining States with a view to expanding coverage at the sub-central level on a voluntary basis. The outcomes of these consultations shall be presented and discussed in the Joint Committee after a period of two years from the entry into force of the Agreement.

Goiás

All entities of the Executive Branch, including their respective related agencies. For greater certainty, "related agencies" comprises all subordinate bodies and public law agencies with distinct legal personality, within the structure of the entities listed in this Section.

Mato Grosso

All entities of the Executive Branch, including their respective related agencies. For greater certainty, "related agencies" comprises all subordinate bodies and public law agencies with distinct legal personality, within the structure of the entities listed in this Section.

Paraíba

All entities of the Executive Branch, including their respective related agencies. For greater certainty, "related agencies" comprises all subordinate bodies and public law agencies with distinct legal personality, within the structure of the entities listed in this Section.

Paraná

1. Executive Branch

All entities of the Executive Branch, including their respective related agencies. For greater certainty, “related agencies” comprises all subordinate bodies and public law agencies with distinct legal personality, within the structure of the entities listed in this Section.

2. Judicial Branch

- *Court of Justice of Paraná (Tribunal de Justiça do Paraná).*

3. Legislative Branch

- *Legislative Assembly (Assembleia Legislativa);*
- *Court of Accounts of the State of Paraná (Tribunal de Contas do Estado do Paraná).*

4. Others:

- *State Public Prosecutor’s Office (Ministério Público Estadual);*
- *Public Defender’s Office of the State (Defensoria Pública do Estado).*

5. Pernambuco

1. Executive Branch:

- *State Secretariat of Administration and State Central Procurement Unit (Secretaria de Administração do Estado e Central de Licitações do Estado);*
- *State Office of the Comptroller General (Secretaria da Controladoria Geral do Estado);*
- *Office of the Attorney General of the State (Procuradoria-Geral do Estado).*

Rio Grande Do Norte

All entities of the Executive Branch, including their respective related agencies. For greater certainty, “related agencies” comprises all subordinate bodies and public law

agencies with distinct legal personality, within the structure of the entities listed in this Section.

Rio Grande Do Sul

1. Executive Branch

- *Civil House (Casa Civil);*
- *State Regulatory Agency for Delegated Public Services of Rio Grande do Sul (Agência Estadual de Regulação dos Serviços Públicos Delegados do Rio Grande do Sul);*
- *Military Brigade (Brigada Militar);*
- *Military House and Civil Defense (Casa Militar e Defesa Civil);*
- *Military Fire Department (Corpo de Bombeiros Militar);*
- *Autonomous Department of Roadways (Departamento Autônomo de Estradas de Rodagem);*
- *State Department of Transit (Departamento Estadual de Trânsito);*
- *Project Development Office (Escritório de Desenvolvimento de Projetos);*
- *Foundation for Assistance to People with Disabilities and Gifted Individuals in Rio Grande do Sul (Fundação de Atendimento ao Deficiente e ao Superdotado no Rio Grande do Sul);*
- *Research Support Foundation of the State of Rio Grande do Sul (Fundação de Amparo à Pesquisa do Estado do Rio Grande do Sul);*
- *Social and Educational Assistance Foundation (Fundação de Atendimento Sócio-Educativo);*
- *Special Protection Foundation of Rio Grande do Sul (Fundação de Proteção Especial do Rio Grande do Sul);*
- *Technical School Foundation Liberato Salzano Vieira da Cunha (Fundação Escola Técnica Liberato Salzano Vieira da Cunha);*
- *State Foundation for Metropolitan and Regional Planning (Fundação Estadual de Planejamento Metropolitano e Regional);*
- *State Environmental Protection Foundation (Fundação Estadual de Proteção Ambiental);*
- *Labor and Social Action Foundation of Rio Grande do Sul (Fundação Gaúcha do Trabalho e Ação Social);*
- *Porto Alegre Symphony Orchestra Foundation (Fundação Orquestra Sinfônica de Porto Alegre);*
- *São Pedro Theater Foundation (Fundação Teatro São Pedro);*
- *Zoobotanical Foundation (Fundação Zoobotânica);*
- *Governor's Office (Gabinete do Governador);*
- *Lieutenant Governor's Office (Gabinete do Vice-Governador);*
- *Itapuã Colony Hospital (Hospital Colônia Itapuã);*
- *Porto Alegre Military Brigade Hospital (Hospital da Brigada Militar de Porto Alegre);*
- *Santa Maria Military Brigade Hospital (Hospital da Brigada Militar de Santa Maria);*
- *São Pedro Psychiatric Hospital (Hospital Psiquiátrico São Pedro);*

- *Partenon Sanatorium Hospital (Hospital Sanatório Partenon);*
- *Rice Institute of Rio Grande do Sul (Instituto Rio Grandense do Arroz);*
- *General Institute of Forensics (Instituto-Geral de Perícias);*
- *Social Security Institute of the State of Rio Grande do Sul (Instituto de Previdência do Estado do Rio Grande do Sul);*
- *Health Assistance Institute for Public Servants of the State of Rio Grande do Sul (Instituto de Assistência à Saúde dos Servidores Públicos do Rio Grande do Sul);*
- *Commercial, Industrial, and Services Board of Rio Grande do Sul (Junta Comercial, Industrial e Serviços do Rio Grande do Sul);*
- *Civil Police (Polícia Civil);*
- *State Attorney General's Office (Procuradoria-Geral do Estado);*
- *Penitentiary Administration Secretariat (Secretaria da Administração Penitenciária);*
- *Secretariat of Agriculture, Livestock and Rural Development (Secretaria da Agricultura, Pecuária e Desenvolvimento Rural);*
- *Secretariat of Culture (Secretaria da Cultura);*
- *Secretariat of Education (Secretaria da Educação);*
- *Secretariat of Finance (Secretaria da Fazenda) (Note 16.2.c.);*
- *Secretariat of Health (Secretaria da Saúde);*
- *Secretariat of Public Security (Secretaria da Segurança Pública) (Note 16.2.b.);*
- *Secretariat for Municipal Articulation and Support (Secretaria de Articulação e Apoio Aos Municípios);*
- *Secretariat of Communication (Secretaria de Comunicação);*
- *Secretariat of Economic Development and Tourism (Secretaria de Desenvolvimento Econômico e Turismo);*
- *Secretariat of Innovation, Science and Technology (Secretaria de Inovação, Ciência e Tecnologia);*
- *Secretariat of Justice, Citizenship and Human Rights (Secretaria de Justiça, Cidadania e Direitos Humanos);*
- *Secretariat of Logistics and Transport (Secretaria de Logística e Transportes);*
- *Secretariat of Works and Housing (Secretaria de Obras e Habitação);*
- *Secretariat of Planning, Governance and Management (Secretaria de Planejamento, Governança e Gestão);*
- *Extraordinary Secretariat of Partnerships (Secretaria Extraordinária de Parcerias);*
- *Secretariat of Labor and Social Assistance (Secretaria de Trabalho e Assistência Social);*
- *Secretariat of Sports and Leisure (Secretaria do Esporte e Lazer);*
- *Secretariat of Environment and Infrastructure (Secretaria do Meio Ambiente e Infraestrutura);*
- *Extraordinary Secretariat for Federative and International Relations (Secretaria Extraordinária de Relações Federativas e Internacionais);*
- *Undersecretariat of the State Exhibition Park Assis Brasil (Subsecretaria do Parque Estadual de Exposições Assis Brasil);*
- *Superintendence of the Port of Rio Grande (Superintendência do Porto do Rio Grande);*

- *Superintendence of Penitentiary Services (Superintendência dos Serviços Penitenciários);*
- *State University of Rio Grande do Sul (Universidade Estadual do Rio Grande do Sul).*

For the entities listed in Rio Grande do Sul, Chapter 11 (Government Procurement) does not cover:

- (a) Procurement of food for the penitentiary system;
- (b) Procurement of motor vehicles by the Secretariat of Public Security;
- (c) Procurement by the Secretariat of Finance related to sensitive information or data protected by confidentiality rules or national security rules; or
- (d) Procurement of transportation services for public authorities, including the rental of land or air vehicles.

Tocantins

All entities of the Executive Branch, including their respective related agencies. For greater certainty, “related agencies” comprises all subordinate bodies and public law agencies with distinct legal personality, within the structure of the entities listed in this Section.

C. Paraguay:

Paraguay shall consult with its departmental governments with a view to achieving their inclusion in Paraguay’s market access offer on a voluntary basis.

D. Uruguay:

Uruguay shall consult with its departmental governments with a view to achieving their inclusion in Uruguay’s market access offer on a voluntary basis.

SECTION II

EFTA STATES

The EFTA States will enter into negotiations with the MERCOSUR States with a view to extending the coverage of the Agreement to sub-central entities after the consultations referred to in Section I.

APPENDIX 3 TO ANNEX XVIII

OTHER COVERED ENTITIES

SECTION I

MERCOSUR

Argentina, Brazil, Paraguay and Uruguay agree to commence internal consultations with a view to include entities in this Appendix.

SECTION II

EFTA STATES

The EFTA States will enter into negotiations with the MERCOSUR States with a view to extending the coverage of the Agreement to other entities in this Appendix after the consultations referred to in Section I.

APPENDIX 4 TO ANNEX XVIII

GOODS

SECTION I

MERCOSUR

A. Argentina

Unless otherwise specified, and subject to the Notes to Section I-A of Appendix 1, the Notes to Section I-A of Appendix 6 and the Additional Notes in Section I-A of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all government procurement of goods carried out by the Argentine entities listed in Section I-A of Appendix 1, with the exception of goods that correspond to the HS listed below.

- HS 8528: Monitors and projectors, not incorporating television reception apparatus; reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus;
- HS 9403: Other furniture and parts thereof;
- HS 8415: Air conditioning machines; comprising a motor-driven fan and elements for changing the temperature and humidity, including those machines in which the humidity cannot be separately regulated;
- HS 9401.30: swivel seats with variable height adjustment;
- HS 4802: Uncoated paper and paperboard, of a kind used for writing, printing or other graphics purposes, and non-perforated punch-cards and punch tape paper, in rolls or rectangular (including square) sheets, of any size, other than paper of heading 48.01 or 48.03; hand-made paper and paperboard;
- HS 3215: Printing ink, writing or drawing ink and other inks, whether or not concentrated or solid;
- HS 4901: Printed books, brochures, leaflets and similar printed matter, whether or not in single sheets.]

B. Brazil

Unless otherwise specified, and subject to the Notes to Section I-B of Appendix 1 and the Additional Notes in Section I-B of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all procurement of goods carried out by the Brazilian entities listed in Section I-B of Appendix 1, with the exception of the goods listed below, in the Brazilian procurement classification CATMAT (Catálogo de Materiais).

3695 06786	Specialized woodworking equipment
3710	Equipment for preparation of soil
3720	Harvesting equipment
3740 11339	Spray equipment

3805	Equipment for excavation and earthmoving
3810	Cranes and Excavators
3820	Equipment for mining, rock and earth drilling and related equipment
3825	Road clearing and cleaning equipment
3830	Accessories for trucks and tractors
3895 06670	Equipment for asphalt compacting
4120 13768	Air conditioners
6670	Scales
6810	Chemicals
6820	Dyes
6830	Gases, compressed and liquefied
6840	Pesticides and disinfectants
6850	Miscellaneous chemical specialties
8820	Live animals, not bred for food

C. Paraguay

Unless otherwise specified, and subject to the Additional Notes in Section I-C of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all public procurement of goods carried out by the entities listed in Section I-C of Appendix 1, except for the goods listed below.

NCM 2017	Description
0302.71.00	Tilapias (<i>Oreochromis</i> spp.).
04	Dairy produce; birds' eggs; natural honey; edible products of animal origin not elsewhere specified or included.
0702.00.00	Tomatoes, fresh or chilled.
07.03	Onions, shallots, garlic, leeks and other alliaceous vegetables, fresh or chilled.
07.06	Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots, fresh or chilled.
07.08	Leguminous vegetables, shelled or unshelled, fresh or chilled.
0709.99.1	Sweet Corn.
0714.10.00	Manioc (cassava).
08.03	Bananas, including plantains, fresh or dried.

0804.30.00	Pineapples.
08.05	Citrus fruit, fresh or dried.
08.07	Melons (including watermelons) and papaws (papayas), fresh.
0810.10.00	Strawberries.
10.06	Rice.
1101.00	Wheat or meslin flour.
11.02	Cereal flours other than of wheat or meslin.
1108.12.00	Maize (corn) starch.
1108.14.00	Manioc (cassava) starch.
17.01	Cane or beet sugar and chemically pure sucrose, in solid form.
19.05	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products.
2710.12.49	Other.
2710.12.5	Gasoline.
2710.19.21	Gas oils.
2710.19.22	Fuel oils.
2710.19.3	Lubricating Oils.
2710.19.92	Liquids for hydraulic brakes.
2711.19.10	Liquid petroleum gas (LPG).
2804.30.00	Nitrogen.
2804.40.00	Oxygen.
2815.20.00	Potassium hydroxide (caustic potash).
30	Pharmaceutical products.
32.08	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in a non-aqueous medium; solutions as defined in Note 4 to this Chapter.
32.09	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in an aqueous medium.
32.14	Glaziers' putty, grafting putty, resin cements, caulking compounds and other mastics; painters' fillings; non-refractory surfacing preparations for façades, indoor walls, floors, ceilings or the like.

32.15	Printing ink, writing or drawing ink and other inks, whether or not concentrated or solid.
34.01	Soap; organic surface-active products and preparations for use as soap, in the form of bars, cakes, molded pieces or shapes, whether or not containing soap; organic surface-active products and preparations for washing the skin, in the form of liquid or cream and put up for retail sale, whether or not containing soap; paper, wadding, felt and nonwovens, impregnated, coated or covered with soap or detergent.
39.17	Tubes, pipes and hoses, and fittings therefor (for example, joints, elbows, flanges), of plastics.
39.23	Articles for the conveyance or packing of goods, of plastics; stoppers, lids, caps and other closures, of plastics.
39.25	Builders' ware of plastics, not elsewhere specified or included.
3926.10.00	Office or school supplies.
4011.40.00	Of a kind used on motorcycles.
44.18	Builders' joinery and carpentry of wood, including cellular wood panels, assembled flooring panels, shingles and shakes.
48.19	Cartons, boxes, cases, bags and other packing containers, of paper, paperboard, cellulose wadding or webs of cellulose fibres; box files, letter trays, and similar articles, of paper or paperboard of a kind used in offices, shops or the like.
48.20	Registers, account books, note books, order books, receipt books, letter pads, memorandum pads, diaries and similar articles, exercise books, blotting-pads, binders (loose-leaf or other), folders, file covers, manifold business forms, interleaved carbon sets and other articles of stationery, of paper or paperboard; albums for samples or for collections and book covers, of paper or paperboard.
48.21	Paper or paperboard labels of all kinds, whether or not printed.
49.01	Printed books, brochures, leaflets and similar printed matter, whether or not in single sheets.
49.11	Other printed matter, including printed pictures and photographs.
61	Articles of apparel and clothing accessories, knitted or crocheted.
63.02	Bed linen, table linen, toilet linen and kitchen linen.
68.10	Articles of cement, of concrete or of artificial stone, whether or not reinforced.
6906.00.00	Pipes, gutters and pipe fittings, ceramic.
70.07	Safety glass, consisting of toughened (tempered) or laminated glass.

72.14	Other bars and rods of iron or non-alloy steel, not further worked than forged, hot-rolled, hot-drawn or hot-extruded, but including those twisted after rolling.
72.15	Other bars and rods of iron or non-alloy steel.
72.16	Angles, shapes and sections of iron or non-alloy steel.
72.17	Wire of iron or non-alloy steel.
73.05	Other tubes and pipes (for example, welded, riveted or similarly closed), having circular cross-sections, the external diameter of which exceeds 406.4 mm, of iron or steel.
73.07	Tube or pipe fittings (for example, couplings, elbows, sleeves), of iron or steel.
73.08	Structures (excluding prefabricated buildings of heading 94.06) and parts of structures (for example, bridges and bridge-sections, lock-gates, towers, lattice masts, roofs, roofing frame-works, doors and windows and their frames and thresholds for doors, shutters, balustrades, pillars and columns), of iron or steel; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of iron or steel.
7309.00	Reservoirs, tanks, vats and similar containers for any material (other than compressed or liquefied gas), of iron or steel, of a capacity exceeding 300 l, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment.
7310	Tanks, casks, drums, cans, boxes and similar containers, for any material (other than compressed or liquefied gas), of iron or steel, of a capacity not exceeding 300 l, whether or not lined or heat insulated, but not fitted with mechanical or thermal equipment.
7311.00.00	Containers for compressed or liquefied gas, of iron or steel.
7313.00.00	Barbed wire of iron or steel; twisted hoop or single flat wire, barbed or not, and loosely twisted double wire, of a kind used for fencing, of iron or steel.
73.14	Cloth (including endless bands), grill, netting and fencing, of iron or steel wire; expanded metal of iron or steel.
73.17.00	Nails, tacks, drawing pins, corrugated nails, staples (other than those of heading 83.05) and similar articles, of iron or steel, whether or not with heads of other material, but excluding such articles with heads of copper.
8303.00.00	Boxes of flow, armoured doors and chambers for vaults, chests and safety boxes and similar articles, of common metal.
83.11	Wire, rods, tubes, plates, electrodes and similar products, of base metal or of metal carbides, coated or cored with flux material, of a kind used for soldering, brazing, welding or deposition of metal or of metal carbides; wire and rods, of agglomerated base metal powder, used for metal spraying.

84.71	Automatic data processing machines and units thereof; magnetic or optical readers, machines for transcribing data onto data media in coded form and machines for processing such data, not elsewhere specified or included.
85.04	Electrical transformers, static converters (for example, rectifiers) and inductors.
85.07	Electric accumulators, including separators therefor, whether or not rectangular (including square).
8535.40	Lightning arresters, voltage limiters and surge suppressors.
85.39	Electric filament or discharge lamps, including sealed beam lamp units and ultra-violet or infra-red lamps; arc-lamps; light- emitting diode (LED) lamps.
85.44	Insulated (including enameled or anodized) wire, cable (including co-axial cable) and other insulated electric conductors, whether or not fitted with connectors; optical fibre cables, made up of individually sheathed fibres, whether or not assembled with electric conductors or fitted with connectors.

D. Uruguay

Unless otherwise specified, and subject to the Notes to Section I-D of Appendix 1 and the Additional Notes in Section I-D of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all public procurement of goods acquired by entities listed in Section I-D of Appendix 1.

SECTION II

EFTA STATES

A. Iceland

1. Unless otherwise specified, Chapter 11 (Government Procurement) of the Agreement covers all procurement of goods procured by the entities listed in Section II-A of Appendix 1, subject to the notes to the respective Appendices and the General Notes.

2. For procurement by the Ministry of Justice, its subordinated entities and entities in the field of security, Chapter 11 (Government Procurement) of the Agreement only applies to goods that are described in the Chapters of the Combined Nomenclature (CN) specified below:

Chapter 25: Salt, sulphur, earths and stone, plastering materials, lime and cement

Chapter 26: Metallic ores, slag and ash

Chapter 27: Mineral fuels, mineral oils and products of their distillation, bituminous substances, mineral waxes
except:
ex 27.10: special engine fuels

Chapter 28: Inorganic chemicals, organic and inorganic compounds of precious metals, of rare-earth metals, of radio-active elements and isotopes
except:
ex 28.09: explosives
ex 28.13: explosives
ex 28.14: teargas
ex 28.28: explosives
ex 28.32: explosives
ex 28.39: explosives
ex 28.50: toxic products
ex 28.51: toxic products
ex 28.54: explosives

Chapter 29: Organic chemicals
except:
ex 29.03: explosives
ex 29.04: explosives
ex 29.07: explosives
ex 29.08: explosives
ex 29.11: explosives
ex 29.12: explosives
ex 29.13: toxic products
ex 29.14: toxic products
ex 29.15: toxic products
ex 29.21: toxic products

- ex 29.22: toxic products
- ex 29.23: toxic products
- ex 29.26: explosives
- ex 29.27: toxic products
- ex 29.29: explosives
- Chapter 30: Pharmaceutical products
- Chapter 31: Fertilizers
- Chapter 32: Tanning and dyeing extracts, tannings and their derivatives, dyes, colours, paints and varnishes, putty, fillers and stoppings, inks
- Chapter 33: Essential oils and resinoids, perfumery, cosmetic or toilet preparations
- Chapter 34: Soap, organic surface-active agents, washing preparations, lubricating preparations, artificial waxes, prepared waxes, polishing and scouring preparations, candles and similar articles, modelling pastes and dental waxes
- Chapter 35: Albuminoidal substances, glues, enzymes
- Chapter 37: Photographic and cinematographic goods
- Chapter 38: Miscellaneous chemical products
 - except:
 - ex 38.19: toxic products
- Chapter 39: Artificial resins and plastic materials, cellulose esters and ethers, articles thereof
 - except:
 - ex 39.03: explosives
- Chapter 40: Rubber, synthetic rubber, factice, and articles thereof
 - except:
 - ex 40.11: bullet-proof tyres
- Chapter 41: Raw hides and skins (other than fur skins) and leather
- Chapter 42: Articles of leather, saddlery and harness, travel goods, handbags and similar containers, articles of animal gut (other than silk-worm gut)
- Chapter 43: Furskins and artificial fur, manufactures thereof
- Chapter 44: Wood and articles of wood, wood charcoal
- Chapter 45: Cork and articles of cork
- Chapter 46: Manufactures of straw of esparto and of other plaiting materials, basket ware and wickerwork

- Chapter 47: Paper-making material
- Chapter 48: Paper and paperboard, articles of paper pulp, of paper or of paperboard
- Chapter 49: Printed books, newspapers, pictures and other products of the printing industry, manuscripts, typescripts and plans
- Chapter 65: Headgear and parts thereof
- Chapter 66: Umbrellas, sunshades, walking-sticks, whips, riding-crops and parts thereof
- Chapter 67: Prepared feathers and down and articles made of feathers or of down, artificial flowers, articles of human hair
- Chapter 68: Articles of stone, of plaster, of cement, of asbestos, of mica and of similar materials
- Chapter 69: Ceramic products
- Chapter 70: Glass and glassware
- Chapter 71: Pearls, precious and semi-precious stones, precious metals, rolled precious metals, and articles thereof; imitation jewellery
- Chapter 73: Iron and steel and articles thereof
- Chapter 74: Copper and articles thereof
- Chapter 75: Nickel and articles thereof
- Chapter 76: Aluminium and articles thereof
- Chapter 77: Magnesium and beryllium and articles thereof
- Chapter 78: Lead and articles thereof
- Chapter 79: Zinc and articles thereof
- Chapter 80: Tin and articles thereof
- Chapter 81: Other base metals employed in metallurgy and articles thereof
- Chapter 82: Tools, implements, cutlery, spoons and forks, of base metal, parts thereof except:
ex 82.05: tools
ex 82.07: tools, parts
- Chapter 83: Miscellaneous articles of base metal

- Chapter 84: Boilers, machinery and mechanical appliances, parts thereof
except:
ex 84.06: engines
ex 84.08: other engines
ex 84.45: machinery
ex 84.53: automatic data-processing machines
ex 84.55: parts of machines under heading No 84.53
ex 84.59: nuclear reactors
- Chapter 85: Electrical machinery and equipment, parts thereof
except:
ex 85.13: telecommunication equipment
ex 85.15: transmission apparatus
- Chapter 86: Railway and tramway locomotives, rolling-stock and parts thereof;
railway and tramway tracks fixtures and fittings, traffic signalling
equipment of all kinds (not electrically powered)
except:
ex 86.02: armoured locomotives, electric
ex 86.03: other armoured locomotives
ex 86.05: armoured wagons
ex 86.06: repair wagons
ex 86.07: wagons
- Chapter 87: Vehicles, other than railway or tramway rolling-stock, and parts thereof
except:
ex 87.08: tanks and other armoured vehicles
ex 87.01: tractors
ex 87.02: military vehicles
ex 87.03: breakdown lorries
ex 87.09: motorcycles
ex 87.14: trailers
- Chapter 89: Ships, boats and floating structures
except:
ex 89.01 A: warships
- Chapter 90: Optical, photographic, cinematographic, measuring, checking, precision,
medical and surgical instruments and apparatus, parts thereof
except:
ex 90.05: binoculars
ex 90.13: miscellaneous instruments, lasers
ex 90.14: telemeters
ex 90.28: electrical and electronic measuring instruments
ex 90.11: microscopes
ex 90.17: medical instruments
ex 90.18: mechano-therapy appliances
ex 90.19: orthopaedic appliances
ex 90.20: X-ray apparatus

- Chapter 91: Manufacture of watches and clocks
- Chapter 92: Musical instruments, sound recorders or reproducers, television image and sound recorders or reproducers, parts and accessories of such articles
- Chapter 94: Furniture and parts thereof, bedding, mattresses, mattress supports, cushions and similar stuffed furnishings
except:
ex 94.01 A: aircraft seats
- Chapter 95: Articles and manufactures of carving or moulding material
- Chapter 96: Brooms, brushes, powder-puffs and sieves
- Chapter 98: Miscellaneous manufactured articles

B. Liechtenstein

Unless otherwise specified, Chapter 11 (Government Procurement) of the Agreement covers all goods procured by the entities listed in Section II-B of Appendix 1, subject to the notes to the respective Appendices and the General Notes.

C. Norway

1. Unless otherwise specified, Chapter 11 (Government Procurement) of the Agreement covers all goods procured by the entities listed in Section II-C of Appendix 1, subject to the notes to the respective Appendices and the General Notes.

2. For procurement by the Ministry of Defence, its subordinated entities and entities in the field of security, Chapter 11 (Government Procurement) of the Agreement only applies to goods that are described in the Chapters of the CCC (Customs Co-operation Council)/Brussels nomenclature, as specified below:

- Chapter 25: Salt; sulphur; earths and stone; plastering materials, lime and cement
- Chapter 26: Metallic ores, slag and ash
- Chapter 27: Mineral fuels, mineral oils and products of their distillation; bituminous substances; mineral waxes, except:
ex 27.10: special engine fuels
- Chapter 28: Inorganic chemicals; organic and inorganic compounds of precious metals, of rare earth metals, of radio-active elements and of isotopes, except:
ex 28.09: explosives
ex 28.13: explosives
ex 28.14: teargas
ex 28.28: explosives
ex 28.32: explosives
ex 28.39: explosives
ex 28.50: toxic products
ex 28.51: toxic products

	ex 28.54:	explosives
Chapter 29:	Organic chemicals, except:	
	ex 29.03:	explosives
	ex 29.04:	explosives
	ex 29.07:	explosives
	ex 29.08:	explosives
	ex 29.11:	explosives
	ex 29.12:	explosives
	ex 29.13:	toxic products
	ex 29.14:	toxic products
	ex 29.15:	toxic products
	ex 29.21:	toxic products
	ex 29.22:	toxic products
	ex 29.23:	toxic products
	ex 29.26:	explosives
	ex 29.27:	toxic products
	ex 29.29:	explosives
Chapter 30:	Pharmaceutical products	
Chapter 31:	Fertilizers	
Chapter 32:	Tanning and dyeing extracts; tannins and their derivatives; dyes, colours, paints and varnishes, putty, fillers and stoppings, inks	
Chapter 33:	Essential oils and resinoids; perfumery, cosmetics and toilet preparations	
Chapter 34:	Soap, organic surface-active agents, washing preparations, lubricating preparations, artificial waxes, prepared waxes, polishing and scouring preparations, candles and similar articles, modelling pastes and dental waxes	
Chapter 35:	Albuminoidal substances, glues, enzymes	
Chapter 37:	Photographic and cinematographic goods	
Chapter 38:	Miscellaneous chemical products, except:	
	ex 38.19:	toxic products
Chapter 39:	Artificial resins and plastic materials, cellulose esters and ethers, articles thereof, except:	
	ex 39.03:	explosives
Chapter 40:	Rubber, synthetic rubber, factice, and articles thereof, except:	
	ex 40.11:	bullet-proof tyres
Chapter 41:	Raw hides and skins (other than fur skins) and leather	

Chapter 42:	Articles of leather; saddlery and harness; travel goods, handbags and similar containers; articles of animal gut (other than silk-worm gut)
Chapter 43:	Fur skins and artificial fur; manufactures thereof
Chapter 44:	Wood and articles of wood; wood charcoal
Chapter 45:	Cork and articles of cork
Chapter 46:	Manufactures of straw of esparto and of other plaiting materials, basketware and wickerwork
Chapter 47:	Paper-making material
Chapter 48:	Paper and paperboard, articles of paper pulp, of paper or of paperboard
Chapter 49:	Printed books, newspapers, pictures and other products of the printing industry, manuscripts, typescripts and plans
Chapter 65:	Headgear and parts thereof
Chapter 66:	Umbrellas, sunshades, walking-sticks, whips, riding-crops and parts thereof
Chapter 67:	Prepared feathers and down and articles made of feathers or of down; artificial flowers; articles of human hair
Chapter 68:	Articles of stone, of plaster, of cement, of asbestos, of mica and of similar materials
Chapter 69:	Ceramic products
Chapter 70:	Glass and glassware
Chapter 71:	Pearls, precious and semi-precious stones, precious metals, rolled precious metals and articles thereof, imitation jewellery
Chapter 73:	Iron and steel and articles thereof
Chapter 74:	Copper and articles thereof
Chapter 75:	Nickel and articles thereof
Chapter 76:	Aluminium and articles thereof
Chapter 77:	Magnesium and beryllium and articles thereof
Chapter 78:	Lead and articles thereof
Chapter 79:	Zinc and articles thereof

- Chapter 80: Tin and articles thereof
- Chapter 81: Other base metals employed in metallurgy and articles thereof
- Chapter 82: Tools, implements, cutlery, spoons and forks, of base metal; parts thereof, except:
ex 82.05: tools
ex 82.07: tools, parts
- Chapter 83: Miscellaneous articles of base metal
- Chapter 84: Boilers, machinery and mechanical appliances; parts thereof, except:
ex 84.06: engines
ex 84.08: other engines
ex 84.45: machinery
ex 84.53: automatic data-processing machines
ex 84.55: parts of machines under heading 84.53
ex 84.59: nuclear reactors
- Chapter 85: Electrical machinery and equipment; parts thereof, except:
ex 85.13: telecommunication equipment
ex 85.15: transmission apparatus
- Chapter 86: Railway and tramway locomotives, rolling-stock and parts thereof, except:
ex 86.02: armoured locomotives, electric
ex 86.03: other armoured locomotives
ex 86.05: armoured wagons
ex 86.06: repair wagons
ex 86.07: wagons
- Chapter 87: Vehicles, other than railway or tramway rolling-stock, and parts thereof, except:
ex 87.01: tractors
ex 87.02: military vehicles
ex 87.03: breakdown lorries
ex 87.08: tanks and other armoured vehicles
ex 87.09: motorcycles
ex 87.14: trailers
- Chapter 89: Ships, boats and floating structures, except:
ex 89.01A: warships
- Chapter 90: Optical, photographic, cinematographic, measuring, checking, precision, medical and surgical instruments and apparatus, parts thereof, except:
ex 90.05: binoculars
ex 90.13: miscellaneous instruments, lasers
ex 90.14: telemeters
ex 90.28: electrical and electronic measuring instruments
ex 90.11: microscopes
ex 90.17: medical instruments

ex 90.18: mechano-therapy appliances
ex 90.19: orthopaedic appliances
ex 90.20: X-ray apparatus

Chapter 91: Manufacture of watches and clocks

Chapter 92: Musical instruments; sound recorders or reproducers; television image and sound recorders or reproducers; parts and accessories of such articles

Chapter 94: Furniture and parts thereof; bedding, mattresses, mattress supports, cushions and similar stuffed furnishings, except:
ex 94.01A aircraft seats

Chapter 95: Articles and manufactures of carving or moulding material

Chapter 96: Brooms, brushes, powder-puffs and sieves

Chapter 98: Miscellaneous manufactured articles

D Switzerland

1. Unless otherwise specified, Chapter 11 (Government Procurement) of the Agreement covers all goods procured by the entities listed in Section II-D of Appendix 1, subject to the notes to the respective Appendices and the General Notes.

2. For procurement by entities of the Federal Department of Defence and the Federal Customs Administration with regard to the equipment for border guards and customs officials, Chapter 11 (Government Procurement) of the Agreement only applies to the following list of supplies and equipment (HS Codes):

Chapter 25: Salt, sulphur, earths and stone, plastering materials, lime and cement

Chapter 26: Metallic ores, slag and ash

Chapter 27: Mineral fuels, mineral oils and products of their distillation, bituminous substances, mineral waxes

Chapter 28: Inorganic chemicals, organic and inorganic compounds of precious metals, of rare-earth metals, of radio-active elements and isotopes, except:
ex 28.09: explosives
ex 28.13: explosives
ex 28.14: teargas
ex 28.28: explosives
ex 28.32: explosives
ex 28.39: explosives
ex 28.50: toxic products
ex 28.51: toxic products
ex 28.54: explosives

- Chapter 29: Organic chemicals,
except:
ex 29.03: explosives
ex 29.04: explosives
ex 29.07: explosives
ex 29.08: explosives
ex 29.11: explosives
ex 29.12: explosives
ex 29.13: toxic products
ex 29.14: toxic products
ex 29.15: toxic products
ex 29.21: toxic products
ex 29.22: toxic products
ex 29.23: toxic products
ex 29.26: explosives
ex 29.27: toxic products
ex 29.29: explosives
- Chapter 30: Pharmaceutical products
- Chapter 31: Fertilizers
- Chapter 32: Tanning and dyeing extracts, tannings and their derivatives, dyes, colours, paints and varnishes, putty, fillers and stoppings, inks
- Chapter 33: Essential oils and resinoids, perfumery, cosmetic or toilet preparations
- Chapter 34: Soap, organic surface-active agents, washing preparations, lubricating preparations, artificial waxes, prepared waxes polishing and scouring preparations, candles and similar articles, modelling pastes and dental waxes
- Chapter 35: Albuminoidal substances, glues, enzymes
- Chapter 36: Explosives, pyrotechnic products, matches, pyrophoric alloys, certain combustible preparations,
except:
ex 36.01: powders
ex 36.02: prepared explosives
ex 36.04: detonators
ex 36.08: explosives
- Chapter 37: Photographic and cinematographic goods
- Chapter 38: Miscellaneous chemical products;
except:
ex 38.19: toxic products
- Chapter 39: Artificial resins and plastic materials, cellulose esters and ethers, articles thereof,

	except: ex 39.03: explosives
Chapter 40:	Rubber, synthetic rubber, factice and articles thereof, except: ex 40.11: tyres
Chapter 43:	Furskins and artificial fur, manufactures thereof
Chapter 44:	Wood and articles of wood, wood charcoal
Chapter 45:	Cork and articles of cork
Chapter 46:	Manufactures of straw of esparto and of other plaiting materials, basketware and wickerwork
Chapter 47:	Paper-making material
Chapter 48:	Paper and paperboard, articles of paper pulp, of paper or of paperboard
Chapter 49:	Printed books, newspapers, pictures and other products of the printing industry, manuscripts, typescripts and plans
Chapter 65:	Headgear and parts thereof
Chapter 66:	Umbrellas, sunshades, walking-sticks, whips, riding-crops and parts thereof
Chapter 67:	Prepared feathers and down and articles made of feathers or of down, artificial flowers, articles of human hair
Chapter 68:	Articles of stone, of plaster, of cement, of asbestos, of mica and of similar materials
Chapter 69:	Ceramic products
Chapter 70:	Glass and glassware
Chapter 71:	Pearls, precious and semi-precious stones, precious metals, rolled precious metals and articles thereof, imitation jewellery
Chapter 73:	Iron and steel
Chapter 74:	Copper
Chapter 75:	Nickel
Chapter 76:	Aluminium
Chapter 78:	Lead

- Chapter 79: Zinc
- Chapter 80: Tin
- Chapter 81: Other base metals
- Chapter 82: Tools, implements, cutlery, spoons and forks, of base metal
- Chapter 83: Miscellaneous articles of base metal
- Chapter 84: Boilers, machinery and mechanical appliances
- Chapter 85: Electrical machinery and equipment,
except:
ex 85.03: electric cells and batteries
ex 85.13: telecommunication equipment
ex 85.15: transmission apparatus
- Chapter 86: Railway and tramway locomotives, rolling-stock and parts thereof,
traffic signalling equipment of all kinds (not electrically powered),
except:
ex 86.02: armoured locomotives
ex 86.03: other armoured locomotives
ex 86.05: armoured wagons
ex 86.06: repair wagons
ex 86.07: wagons
- Chapter 87: Vehicles, other than railway or tramway rolling-stock,
except:
87.08: cars and armoured vehicles
ex 87.02: heavy vehicles
ex 87.09: motorcycles
ex 87.14: trailers
- Chapter 88: Aircraft and parts thereof,
except:
ex 88.02: aircraft
- Chapter 89: Ships, boats and floating structures
- Chapter 90: Optical, photographic, cinematographic, measuring, checking, precision,
medical and surgical instruments and apparatus,
except:
ex 90.05: binoculars
ex 90.13: miscellaneous instruments, lasers
ex 90.14: telemeters
ex 90.28: electrical and electronic measuring instruments
- Chapter 91: Clocks and watches and parts thereof

- Chapter 92: Musical instruments, sound recorders or reproducers, television image and sound recorders or reproducers, parts and accessories of such articles
- Chapter 93: Arms and ammunition,
except:
ex 93.01: white knives
ex 93.02: pistols
ex 93.03: military weapons
ex 93.04: firearms
ex 93.05: other arms
ex 93.07: projectiles and ammunition
- Chapter 94: Furniture, bedding, mattresses, mattress supports, cushions and similar stuffed furnishings
- Chapter 95: Articles and manufactures of carving or moulding material
- Chapter 96: Brooms, brushes, powder-puffs and sieves
- Chapter 98: Miscellaneous manufactured articles
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APPENDIX 5 TO ANNEX XVIII

SERVICES

SECTION I

MERCOSUR

A. Argentina

Unless otherwise specified, and subject to the Note to this Appendix (Section I-A) and the Additional Notes in Section I-A of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all government procurement of the below-listed services carried out by Argentine entities listed in Section I-A of Appendix 1. The services are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120.

SECTORS AND SUBSECTORS	<i>CPC Prov. Reference No.</i>
<u>1.BUSINESS SERVICES</u>	
<u>A. Professional Services</u>	
b. Accounting, auditing and bookkeeping services	862
<u>B. Computer and Related Services</u>	
a. Consultancy services related to the installation of computer hardware	841
b. Software implementation services	842
c. Data processing services	843
d. Data base services	844
e. Other	845+849
<u>F. Other services provided to businesses</u>	
a. Advertising services	871
b. Market research and public opinion polling services	864
c. Management consulting services	865
h. Mining-related services	883+5115
o. Services provided for the cleaning of buildings	874
s. Services provided in assemblies or conventions	87909*
n. Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment)	633+8861-8866
<u>2.COMMUNICATION SERVICES</u>	
<u>B. Courier services</u>	7512

<u>C. Telecommunication services</u> : Does not include the provision of satellite facilities for geostationary satellites pertaining to the fixed satellite services.	
a. Telephone services	7521
b. Data transmission	7523**
d. Telex services	7523**
f. Facsimile services	7521**+7529**
g. Leased telephone circuits/Leased circuits for international voice and data	n/a
h. Electronic mail	7523**
i. Voice mail	7523**
j. Information gathered on-line and from data bases	7523**
k. Electronic data exchange (EDE)	7523**
l. Increased value-added facsimile services, including, Storage and retransmission services and storage and recovery services	7523**
m. Conversion of codes and protocol	n/a
n. Data and on-line information and/or Processing (including transaction processing)	843**
o. Others	
<u>6. ENVIRONMENTAL SERVICES</u>	
A. <u>Sewage services</u>	9401
	9402
B. <u>Refuse disposal services</u>	9403
C. <u>Sanitation and similar services</u>	
D. <u>Other</u>	
	641-643
<u>9. TOURISM AND TRAVEL RELATED SERVICES</u>	
A. <u>Hotels and restaurants</u> (including catering services)	7471
B. <u>Travel agencies and group travel services</u>	7472
C. <u>Tourist guide services</u>	

The (*) indicates that the specified service is a component of a more aggregated CPC item specified elsewhere in this classification list.

The (**) indicates that the service specified constitutes only a part of the total range of activities covered by the CPC concordance (e.g. voice mail is only a component of CPC item 7523).

Note to Appendix 5 (Section I-A)

Procurement by procuring entities listed in Section I-A of Appendix 1 of any of the services covered under this Appendix (Section I-A) is a covered procurement with regard

to a particular service provider of an EFTA State only to the extent that such EFTA State has covered that service under Section II of this Appendix.

B. Brazil

Unless otherwise specified, and subject to the Notes in Section I-B of Appendix 1, and to the Additional Notes in Section I-B of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all government procurement of the below-listed services carried out by the Brazilian entities listed in Section I-B of Appendix 1. The services are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120.

SECTORS AND SUBSECTORS	<i>CPC Prov. Ref. No.</i>
<u>1. BUSINESS SERVICES</u>	
<u>A. Professional Services</u>	
d. Architectural services	8671
e. Engineering services	8672
f. Integrated engineering services	8673
g. Urban planning and landscape architectural services	8674
<u>B. Other Business Services</u>	
b. Market research and public opinion polling services.	864
c. Management consulting services.	865
d. Services related to management consulting.	
Project management services other than for construction	86601
e. Technical testing and analysis services.	8676
f. Services Incidental to agriculture, hunting and forestry	881
Services incidental to agriculture	881

Services incidental to animal husbandry	8812
Services incidental to hunting	8813
Services incidental to forestry and logging	8814
g. Services incidental to fishing	882
o. Building-cleaning services	8740
q. Packaging services	8760
s. Convention services	87909
6. ENVIRONMENTAL SERVICES	
Sewage services	9401

C. Paraguay

Unless otherwise specified, and subject to the Additional Notes in Section I-C of Appendix 10, Chapter 11(Government Procurement) of the Agreement covers all government procurement of the below-listed services carried out by the Paraguayan entities listed in Section I-C of Appendix 1. The services are identified in accordance with the United Nations Provisional Central Product Classification (CPC), as contained in document MTN.GNS/W/120.

SECTORS AND SUBSECTORS	<i>CPC Prov. Reference No.</i>
<u>1. SERVICES PROVIDED TO COMPANIES</u>	
<u>B. Computer Services and related services</u>	
a. Consulting services in Computer equipment installation	84100
b. System Analysis Services	84220
c. Data processing Services	843
d. Database Services	
<u>F. Other services provided to companies</u>	
a. Advertising Services	
b. Public Opinion Survey Services	86402
c. Management Consultants Services	865 + 866

d. services related to management consulting	
e. Mining-related services	883+5115
f. Conventional services	*87 909
<u>2.COMMUNICATIONS SERVICES</u>	
<u>C. Telecommunications services</u>	
<u>4.DISTRIBUTION SERVICES</u>	
<u>B. Wholesale Trade Services</u>	622
<u>C. Retail Trade Services</u>	631+632 6111 +6113+6121
<u>D. Franchise Services</u>	8929
<u>7. FINANCIAL SERVICES</u>	
<u>C. Reinsurance and Retrocession Services</u>	81299*
<u>9. TOURISM SERVICES AND TRAVEL-RELATED SERVICES</u>	
<u>A. Hotels and restaurants (including food supply services from outside by contract)</u>	641-643
<u>C. Tour guide Services</u>	7472

D. Uruguay

Unless otherwise specified, and subject to the Notes to Section I-D of Appendix 1, and to the Additional Notes in Section I-D of Appendix 10, Chapter 11 (Government Procurement) of the Agreement covers all public procurement of services acquired by entities included in the Uruguay List in Appendix 1.

SECTION II

EFTA STATES

A. Iceland

Chapter 11 (Government Procurement) of the Agreement covers the following services, which are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120, with the exceptions specified in the notes to this Appendix (Section II-A):

<i>Subject</i>	<i>CPC Prov. Reference No.</i>
Maintenance and repair services	6112, 6122, 633, 886
Land transport services, including armoured car services, and courier services, except transport of mail	712 (except 71235), 7512, 87304
Air transport services of passengers and freight, except transport of mail	73 (except 7321)
Transport of mail by land, except rail, and by air	71235, 7321
Telecommunications services	752
Financial services	Ex 81, 812, 814
(a) Insurance services	
(b) Banking and investments services	
Computer and related services	84
Accounting, auditing and bookkeeping services	862
Market research and public opinion polling services	864
Management consulting services and related services	865, 866***
Architectural services; engineering services and integrated engineering services, urban planning and landscape architectural services; related scientific and technical consulting services; technical testing and analysis services	867
Advertising services	871
Building-cleaning services and property management services	874, 822
Publishing and printing services on a fee or contract basis	88442
Sewage and refuse disposal; sanitation and similar services	94

Notes to Appendix 5 (Section II-A)

1. Except for services which entities have to procure from another entity pursuant to an exclusive right established by a published law, regulation or administrative provision.
2. Except contracts for financial services in connection with the issue, sale, purchase, or transfer of securities or other financial instruments, and central bank services.
3. Except arbitrations and conciliation services.
4. Procurement by procuring entities covered under Section II-A of Appendix 1 of any of the services covered under this Appendix (Section II-A) is a covered procurement with regard to a particular service provider of a MERCOSUR State only to the extent that the MERCOSUR State concerned has covered that service under Section I of this Appendix.

B. Liechtenstein

Chapter 11 (Government Procurement) of the Agreement covers the following services, which are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120:

<i>Subject</i>	<i>CPC Prov. Reference No.</i>
Maintenance and repair services	6112, 6122, 633, 886
Land transport services, including armoured car services, and courier services, except transport of mail	712 (except 71235), 7512, 87304
Air transport services of passengers and freight, except transport of mail	73 (except 7321)
Transport of mail by land, except rail, and by air	71235, 7321
Telecommunications services	752
Financial services	ex81, 812, 814
(a) Insurance services	
(b) Banking and investments services ⁴	
Computer and related services	84
Accounting, auditing and bookkeeping services	862
Market research and public opinion polling services	864
Management consulting services and related services	865, 866 ⁵

⁴ Except contracts for financial services in connection with the issue, sale, purchase, or transfer of securities or other financial instruments, and central bank services.

⁵ Except arbitration and conciliation services.

Architectural services; engineering services and integrated engineering services, urban planning and landscape architectural services; related scientific and technical consulting services; technical testing and analysis services	867
Advertising services	871
Building-cleaning services and property management services	874, 822
Publishing and printing services on a fee or contract basis	88442
Sewage and refuse disposal; sanitation and similar services	94

Notes to Appendix 5 (Section II-B)

1. Covered services shall not include services which entities have to procure from another entity pursuant to an exclusive right established by a published law, regulation or administrative provision.
2. Procurement by procuring entities covered under Section II-B of Appendix 1 of any of the services covered under this Appendix (Section II-B) is a covered procurement in regard of a particular provider of service of a MERCOSUR State only to the extent that the MERCOSUR State concerned has covered that service under Section I of this Appendix.

C. Norway

Chapter 11 (Government Procurement) of the Agreement covers the following services which are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120 with the exceptions specified in the notes to this Appendix (Section II-C):

<i>Subject</i>	<i>CPC Prov. Reference No.</i>
Maintenance and repair services	6112, 6122, 633, 886
Land transport services, including armoured car services, and courier services, except transport of mail	712 (except 71235), 7512, 87304
Air transport services of passengers and freight, except transport of mail	73 (except 7321)
Transport of mail by land, except rail, and by air	71235, 7321
Telecommunications services	752
Financial services	Ex 81, 812, 814

(a) Insurance services	
(b) Banking and investments services	
Computer and related services	84
Accounting, auditing and bookkeeping services	862
Market research and public opinion polling services	864
Management consulting services and related services	865, 866
Architectural services; engineering services and integrated engineering services, urban planning and landscape architectural services; related scientific and technical consulting services; technical testing and analysis services	867
Advertising services	871
Building-cleaning services and property management services	874, 822
Publishing and printing services on a fee or contract basis	88442
Sewage and refuse disposal; sanitation and similar services	94

Notes to Appendix 5 (Section II-C)

1. Covered services shall not include services which entities have to procure from another entity pursuant to an exclusive right established by a published law, regulation or administrative provision.
2. Banking and investment services under financial services on the list above shall not include financial services in connection with issue, sale, purchase and transfer of securities or other financial instruments, and central bank services.
3. Management consulting services on the list above shall not include arbitration and conciliation services.
4. Procurement by procuring entities covered under Section II-C of Appendix 1 of any of the services covered under this Appendix (Section II-C) is a covered procurement in regard of a particular provider of service of a MERCOSUR State only to the extent that the MERCOSUR State concerned has covered that service under Section I of this Appendix.

D. Switzerland

Chapter 11 (Government Procurement) of the Agreement covers the following services in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120, with the exceptions specified in the notes to this Appendix (Section II-D).

<i>Subject</i>	<i>CPC prov. Reference No.</i>
Maintenance and repair services	6112, 6122, 633, 886
Land transport services, including armoured car services, and courier services, except transport of mail	712 (except 71235), 7512, 87304
Air transport services of passengers and freight, except transport of mail	73 (except 7321)
Transport of mail by land, except rail, and by air	71235, 7321
Telecommunications services	752 ⁶ (except 7524, 7525, 7526)
Financial services	ex. 81, 812 and 814
a) Insurance services	
b) Banking and investments services	
Computer and related services	84
Accounting, auditing and bookkeeping services	862
Market research and public opinion polling services	864
Management consulting services and related services	865, 866 ⁷

⁶ Except voice telephony, telex, radiotelephony, paging and satellite services.

⁷ Except arbitration and conciliation services.

Architectural services; engineering services and integrated engineering services, urban planning and landscape architectural services; related scientific and technical consulting services; technical testing and analysis services	867
Advertising services	871
Building-cleaning services and property management services	874, 82201 – 82206
Publishing and printing services on a fee or contract basis	88442
Sewage and refuse disposal; sanitation and similar services	94

Notes to Appendix 5 (Section II-D)

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to:
 - (a) service contracts awarded to an entity which is itself a procuring entity listed in the respective Sections II-D of Appendices 1 to 3 on the basis of an exclusive right which it enjoys pursuant to a published law, regulation or administrative provision;
 - (b) service contracts which a contracting entity awards to an affiliated undertaking or which are awarded by a joint venture formed by a number of contracting entities for the purpose of carrying out an activity within the meaning of Section II-D of Appendix 3 or to an undertaking which is affiliated with one of these contracting entities. At least 80% of the average turnover of that undertaking for the preceding three years has to derive from the provision of such services to undertakings with which it is affiliated. Where more than one undertaking affiliated with the contracting entity provides the same service, the total turnover deriving from the provision of services by those undertakings shall be taken into account;
 - (c) contracts for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time, and

- (d) contracts for research and development services other than those where the benefits accrue exclusively to the entity for its use in the conduct of its own affairs, on condition that the service is wholly remunerated by the entity.

2. Banking and investment services under financial services according to the list above shall not include financial services in connection with issue, sale, purchase and transfer of securities or other financial instruments, in particular transactions by the contracting authorities to raise money or capital, and central bank services.

3. Procurement by procuring entities covered under Section II-D of Appendix 1 of any of the services covered under this Appendix (Section II-D) is a covered procurement with regard to a particular service provider of a MERCOSUR State only to the extent that the MERCOSUR State concerned has covered that service under Section I of this Appendix.

APPENDIX 6 TO ANNEX XVIII

CONSTRUCTION SERVICES

SECTION I

MERCOSUR

A. Argentina:

Unless otherwise specified, and subject to the Note to this Appendix (Section I-A), and the Additional Notes in Section I-A of Appendix 10, Chapter 11 (Government Procurement) covers all government procurement of construction services listed in Division 51 of the Provisional Central Product Classification (CPC Prov.) carried out by the Argentinian entities listed in Section I-A of Appendix 1.

Note to Appendix 6 (Section I-A)

1. The procurement of the following goods in connection with a contract of construction services, expressed in HS nomenclature, is excluded from the application of Chapter 11 (Government Procurement) of the Agreement:

- HS 8410: Hydraulic turbines, water wheels and regulators therefor.
- HS 8504: Electric transformers, static converters (for example, rectifiers) and inductors.
- HS 8414: Air or vacuum pumps, air or other gas compressors and fans; ventilating or recycling hoods incorporating a fan, whether or not fitted with filters.
- HS 8428: Other lifting, handling, loading or unloading machinery (for example, lifts, escalators, conveyors, teleferics).

B. Brazil

CONSTRUCTION SERVICES

Unless otherwise specified, and subject to the Additional Notes in Section I-B of Appendix 10, Chapter 11 (Government Procurement) covers all government procurement of construction services listed in Division 51 of the Provisional Central Product Classification (CPC Prov.) carried out by the Brazilian entities listed in Section I-B of Appendix 1.

WORKS CONCESSIONS

When awarded by entities listed in Section I-B of Appendix 1 and subject to the thresholds applicable to construction services contracts as specified in Section I-B of Appendix 1, the only article of Chapter 11 of the Agreement that shall apply to works concessions contracts is Article 11.5 (National Treatment and Non-Discrimination). For the purpose of this paragraph, works

concessions contracts means any contractual agreement the main objective of which is to undertake the construction or rehabilitation of physical infrastructure, plants, buildings, facilities, or other government-owned works, and under which a procuring entity grants to a supplier, through a contract and for a specified period of time, the temporary ownership or the right to control, operate and demand payment for the use of those works for the duration of the contract.

C. Paraguay

Excluded.

D. Uruguay

Unless otherwise specified, and subject to the Additional Notes in Section I-D of Appendix 10, Chapter 11 (Government Procurement) covers all government procurement of construction services listed in Division 51 of the Provisional Central Product Classification (CPC Prov.) carried out by the Uruguay entities listed in Section I-D of Appendix 1.

SECTION II

EFTA STATES

A. Iceland

CONSTRUCTION SERVICES

All services listed in Division 51 of the CPC Prov.

PUBLIC WORKS CONCESSIONS

When awarded by entities listed in Section II–A of Appendix 1, and provided their value equals or exceeds SDR 5 000 000, public works concessions are covered. The only articles of the Agreement that shall apply to public works concessions are Article 11.5 (National Treatment and Non-Discrimination) and Article 11.10 (Offsets).

For the purpose of this paragraph, public works concessions means a contract of the same type as construction services contracts, except for the fact that the remuneration for the works to be carried out consists either solely in the right to exploit the construction or in this right together with a payment.

Note to Appendix 6 (Section II-A)

The following shall not be considered as covered procurement:

- (a) procurement by procuring entities covered under Section II-A of Appendix 1 of any of the construction services covered under this Appendix (Section II-A) in regard of suppliers from Paraguay;
- (b) procurement by procuring entities covered under Section II-A of Appendix 1 of any of the public works concessions covered under this Appendix (Section II-A) in regard of suppliers from Argentina, Paraguay and Uruguay.

B. Liechtenstein

CONSTRUCTION SERVICES

All services listed in Division 51 of the CPC Prov.

PUBLIC WORK CONCESSIONS

When awarded by entities listed in Section II–B of Appendix 1, and provided their value equals or exceeds SDR 5 000 000, public works concessions are covered. The only articles

of the Agreement that shall apply to public works concessions are Article 11.5 (National Treatment and Non-Discrimination) and Article 11.10 (Offsets).

For the purpose of this paragraph, public works concessions means a contract of the same type as construction services contracts, except for the fact that the remuneration for the works to be carried out consists either solely in the right to exploit the construction or in this right together with a payment.

Note to Appendix 6 (Section II-B)

The following shall not be considered as covered procurement:

- (a) procurement by procuring entities covered under Section II-B of Appendix 1 of any of the construction services covered under this Appendix (Section II-B) in regard of suppliers from Paraguay;
- (b) procurement by procuring entities covered under Section II-B of Appendix 1 of any of the public works concessions covered under this Appendix (Section II-B) in regard of suppliers from Argentina, Paraguay and Uruguay.

C. Norway

CONSTRUCTION SERVICES

All services listed in Division 51 of the CPC Prov.

PUBLIC WORK CONCESSIONS

When awarded by entities listed in Section II-C of Appendix 1, and provided their value equals or exceeds SDR 5 000 000, public works concessions are covered. The only articles of the Agreement that shall apply to public works concessions are Article 11.5 (National Treatment and Non-Discrimination) and Article 11.10 (Offsets). For the purpose of this paragraph, public works concessions means a contract of the same type as construction services contracts, except for the fact that the remuneration for the works to be carried out consists either solely in the right to exploit the construction or in this right together with a payment.

Note to Appendix 6 (Section II-C)

The following shall not be considered as covered procurement:

- (a) procurement by procuring entities covered under Section II-C of Appendix 1 of any of the construction services covered under this Appendix (Section II-C) in regard of suppliers from Paraguay;
- (b) procurement by procuring entities covered under II-C of Appendix 1 of any of the public works concessions covered under this Appendix (Section II-C) in regard of suppliers from Argentina, Paraguay and Uruguay.

D. Switzerland

CONSTRUCTION SERVICES

All services listed in Division 51 of the CPC Prov.

PUBLIC WORK CONCESSIONS

For the purpose of this paragraph, public works concessions means a contract of the same type as construction services contracts, except for the fact that the remuneration for the works to be carried out consists either solely in the right to exploit the construction or in this right together with a payment.

Tenders under this Appendix (Section II-D) by entities covered under Section II-D of Appendix 1 are generally dealt only as construction services. Articles 11.5 (National Treatment and Non-Discrimination) and 11.10 (Offsets) of the Agreement shall apply to the entities covered in Section II-D of Appendix 1 for public works concessions which value equals or exceeds SDR 5 000 000 if in the future Switzerland awards contracts on public works concessions within its domestic law.

Note to Appendix 6 (Section II-D)

The following shall not be considered as covered procurement:

- (a) procurement by procuring entities covered under Section II-D of Appendix 1 of any of the construction services covered under this Appendix (Section II-D) in regard of suppliers from Paraguay;
- (b) procurement by procuring entities covered under Section II-D of Appendix 1 of any of the public works concessions covered under this Appendix (Section II-D) in regard of suppliers from Argentina, Paraguay and Uruguay.

APPENDIX 7 TO ANNEX XVIII

MEANS OF PUBLICATION

SECTION I

MERCOSUR

A. Argentina⁸:

Legislation and Notices of Procurement:

- Boletín Oficial de la República Argentina: <http://www.boletinoficial.gob.ar>
- Portal de Compras Públicas de la República Argentina (COMPR.AR):
<https://comprar.gob.ar>
- Portal electrónico de Contratación de Obra Pública (CONTRAT.AR):
<http://www.contratar.gob.ar>

B. Brazil:

Publication of Procurement Information:

Notices of intended procurement shall be publicised in the Brazilian National Portal for Public Procurement (Portal Nacional de Compras Públicas – PNCP), in the terms of Brazilian laws, more specifically Brazilian Civil Code (10.406, January 10th, 2002) and Brazilian Law for Public Procurement (14.133, April 1st, 2021)
<https://www.gov.br/pncp/pt-br>

Publication of Notices:

- Programas de Parcerias de Investimento (Investment Partnership Programs):
<http://www.projetocrescer.gov.br>
- Empresa de Planejamento e Logística (Planning and Logistics Company):
<http://www.epl.gov.br/logistica-brasil>

Publication of Procurement Information and of Notices:

⁸ Notwithstanding subparagraph 1(a) of Article 11.12 (Notices) of the Agreement, Argentina may apply a transitional period of up to 24 months from the date of the entry into force of the Agreement. Three months after the entry into force of the Agreement, the entities listed in Appendix 1 shall, at minimum, provide their notices of intended procurement through links in a gateway electronic site that is accessible free of charge during such transitional period.

- Portal de Compras do Governo Federal (Federal Government Procurement Portal):
<http://www.comprasgovernamentais.gov.br>

C. Paraguay:

Legislation

- Dirección Nacional de Contrataciones Públicas: <http://www.contrataciones.gov.py>

Notices of Procurement:

- Dirección Nacional de Contrataciones Públicas: <http://www.contrataciones.gov.py>

D. Uruguay:

Legislation

- Agencia de Compras y Contrataciones del Estado:
<http://www.comprasestatales.gub.uy>

Notices of Procurement

- Agencia de Compras y Contrataciones del Estado:
<http://www.comprasestatales.gub.uy>

SECTION II

EFTA STATES

A. Iceland

Legislation

- Stjórnartíðindi (The Government Gazette): <http://www.stjornartidindi.is>

Jurisprudence

- Hæstaréttardómar (Supreme Court Report): <http://haestirettur.is>

Notices of Procurement

- Notices for all public procurement: <http://utbodsvefur.is/>
- All Icelandic EEA contract announcements are published in English via SIMAP on the Tender Electronics daily web: <http://ted.europa.eu>

B. Liechtenstein

Legislation

- Landesgesetzblatt (Liechtenstein Law Gazette): <http://www.gesetze.li>

Jurisprudence

- Liechtensteinische Entscheidsammlung: <http://gerichtsentscheidungen.li>

Notices of Procurement

- Electronic Gazette: www.amtsblatt.llv.li
- All Liechtenstein GPA and EEA Contracts are also published in English on the Tender Electronics daily web: <http://ted.europa.eu>

C. Norway

Legislation and Jurisprudence

- NorskLovtidend (Norwegian Law Gazette) <http://www.lovdata.no>

Notices of Procurement:

- Doffin – Database for offentlige innkjøp (Database for PublicProcurement): <http://www.doffin.no/>

- All Norwegian GPA and EEA Contracts are published in English on the Tender Electronics daily web: <http://ted.europa.eu>

D. Switzerland

Legislation

- Compendium of Federal laws, Compendiums of Cantonal laws (26): <http://www.simap.ch>

Jurisprudence

- Decisions of the Swiss Federal Court, jurisprudence of the administrative authorities of the Confederation and each of the 26 Cantons (26): <http://www.simap.ch>
- Special instructions from the procuring entities such as General business conditions, etc. are published on the appropriate homepages of the procuring entities concerned. See also: <http://www.simap.ch>

Notices of Procurements

1. Entities at central level: Swiss procurement information system: www.simap.ch
2. Entities at sub-territorial level and utilities: Swiss procurement information system (www.simap.ch) and/or official publications of every Swiss Canton (26)

APPENDIX 8 TO ANNEX XVIII

TIME PERIODS

General Minimum Time Limit

1. A procuring entity that uses selective tendering shall establish that the final date for the submission of requests for participation shall not, in principle, be less than 25 days from the date of publication of the notice of intended procurement. Where a state of urgency duly substantiated by the procuring entity renders this time period impractical, the time period may be reduced to not less than ten days.
2. Except as provided for in paragraphs 3 and 4, a procuring entity shall establish that the final date for submission of tenders shall not be less than 40 days from the date on which:
 - (a) in case of open tendering, the notice of intended procurement is published;
or
 - (b) in the case of selective tendering, the entity notifies suppliers that they will be invited to submit tenders.

Possibilities for Reducing the General Time Limits

3. A procuring entity may reduce the time period for tendering established in accordance with paragraph 2 by five days for each one of the following circumstances:
 - (a) the notice of intended procurement is published by electronic means;
 - (b) all the tender documentation is made available by electronic means from the date of the publication of the notice of intended procurement; and
 - (c) the entity accepts tenders by electronic means.
4. Under the following circumstances, entities may establish a time period for tendering that is shorter than the periods referred to in paragraph 2, provided that such time period is sufficiently long to enable suppliers to prepare and submit responsive tenders and is in no case less than ten days prior to the final date for the submission of tenders:
 - (a) where a notice of planned procurement has been published at least 40 days and not more than 12 months in advance of the publication of the notice of intended procurement and the notice of planned procurement contains:
 - (i) a description of the procurement;
 - (ii) the planned dates for the submission of requests for participation or tenders;

- (iii) the address, if possible the electronic address, from which documents relating to the procurement may be obtained; and
 - (iv) as much of the information that is required according to paragraph 3 of Article 11.12 (Notices) of the Agreement, as is available at the time of the publication of the notice;
- (b) where the procuring entity, for recurring contracts, indicates in an initial notice of intended procurement that subsequent notices will provide time limits for tendering based on this paragraph; and
- (c) where a state of urgency duly substantiated by the procuring entity renders the periods specified in paragraph 2 impracticable.

5. The use of paragraph 3, in conjunction with paragraph 4, shall in no case result in the reduction of the time period for tendering set out in paragraph 2 to less than ten days prior to the final date for the submission of tenders.

6. Where a procuring entity purchases commercial goods or services, or any combination thereof, it may reduce the time period for tendering established in accordance with paragraph 2 to not less than 13 days, provided that it publishes by electronic means, at the same time, both the notice of intended procurement and the tender documentation. In addition, where the entity accepts tenders for commercial goods or services by electronic means, it may reduce the time period established in accordance with paragraph 2 to not less than ten days.

7. Where a procuring entity covered under Appendices 2 or 3 has selected all or a limited number of qualified suppliers, the time period for tendering may be fixed by mutual agreement between the procuring entity and the selected suppliers. In the absence of an agreement, the time period shall not be less than ten days.

APPENDIX 9 TO ANNEX XVIII
THRESHOLDS ADJUSTMENT FORMULA

SECTION I

MERCOSUR

Each MERCOSUR State shall calculate and convert the value of the thresholds into its respective national currency, using the conversion rates of the IMF. The conversion rates will be the average of the values of their respective national currencies in terms of the SDR published by the IMF in its monthly “International Financial Statistics”, over the two-year period preceding 1 October or 1 November of the year prior to the thresholds becoming effective. The converted thresholds shall apply from 1 January of the following year and will be fixed for one year.

The value of the newly calculated thresholds shall be made available, in its respective currency, by each MERCOSUR State, before the respective thresholds take effect.

SECTION II

EFTA STATES

Each EFTA State shall calculate and convert the value of the thresholds into its own national currency using the conversion rates of its respective national bank. The conversion rates will be the average of the values of the respective national currency in terms of the SDR over the two-year period preceding 1 October or 1 November of the year prior to the thresholds becoming effective. The conversion rate shall apply from 1 January of the following year and will be fixed for two years.

The value of the newly calculated thresholds shall be made available, in its respective currency, by each EFTA State, before the respective thresholds take effect.

APPENDIX 10 TO ANNEX XVIII

ADDITIONAL NOTES

SECTION I

MERCOSUR

A. Argentina

The following general notes apply to all procurement covered by Chapter 11 (Government Procurement).

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to public procurement programmes aimed at favouring MSMEs through price preferences, the right to improve the original tender offer and comparative advantages, in accordance with Argentina's domestic laws and regulations. For greater certainty, access to such programmes is available to MSMEs from the EFTA States, provided they meet the requirements set out in Argentina's domestic laws and regulations, including registration as MSMEs in Argentina. Argentina, including its procuring entities, shall accord MSMEs from the EFTA States treatment no less favourable than the treatment it accords to MSMEs of any non-Party.
2. Chapter 11 (Government Procurement) of the Agreement shall not apply to pre-commercial government procurement aimed at promoting the development of innovative solutions for public sector needs. Pre-commercial government procurement includes the product idea, solution design, prototyping, original development and validation or testing of a limited set of first products
3. Chapter 11 (Government Procurement) of the Agreement shall not apply to public concessions, such as public services concessions and public work concessions.
4. Notwithstanding paragraph 2 of Article 11.13 (Conditions for Participation) of the Agreement, Argentina may exclude a supplier if:
 - (a) there is a confirmed indictment against the supplier for crimes against property, or against the public administration, or against public faith, or against the economic and financial order, or for crimes set forth in the Inter-American Convention against Corruption; or
 - (b) the supplier is:
 - (i) an agent or official of Argentina's public sector; or
 - (ii) an enterprise in which such agent or official has sufficient participation so as to control the company's decision-making process.

5. Argentina reserves the possibility to award contracts by means other than open or selective tendering procedures:

- (a) in case of a procurement undertaken for the repair of machinery, vehicles, equipment or engines whose disarmament, transfer or prior examination is essential to determine the necessary repair and the adoption of another contracting procedure proves to be more expensive. This exception may not be used for common maintenance repairs of such items.
- (b) for complementary works that are essential for the execution of an ongoing public work (construction services), which could not have been foreseen in the original project nor could have been included in the respective contract. The value of contracts awarded for the complementary works shall not exceed the limits set forth in Argentina's domestic laws and regulations, which shall in no case exceed 50% of the value of the main contract.

6. Chapter 11 (Government Procurement) of the Agreement shall not apply to government procurement carried out outside Argentina, for consumption outside its territory.

7. Notwithstanding Article 11.10 (Offsets) of the Agreement, if the entities listed in Section I-A of Appendix 1 carry out government procurement covered by Chapter 11 (Government Procurement) of the Agreement, Argentina may seek or impose, in accordance with its domestic laws and regulations, any type of offset for up to 50% of the value of the procurement, including that the awarded supplier purchases local goods and services related to the object of the procurement.

From the 11th year from the entry into force of the Agreement, Argentina may only seek or impose offsets for up to 35% of the value of the procurement.

The limitations set forth in the paragraphs above shall not apply to procurements undertaken by the Ministerio de Seguridad Nacional and Ministerio de Defensa.

Offsets shall be indicated in the notice of intended procurement or in the tender documentation and must be clearly defined in the tender documentation.

From the 16th year from the entry into force of the Agreement, Argentina shall not seek or impose offsets to any covered procurement.

8. Chapter 11 (Government Procurement) of the Agreement shall not apply to public procurement undertaken among public entities, whether they are included or not in the respective Sections I-A of Appendices 1 to 3.

9. Notwithstanding subparagraph 1(a) of Article 11.12 (Notices) of the Agreement, Argentina may apply a transitional period of up to 24 months from the date of the entry into force of the Agreement. Three months from the entry into force of the Agreement, the entities listed in Section I-A of Appendix 1 shall, at minimum, provide their notices of intended procurement through links in a gateway electronic site that is accessible free of charge during such transitional period.

B. Brazil

The following general notes apply to all procurement covered by Chapter 11 (Government Procurement).

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to:
 - (a) procurement conducted between public entities;
 - (b) procurement made outside the territory of Brazil, for consumption outside its territory;
 - (c) contracting related to the delegation of services, such as authorizations, permits and concessions, except the concession of works which are covered under Works Concessions of Section I-B of Appendix 6;
 - (d) public procurement of goods and services purchased under food and nutritional security and school feeding programs that support family farmers or family farming cooperatives carrying specific registration, according to domestic laws and regulations; or
 - (e) procurement related to the Unified Health System (Sistema Único de Saúde - SUS).
2. The prohibition of offsets outlined in Article 11.10 (Offsets) shall not apply to Brazil if the conditions and their assessment are non-discriminatory among potential tenderers, clearly defined in the procurement documents and indicated in the notice of intended procurement.
3. Brazil reserves the right to apply margins of preference to national manufactured goods and services as established in the federal Brazilian legislation. The EFTA States shall be informed within 30 days from the government taking a decision regarding goods and services that may fall under this category.
4. Brazil reserves the right to apply margins of preference in prices, as well as set-aside policies of up to 25 % of the procurement object, in favour of its micro and small enterprises⁹
5. Brazil reserves the right to conduct a limited tendering procedure in procuring goods and services from non-profit Brazilian institutions dedicated to social assistance, public services, or social services of public interest.
6. In addition to the possibility to conduct limited tendering for pre-commercial government procurement aimed at promoting the development of innovative solutions for

⁹ According to *Lei Complementar* N° 123 of December 14, 2006, which establishes the *Estatuto Nacional da Microempresa e da Empresa de Pequeno Porte*, a microenterprise is defined as a legal entity or sole proprietorship with an annual gross revenue of up to R\$ 244,000.00. A small business is defined as a legal entity or sole proprietorship with annual gross revenue between R\$ 244,000.00 and R\$ 1,200,000.00. These limits are calculated proportionally in the first year of operation. The law also modifies provisions in Laws N° 8.212 and 8.213 of 1991, the *Consolidação das Leis do Trabalho* (approved by *Decreto-Lei* N° 5.452 of 1943), Law N° 10.189 of 2001, *Lei Complementar* N° 63 of 1990, and revokes Laws N° 9.317 of 1996 and 9.841 of 1999. Additionally, classification changes do not affect previously signed contracts. https://www.planalto.gov.br/ccivil_03/leis/lcp/lcp123.htm?origin=instituicao

public sector needs set forth in subparagraph (f) of Article 11.22 (Limited Tendering) of the Agreement, Brazil may, whenever this provision has been invoked, use limited tendering for subsequent purchases of the same goods and services that have been developed under such arrangement from the national developer of the prototype or first good or service .

7. Without prejudice to the overall balance of Chapter 11 (Government Procurement), the State Parties may, by mutual agreement and on a case-by-case basis, explore the possibility of reviewing elements of this Appendix, provided that such review does not affect the policy instruments enshrined herein.

C. Paraguay

Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay

The application of Annex XVIII (Government Procurement) shall be subject to receipt by the EFTA States within three years from the entry into force of the Agreement of a written notification by Paraguay stating the consent of Paraguay to apply Annex XVIII (Government Procurement).

General notes

1. In national public tenders called by entities covered in Section I-C of Appendix 1, Paraguay reserves the right to apply support programmes for national production and employment referring to contracts Paraguay makes. With regard to support programmes for production and national employment, Paraguay may:

- (a) apply a margin of price preferences of 20%, to goods and services of national origin:
 - (i) to goods, if labour, raw materials and inputs from Paraguay represent a percentage equal to or greater than 40%;
 - (ii) to road works, constructions, maintenance services, transportation, insurance, consulting and others in general when the nationality of the staff of the provider is more than 70% Paraguayan.

This shall apply for 20 years from the entry into force of the Agreement.

- (b) use support programs to stimulate national development, innovation, scientific and technological research, including offsets provided that their conditions and their assessment are non-discriminatory and it is indicated in the notice of intended procurement as well as clearly defined in the procurement documents.

This shall apply for 15 years from the entry into force of the Agreement.

2. The coverage of the Agreement shall be defined by a negative list of goods, a positive list of services and a list of governmental entities at central level.

3. Chapter 11 (Government Procurement) of the Agreement shall not apply if the subject matter of a bidding refers to domestic policies aimed at: education, health, food and nutritional security and school feeding programmes, and family farming programmes, provided for in the domestic laws and regulations.

4. Chapter 11 (Government Procurement) of the Agreement shall not apply to:

- (a) purchases of Paraguayan state owned companies and any other public institution not listed in Section I-C of Appendices 1 and 2;
- (b) contracts for the delegation of services, such as authorisations, permits and concessions, including the concession of public works;
- (c) non-contractual agreements or any form of assistance provided by Paraguay or Paraguayan state enterprise, including contracting under programmes financed with loans from international financial organisations, donations, capital increases, tax incentives, subsidies, guarantees, agreements cooperation, public provision of goods and services, to people or governments at the regional, province or local level;
- (d) contracts signed for the sole purpose of rendering foreign assistance;
- (e) public procurement made outside of Paraguay, for consumption outside of Paraguay;
- (f) the acquisition of services of agencies or services of tax warehouses, services of liquidation and administration for regulated financial institutions, nor the services of sale and distribution of public debt; and
- (g) public procurement undertaken among public entities, whether or not in Section I-C of the Appendices.

D. Uruguay

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to:

- (a) procurements of crude oil and its derivatives, basic oils, lubricant additives and their respective freight rates;
- (b) energy procurements;
- (c) procurements of livestock by selection, in the case of specimens with special characteristics;
- (d) hiring financial services;
- (e) contracts of delegation of services, such as authorisations, permits and concessions, include concessions of construction services; and

- (f) procurement under the Public Procurement for Development Programme in accordance with decree TOCAF 2012 N° 150/012 and its amendments and the Law on Family Farming and Artisanal Fishing.
2. Notwithstanding Chapter 11 (Government Procurement) of the Agreement, in construction services contracts or public works, Uruguay may grant a margin of preference in the price of the offers, which may be conditioned to hiring nationals, in accordance with the requirements of qualification established in Uruguayan laws and regulation
3. Chapter 11 (Government Procurement) of the Agreement shall not apply to:
- (a) procurements financed by donations, loans or other forms of international assistance, if the delivery of such assistance is subject to conditions incompatible with the Agreement;
 - (b) public procurements made from an entity to another entity or to an Uruguayan state enterprise, whether or not listed in Section I-D of Appendices 1, 2 or 3; and
 - (c) public procurements made outside Uruguay, for consumption outside Uruguay.
4. Notwithstanding Chapter 11 (Government Procurement) of the Agreement, Uruguay may reserve in each year, purchase contracts subject to the Agreement for an amount equivalent to 15% of its total purchases of the previous year, with the object of promoting specific plans of promotion of some sector or activity, founded on public policies and instrumented in rules that specify their content and scope.

From the 15th year from the entry into force of the Agreement, the percentage of 15% shall be reduced to 5% of its total purchases of the previous year.

5. Entities may award contracts by other means than the open tender procedures, in any of the following circumstances:
- (a) in the case of construction services or public works if construction services additional to those originally contracted are required, that respond to unforeseen circumstances and that are necessary for the fulfilment of the objectives of the contract that originated them. However, the total value of the contracts awarded for such additional construction or public works services may not exceed 50% of the amount of the main contract;
 - (b) to additional deliveries by the original supplier that are intended to be used as spare parts, extensions or continuity of existing equipment service, computer programs, services or existing facilities, if the change of supplier would force the entity to purchase goods or services that do not meet the requirements for compatibility with the equipment, computer programmes, services or existing facilities; or
 - (c) if an entity requires consulting services related to aspects of a confidential nature, whose dissemination could reasonably be expected to compromise confidential information of the public sector, cause serious economic disturbances or, similarly, be contrary to the public interest.

SECTION II

EFTA STATES

A. Iceland

Note on the application of Annex XVIII (Government Procurement) between Iceland and Paraguay.

Annex XVIII (Government Procurement) shall only be applied to goods, services, providers and suppliers from Paraguay from the first day of the second month following the date of the receipt of notification according to Paraguay's "Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay" set out in Section I-C of Appendix 10 and subsequent application by Paraguay.

Absent the receipt of a written notification from Paraguay in line with its "Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay", the market access offer by Iceland in Annex XVIII (Government Procurement) shall towards Paraguay be deemed as withdrawn.

General notes

Chapter 11 (Government Procurement) of the Agreement shall not apply to:

- (a) contracts for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time;
- (b) contracts awarded to an entity which is itself a contracting authority within the meaning of the Public Procurement Act (Lög um opinber innkaup (120/2016)) on the basis of an exclusive right which it enjoys pursuant to domestic laws and regulations;
- (c) procurement of agricultural products made in furtherance of agricultural support programmes and human feeding programmes; or
- (d) procurement by procuring entities covered under Section II-A of Appendices 1 and 2 in connection with activities in the fields of drinking water, energy, transport, telecommunications and the postal sector unless covered under Section II-A of Appendix 3

B. Liechtenstein

Note on the application of Annex XVIII (Government Procurement) between Liechtenstein and Paraguay.

Annex XVIII (Government Procurement) shall only be applied to goods, services, providers and suppliers from Paraguay from the first day of the second month following the date of the receipt of notification according to Paraguay's "Note on the application of Annex XVIII

(Government Procurement) between the EFTA States and Paraguay” set out in Section I-C of Appendix 10 and subsequent application by Paraguay.

Absent the receipt of a written notification from Paraguay in line with its “Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay”, the market access offer by Liechtenstein in Annex XVIII (Government Procurement) shall towards Paraguay be deemed as withdrawn.

General notes

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to:
 - (a) procurement of agricultural products made in furtherance of agricultural support programmes and human feeding programmes;
 - (b) the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time;
 - (c) procurement by procuring entities covered under Section II-B of Appendices 1 and 2 in connection with activities in the fields of drinking water, energy, and transport sector; unless covered by Section II-B of Appendix 3; or
 - (d) fund placements of insured persons conducted by public entities or undertakings such as public insurance and pension’s funds.
2. The provision of services, including construction services, in the context of procurement procedures according to Chapter 11 (Government Procurement) of the Agreement is subject to the conditions and qualifications for market access and national treatment as required by Liechtenstein in conformity with its commitments under GATS and Chapter 8 (Services) of the Agreement.

C. Norway

Note on the application of Annex XVIII (Government Procurement) between Norway and Paraguay.

Annex XVIII (Government Procurement) shall only be applied to goods, services, providers and suppliers from Paraguay from the first day of the second month following the date of the receipt of notification according to Paraguay’s “Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay” set out in Section I-C of Appendix 10 and subsequent application by Paraguay.

Absent the receipt of a written notification from Paraguay in line with its “Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay”, the market access offer by Norway in Annex XVIII (Government Procurement) shall towards Paraguay be deemed as withdrawn.

General notes

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to:
 - (a) procurement for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time;
 - (b) procurement of agricultural products made in furtherance of agricultural support programmes and human feeding programmes.
 - (c) procurement by procuring entities covered under Section II-C of Appendices 1 and 2 in connection with activities in the fields of drinking water, energy, transport and the postal sector, unless covered under Section II-C of Appendix 3.

D. Switzerland

Note on the application of Annex XVIII (Government Procurement) between Switzerland and Paraguay.

Annex XVIII (Government Procurement) shall only be applied to goods, services, providers and suppliers from Paraguay from the first day of the second month following the date of the receipt of notification according to Paraguay's "Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay" set out in Section I-C of Appendix 10 and subsequent application by Paraguay.

Absent the receipt of a written notification from Paraguay in line with its "Note on the application of Annex XVIII (Government Procurement) between the EFTA States and Paraguay", the market access offer by Switzerland in Annex XVIII (Government Procurement) shall towards Paraguay be deemed as withdrawn.

General notes

1. Chapter 11 (Government Procurement) of the Agreement shall not apply to:
 - (a) procurements of goods and services carried out inside a procuring entity or to procurements of goods or services obtained or acquired by a procuring entity from another procuring entity with legal personality (inhouse);
 - (b) procurement of agricultural products made in furtherance of agricultural support programmes and human feeding programmes.
 - (c) procurement of goods and services which can only be acquired from organisations with special or exclusive rights granted as result of published legislative, regulatory or administrative provisions (e.g. for the purchase of drinking water or energy); or
 - (d) to the funding of placements of funds of insured persons conducted by public organisations such as public insurance and pension funds.

2. The provision of services, including construction services, in the context of procurement procedures according to Chapter 11 (Government Procurement) of the Agreement shall be subject to the conditions and qualifications for market access and national treatment as required by Switzerland in conformity with its commitments under GATS and Chapter 8 (Trade in Services) of the Agreement.

3. Regardless of their activities, centralised and decentralised administrative authorities and entities are only subject to Section II-D of Appendices 1 and 2. Regardless of the activities, public authorities or public undertakings under Section II-D of Appendix 3 are not subject to respective Sections II-D of Appendices 1 and 2.
