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**ANNEX I**

**INTRODUCTORY NOTES**

1. **Description** provides a general non-binding description of the measure for which the entry is made.
2. In accordance with Article 14.12 (Non-Conforming Measures, Investment) and Article 15.7 (Non-Conforming Measures, Cross- Border Trade in Services), the articles of this Agreement specified in the **Obligations Concerned** element of an entry do not apply to the non-conforming aspects of the law, regulation or other measure identified in the **Measures** element of that entry.
3. In the interpretation of an entry, all elements of the entry shall be considered. An entry shall be interpreted in the light of the relevant provisions of the Chapters against which the entry is taken. To the extent that:
  - (a) the **Measures** element is qualified by a liberalization commitment from the **Description** element, the **Measures** element as so qualified shall prevail over all other elements; and
  - (b) the **Measures** element is not so qualified, the **Measures** element shall prevail over all other elements, unless any discrepancy between the **Measures** element and the other elements considered in their totality is so substantial and material that it would be unreasonable to conclude that the **Measures** element should prevail, in which case the other elements shall prevail to the extent of that discrepancy.
4. For the purposes of this Annex:

The term “*CMAP*” means Mexican Classification of Activities and Products (*Clasificación Mexicana de Actividades y Productos*) numbers as set out in the National Institute for Statistics and Geography (*Instituto Nacional de Estadística y Geografía*), Mexican Classification of Activities and Products (*Clasificación Mexicana de Actividades y Productos*), 1994.

The term “concession” means an authorisation provided by the Mexican State to a person to exploit a natural resource or provide a service, for which Mexican nationals and Mexican enterprises are granted priority over foreigners.

The term “foreigners’ exclusion clause” means the express provision in an enterprise’s by-laws, stating that the enterprise shall not allow foreigners, directly or indirectly, to become partners or shareholders of the enterprise.

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<b>Sector:</b>	All
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 27 Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title II, Chapters I and II Regulations to the Foreign Investment Law and the National Registry of Foreign Investment ( <i>Reglamento de la Ley de Inversión Extranjera y del Registro Nacional de Inversiones Extranjeras</i> ), Title II, Chapters I and II
<b>Description:</b>	<p><u>Investment</u></p> <p>Foreign nationals or foreign enterprises may not acquire property rights (<i>dominio directo</i>) over land and water in a 100-kilometre strip along the country's borders or in a 50-kilometre strip inland from its coasts (Restricted Zone).</p> <p>Mexican enterprises without a foreigners' exclusion clause may acquire property rights (<i>dominio directo</i>) over real estate located in the Restricted Zone, used for non-residential purposes. Notice of the acquisition must be given to the Ministry of Foreign Affairs (<i>Secretaría de Relaciones Exteriores, SRE</i>) within 60 business days following the date of acquisition.</p> <p>Mexican enterprises without a foreigners' exclusion clause may not acquire property rights (<i>dominio directo</i>) over real estate located in the Restricted Zone, used for residential purposes.</p> <p>Pursuant to the procedure described below, Mexican enterprises without a foreigners' exclusion clause may acquire rights for the use and enjoyment over real estate in the Restricted Zone, used for residential purposes. Such a procedure shall also apply when foreign nationals or foreign enterprises seek to acquire rights for the use and enjoyment over real estate in the Restricted Zone regardless of the purpose for which the real estate is used.</p> <p>A permit from the SRE is required for credit institutions to acquire, as trustees, rights to real estate located in the Restricted Zone, when the purpose of the trust is to allow the use and enjoyment of such real estate, without granting real property rights thereof, and</p>

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the trust beneficiaries are the Mexican enterprises without a foreigners' exclusion clause, or the foreign nationals or foreign enterprises referred to above.

The terms "use" and "enjoyment" of the real estate located in the Restricted Zone mean the rights to use or enjoy such real estate, including, as applicable, obtaining benefits, products and, in general, any yield resulting from lucrative operation and exploitation through third parties or through the credit institutions acting as trustees.

The duration of the trust referred to in this entry shall be for a maximum period of 50 years, which may be renewed on request by the interested party.

The SRE can verify at any time the compliance with the conditions under which the permits referred to in this entry are granted, as well as the submission and veracity of the notices mentioned above.

The SRE shall decide on the permits, considering the economic and social benefits that these operations could have on the Nation.

Foreign nationals or foreign enterprises seeking to acquire real estate outside the Restricted Zone, shall previously submit to the SRE a statement agreeing to consider themselves Mexican nationals for the above mentioned purposes, and waiving the right to invoke the protection of their governments with respect to such real estate.

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<b>Sector:</b>	All
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4) Market Access (Article 15.5)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title VI, Chapter III
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>The National Commission on Foreign Investment (<i>Comisión Nacional de Inversiones Extranjeras, CNIE</i>), in order to evaluate applications submitted for its consideration (acquisitions or establishment of investments in restricted activities as set out in this Schedule), shall take into account the following criteria:</p> <ul style="list-style-type: none"><li>(a) the effects on employment and training of workers;</li><li>(b) the technological contribution;</li><li>(c) the compliance with the environmental provisions contained in the environmental legislation; and</li><li>(d) in general, the contribution to increase the competitiveness of the Mexican productive system.</li></ul> <p>When deciding on an application, the CNIE may only impose requirements that do not distort international trade and that are not prohibited by Article 14.10 (Performance Requirements).</p>

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<b>Sector:</b>	All
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III As qualified by the <b>Description</b> element
<b>Description:</b>	<p><u>Investment</u></p> <p>Favorable resolution from the National Commission on Foreign Investment (<i>Comisión Nacional de Inversiones Extranjeras</i>, CNIE) is required for investors of another Party or their investments to participate, directly or indirectly, in more than 49 per cent of the ownership interest of a Mexican enterprise in an unrestricted sector, only when the total value of the assets of the Mexican enterprise exceeds the applicable threshold at the time the application for acquisition is submitted.</p> <p>The applicable threshold for the review of an acquisition of a Mexican enterprise shall be the amount determined by the CNIE. The threshold at the date of entry into force of this Agreement for Mexico will be the equivalent in Mexican pesos to 955,835,000 US dollars, using the official exchange rate on August 31, 2018.</p> <p>Each year, the threshold will be adjusted according to the nominal growth rate of the Mexican Gross Domestic Product, as published by the National Institute for Statistics and Geography (<i>Instituto Nacional de Estadística y Geografía</i>).</p>

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<b>Sector:</b>	All
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4) Senior Management and Boards of Directors (Article 14.11)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 25 General Law of Cooperative Companies ( <i>Ley General de Sociedades Cooperativas</i> ), Title I and Title II, Chapter II Federal Labor Law ( <i>Ley Federal del Trabajo</i> ), Title I Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III
<b>Description:</b>	<u>Investment</u>  No more than 10 per cent of the persons participating in a Mexican cooperative production enterprise may be foreign nationals.  Investors of another Party or their investments may only own, directly or indirectly, up to 10 per cent of the ownership interest in a Mexican cooperative production enterprise.  No foreign nationals may engage in general administrative functions or perform managerial activities in that enterprise.  A cooperative production enterprise is an enterprise whose members join their personal work, whether physical or intellectual, with the purpose of producing goods or services.

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<b>Sector:</b>	All
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Federal Law to Foster the Microindustry and Handicraft Activity ( <i>Ley Federal para el Fomento de la Microindustria y la Actividad Artesanal</i> ), Chapters I, II, III and IV
<b>Description:</b>	<p><u>Investment</u></p> <p>Only Mexican nationals may apply for a licence (<i>cédula</i>) to qualify as a microindustry enterprise.</p> <p>Mexican microindustry enterprises may not have foreign persons as partners.</p> <p>The Federal Law to Foster the Microindustry and Handicraft Activity (<i>Ley Federal para el Fomento de la Microindustria y Actividad Artesanal</i>) defines “microindustry enterprise” as the enterprise integrated by up to 15 workers, that is engaged in the transformation of goods, and whose annual sales do not exceed the amount determined periodically by the Ministry of Economy (<i>Secretaría de Economía, SE</i>).</p>

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<b>Sector:</b>	Agriculture, Livestock, Forestry, and Lumber Activities
<b>Sub-Sector:</b>	Agriculture, livestock or forestry
<b>Industry Classification:</b>	CMAP 1111 Agriculture CMAP 1112 Livestock and hunting (limited to livestock) CMAP 1200 Forestry and felling Trees
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 27 Agrarian Law ( <i>Ley Agraria</i> ), Title VI Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III
<b>Description:</b>	<u>Investment</u>  Only Mexican nationals or Mexican enterprises may own land for agriculture, livestock or forestry purposes. Such enterprises must issue a special type of share (“T” share) representing the value of that land at the time of its acquisition.  Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of “T” shares.



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<b>Sector:</b>	Retail Trade
<b>Sub-Sector:</b>	Sale of non-food products in specialised establishments
<b>Industry Classification:</b>	CMAP 623087 Retail Trade of Firearms, Cartridges and Munitions CMAP 612024 Wholesale Trade Not Elsewhere Classified (limited to firearms, cartridges and munitions)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III
<b>Description:</b>	<u>Investment</u>

Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico that is engaged in the sale of explosives, firearms, cartridges, ammunition and fireworks, excluding the acquisition and use of explosives for industrial and extractive activities, and the preparation of explosive mixtures for such activities.

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<b>Sector:</b>	Communications
<b>Sub-Sector:</b>	Broadcasting (radio and free to air television)
<b>Industry Classification:</b>	CMAP 941104 Private Production and Transmission of Radio Programs (limited to production and transmission of sound broadcasting (radio) programs) CMAP 941105 Private Services of production, Transmission and Retransmission of Television Programming (limited to transmission and retransmission of free-to-air television programming)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Articles 28 and 32 Federal Telecommunications and Broadcasting Law ( <i>Ley Federal de Telecomunicaciones y Radiodifusión</i> ), Title IV, Chapters I, III and IV, title XI, Chapter II General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapter III Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapters II and III Regulations to the Foreign Investment Law and the National Registry for Foreign Investments ( <i>Reglamento de la Ley de Inversión Extranjera y del Registro Nacional de Inversiones Extranjeras</i> ), Title VI General Guidelines for the granting of the concessions referred to in Title Four of the Federal Telecommunications and Broadcasting Law ( <i>Lineamientos Generales para el otorgamiento de las concesiones a que se refiere el Título Cuarto de la Ley Federal de Telecomunicaciones y Radiodifusión</i> )
<b>Description:</b>	<u>Investment and Cross-Border Trade in Services</u>  According to their purposes, sole concessions and frequency band concessions will be granted only to Mexican nationals or enterprises constituted under Mexican Laws and regulations.  Investors of a Party or their investments may participate up to 49 per cent in concessionaire enterprises providing broadcasting services. This maximum foreign investment, will be applied according to the reciprocity existent with the country in which the investor or trader who ultimately controls it, directly or indirectly, is constituted.

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For the purposes of the above paragraph, a favourable opinion of the Mexican Foreign Investment Commission is required before granting the sole concession for providing broadcasting services in which foreign investment participate.

Under no circumstances may a concession, the rights conferred therein, facilities, auxiliary services, offices or accessories and properties affected thereto, be assigned, encumbered, pledged or given in trust, mortgaged, or transferred totally or partially to any foreign government or state.

Among concessions, concessions for indigenous social use shall be granted to indigenous people and indigenous communities of Mexico, with the objective to promote, develop and preserve languages, culture, knowledge, traditions, identity and their internal rules that, under principles of gender equality, enable the integration of indigenous women in the accomplishment of the purposes for which the concession is granted.

The State shall guarantee that broadcasting promotes the values of national identity. The broadcasting concessionaires shall use and stimulate local and national artistic values and expressions of Mexican culture, according to the characteristics of its programming. The daily programming with personal performances shall include more time covered by Mexicans.

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<b>Sector:</b>	Communications
<b>Sub-Sector:</b>	Telecommunications (including resellers and restricted television and audio service)
<b>Industry Classification:</b>	CMAP 720006 Other Telecommunication Services CMAP 720006 Other Telecommunications services (Not including enhanced or Value Added Services) CMAP 502003 Telecommunications installation CMAP 720006 Other Telecommunications Services (limited to resellers) CMAP 502004 Other special installations
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 28 and 32 Federal Telecommunications and Broadcasting Law ( <i>Ley Federal de Telecomunicaciones y Radiodifusión</i> ), Title IV, Chapters I, III and IV, Title V, Chapter VIII, and Title VI, Unique Chapter General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ) Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ) Title I, Chapter II Regulations to the Foreign Investment Law and the National Registry for Foreign Investments ( <i>Reglamento de la Ley de Inversión Extranjera y del Registro Nacional de Inversiones Extranjeras</i> ), Title VI General Guidelines for the granting of the concessions referred to in Title Four of the Federal Telecommunications and Broadcasting Law ( <i>Lineamientos Generales para el otorgamiento de las concesiones a que se refiere el Título Cuarto de la Ley Federal de Telecomunicaciones y Radiodifusión</i> ) Rules of general character that establish the terms and requisites for the granting of telecommunications authorizations established in the Federal Telecommunications and Broadcasting Law ( <i>Reglas de carácter general que establecen los plazos y requisites para el otorgamiento de autorizaciones en materia de telecomunicaciones establecidas en la Ley Federal de Telecomunicaciones y Radiodifusión</i> ) Rules of general character that establish the terms and requisites for the granting of telecommunications authorizations established in the Federal Telecommunications and Broadcasting Law ( <i>Reglas de carácter general que establecen los plazos y requisitos para el otorgamiento de autorizaciones en materia de telecomunicaciones establecidas en la Ley Federal de Telecomunicaciones y</i>

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Radiodifusión)

General Guidelines on the Authorization to Lease Radio Spectrum  
(Lineamientos Generales sobre la Autorización de Arrendamiento  
del Espectro Radioeléctrico)

Guidelines for the granting of the Authorization Registration, for  
the use and development of radio spectrum frequency bands for  
secondary use (Lineamientos para el otorgamiento de la  
Constancia de Autorización, para el uso y aprovechamiento de  
bandas de frecuencias del espectro radioeléctrico para uso  
secundario)

**Description:**

Investment and Cross-Border Trade in Services

According to their purposes, sole concessions and frequency band  
concessions will be granted only to Mexican nationals or  
enterprises constituted under Mexican Laws and regulations.

Among concessions, concessions for indigenous social use shall be  
granted to indigenous people and indigenous communities of  
Mexico, with the objective to promote, develop and preserve  
languages, culture, knowledge, traditions, identity and their  
internal rules that, under principles of gender equality, enable the  
integration of indigenous women in the accomplishment of the  
purposes for which the concession is granted.

Concessions for indigenous social use shall only be granted to  
indigenous people and indigenous communities in Mexico without  
any kind of foreign investment.

Under no circumstances may a concession, the rights conferred  
therein, facilities, auxiliary services, offices or accessories and  
properties affected thereto, be assigned encumbered, pledged or  
given in trust, mortgaged, or transferred totally or partially to any  
foreign government or state.

Only Mexican nationals and enterprises established under Mexican  
laws may obtain authorization to provide telecommunication  
services as a reseller without being a concessionaire.

Under the General Guidelines on the Authorization to Lease Radio  
Spectrum, any company interested in becoming a lessee of  
frequency bands must obtain a Sole Concession for Commercial  
Use or a Sole Concession for Private Use.

Applicants for an Authorization for secondary use of radio  
spectrum frequency bands must appoint a legal address in Mexico  
City.

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<b>Sector:</b>	Communications
<b>Sub-Sector:</b>	Transportation
<b>Industry Classification:</b>	CMAP 7100 Transport
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Ports Law ( <i>Ley de Puertos</i> ), Chapter IV Regulatory Law of the Railway Service ( <i>Ley Reglamentaria del Servicio Ferroviario</i> ), Chapter II, Section III Civil Aviation Law ( <i>Ley de Aviación Civil</i> ), Chapter III, Section III Airports Law ( <i>Ley de Aeropuertos</i> ), Chapter IV Roads, Bridges and Federal Road Transport Law ( <i>Ley de Caminos, Puentes y Autotransporte Federal</i> ), Title I, Chapter III General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapters III and V
<b>Description:</b>	<u>Investment</u>  Foreign governments and foreign States may not invest, directly or indirectly, in Mexican enterprises engaged in transportation and other general means of communications.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Land transportation and water transportation
<b>Industry Classification:</b>	CMAP 501421 Construction of Maritime and River Works CMAP 501422 Construction of Roadworks and Works for Land Transport
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 Roads, Bridges and Federal Road Transport Law ( <i>Ley de Caminos, Puentes y Autotransporte Federal</i> ), Title I, Chapter III Ports Law ( <i>Ley de Puertos</i> ), Chapter IV Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title I, Chapter II
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>A concession granted by the Ministry of Communications and Transportation (<i>Secretaría de Comunicaciones y Transportes, SCT</i>) is required to construct and operate, or only operate, marine or river works.</p> <p>A concession is also required to build, operate, exploit, conserve or maintain federal roads and bridges.</p> <p>Only Mexican nationals and Mexican enterprises may obtain such a concession.</p>

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<b>Sector:</b>	Printing, Editing and Associated Industries
<b>Sub-Sector:</b>	Newspaper publishing
<b>Industry Classification:</b>	CMAP 342001 Publishing of Newspapers, Magazines and Periodicals (limited to newspapers)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III As qualified by the <b>Description</b> element
<b>Description:</b>	<p><u>Investment</u></p> <p>Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico engaged in the printing or publication of daily newspapers written primarily for a Mexican audience and distributed in the territory of Mexico.</p> <p>For the purposes of this entry, daily newspapers are those whose distribution is not free and that are published at least seven days a week.</p>



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<b>Sector:</b>	Manufacture of Goods
<b>Sub-Sector:</b>	Explosives, fireworks, firearms and cartridges
<b>Industry Classification:</b>	CMAP 352236 Manufacture of Explosives and Fireworks CMAP 382208 Manufacture of Firearms and Cartridges
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III
<b>Description:</b>	<u>Investment</u>  Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico that manufactures explosives, fireworks, firearms, cartridges and ammunition, excluding the preparation of explosive mixtures for industrial and extractive activities.

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<b>Sector:</b>	Fishing
<b>Sub-Sector:</b>	Fishing-related services
<b>Industry Classification:</b>	CMAP 1300 Fishing
<b>Obligations Concerned:</b>	National Treatment (Article 15.3) Most-Favoured-Nation Treatment (Article 15.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 General Law on Sustainable Fishing and Aquaculture ( <i>Ley General de Pesca y Acuacultura Sustentables</i> ), Title Six, Chapter IV; Title Seven, Chapter II Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title I, Chapter I; Title II, Chapter IV, Title Three, Chapter II Ports Law ( <i>Ley de Puertos</i> ), Chapters I, IV and VI Regulations to the Fishing Law ( <i>Reglamento de la Ley de Pesca</i> ), Title Two, Chapter I; Chapter II, Sixth Section

**Description:** Cross-Border Trade in Services

A permit issued by the Secretariat of Agriculture, Livestock, Rural Development, Fisheries and Food (*Secretaría de Agricultura, Ganadería, Desarrollo Rural, Pesca, y Alimentación, SAGARPA*) through the National Commission of Aquaculture and Fishing (*Comisión Nacional de Acuacultura y Pesca, CONAPESCA*); or by the Ministry of Communications and Transportation (*Secretaría de Comunicaciones y Transportes, SCT*), in the scope of their competence, is required to engage in fishing activities.

A permit issued by SAGARPA is required to carry out activities, such as fishing jobs needed to justify applications for a concession, and the installation of fixed fishing gear in federal waters. Such permit shall be given preferentially to residents of local communities. In equal circumstances, applications of indigenous communities will be preferred.

An authorization issued by SCT is required for foreign-flagged vessels to provide dredging services.

A permit issued by SCT is required to provide port services related to fishing, like loading operations and supply vessels, maintenance of communication equipment, electricity works, garbage or waste collection and sewage disposal. Only Mexican nationals and Mexican enterprises may obtain such permit.

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<b>Sector:</b>	Fishing
<b>Sub-Sector:</b>	Fishing
<b>Industry Classification:</b>	CMAP 130011 Fishing on the High Seas CMAP 130012 Coastal Fishing CMAP 130013 Fresh Water Fishing
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	General Law on Sustainable Fishing and Aquaculture ( <i>Ley General de Pesca y Acuicultura Sustentables</i> ), Title VI, Chapter IV; Title VII, Chapter I; Title XIII, Unique Chapter; Title XIV, Chapters I, II and III Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title II, Chapter I Sea Federal Law ( <i>Ley Federal del Mar</i> ), Title I, Chapters I and III National Waters Law ( <i>Ley de Aguas Nacionales</i> ), Title I, and Title IV, Chapter I Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Regulations to the Fishing Law ( <i>Reglamento de la Ley de Pesca</i> ), Title I, Chapter I; Title II, Chapters I, III, IV, V, and VI; Title III, Chapters III and IV
<b>Description:</b>	<u>Investment</u>  Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico performing coastal fishing, fresh water fishing and fishing in the Exclusive Economic Zone, excluding aquaculture.  Favourable resolution from the National Commission on Foreign Investment ( <i>Comisión Nacional de Inversiones Extranjeras, CNIE</i> ) is required for investors of another Party or their investments to own, directly or indirectly, more than 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico performing fishing on the high seas.

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<b>Sector:</b>	Educational Services
<b>Sub-Sector:</b>	Private schools
<b>Industry Classification:</b>	CMAP 921101 Private Pre-school Educational Services CMAP 921102 Private Primary Educational Services CMAP 921103 Private Secondary Educational Services CMAP 921104 Private High School Educational Services CMAP 921105 Private Higher Education Services CMAP 921106 Private Education Services that Combine Pre-school, Primary, Secondary, High School and Higher Education Levels
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Law for the Coordination of Higher Education ( <i>Ley para la Coordinación de la Educación Superior</i> ), Chapter II General Law of Education ( <i>Ley General de Educación</i> ), Chapter III
<b>Description:</b>	<u>Investment</u>  Favourable resolution from the National Commission on Foreign Investment ( <i>Comisión Nacional de Inversiones Extranjeras, CNIE</i> ) is required for investors of another Party or their investments to own, directly or indirectly, more than 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico that provides pre-school, primary, secondary, high school, higher and combined private educational services.

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<b>Sector:</b>	Professional, Technical and Specialised Services
<b>Sub-Sector:</b>	Medical services
<b>Industry Classification:</b>	CMAP 9231 Medical, Dental and Veterinary Services provided by the Private Sector (limited to medical services)
<b>Obligations Concerned:</b>	National Treatment (Article 15.3)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Federal Labor Law ( <i>Ley Federal del Trabajo</i> ), Chapter I
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  Only Mexican nationals licensed as doctors in the territory of Mexico may supply in-house medical services in Mexican enterprises.

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<b>Sector:</b>	Professional, Technical and Specialised Services
<b>Sub-Sector:</b>	Specialised personnel
<b>Industry Classification:</b>	CMAP 951012 Services of Customs and Representative Agencies
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Customs Law ( <i>Ley Aduanera</i> ), Title II, Chapters I and III, and Title VII, Chapter I Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter II
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>Only a Mexican national by birth may be a customs broker.</p> <p>Only customs brokers acting as consignees or legal representatives (mandatarios) of an importer or exporter, as well as customs broker's assignees, may carry out the formalities related to the customs clearance of the goods of such importer or exporter.</p> <p>Investors of another Party or their investments may not participate, directly or indirectly, in a customs broker's agency.</p>

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<b>Sector:</b>	Professional, Technical and Specialised Services
<b>Sub-Sector:</b>	Specialised services (Commercial Notary Public)
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Commercial Notary Public Federal Law ( <i>Ley Federal de Correduría Pública</i> ), Articles 7, 8, 12 and 15 Regulations to the Commercial Notary Public Federal Law ( <i>Reglamento de la Ley Federal de Correduría Pública</i> ), Chapter I, and Chapter II, Sections I and II Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter II
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>Only a Mexican national by birth may be licensed to be a commercial notary public (corredor público).</p> <p>A commercial notary public may not have a business affiliation with any person for the supply of commercial notary public services.</p> <p>A commercial notary public shall establish an office in the place where he has been authorised to practise.</p> <p>Only Mexican nationals and Mexican enterprises with foreigners' exclusion clause may obtain such a licence. Foreign investment may not participate in commercial notary public activities and companies, directly or through trusts, agreements, social pacts or statutory, pyramiding schemes, or other mechanism that gives them some control or participation.</p>

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<b>Sector:</b>	Professional, Technical and Specialised Services
<b>Sub-Sector:</b>	Professional services
<b>Industry Classification:</b>	CMAP 951002 Legal Services (including foreign legal consultancy)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Most-Favoured-Nation Treatment (Article 14.5 and Article 15.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Regulatory Law of the Constitutional Article 5th relating to the Practice of Professions in the Federal District ( <i>Ley Reglamentaria del Artículo 5º Constitucional, relativo al Ejercicio de las Profesiones en el Distrito Federal</i> ), Chapter III, Section III, and Chapter V Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>Favourable resolution from the National Commission on Foreign Investment (<i>Comisión Nacional de Inversiones Extranjeras, CNIE</i>) is required for investors of another Party or their investments to own, directly or indirectly, more than 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico that provides legal services.</p> <p>In the absence of an international treaty on the matter, the professional practice by foreigners will be subject to reciprocity in the place of residence of the applicant and to compliance with the rest of the requirements established in the Mexican laws and regulations.</p> <p>Except as provided for in this entry, only lawyers licensed in Mexico may have an ownership interest in a law firm established in the territory of Mexico.</p> <p>Lawyers licensed to practise in another Party will be permitted to form a partnership with lawyers licensed in Mexico.</p> <p>The number of lawyers licensed to practise in another Party serving as partners in a firm in Mexico may not exceed the number of lawyers licensed in Mexico serving as partners of that firm. Lawyers licensed to practise in another Party may practise and provide legal consultations on Mexican law, whenever they comply with the requirements to practise as a lawyer in Mexico.</p>



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A law firm established by a partnership of lawyers licensed to practise in another Party and lawyers licensed to practise in Mexico may hire lawyers licensed in Mexico as employees.

For greater certainty, this entry does not apply to the supply, on a temporary fly-in, fly-out basis or through the use of web based or telecommunications technology, of legal advisory services in foreign law and international law and, in relation to foreign and international law only, legal arbitration and conciliation/mediation services by foreign lawyers.

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<b>Sector:</b>	Professional, Technical and Specialised Services
<b>Sub-Sector:</b>	Professional services
<b>Industry Classification:</b>	CMAP 9510 Provision of Professional, Technical and Specialised Services (limited to professional services)
<b>Obligations Concerned:</b>	National Treatment (Article 15.3) Most-Favoured-Nation Treatment (Article 15.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Regulatory Law of the Constitutional Article 5th relating to the Practice of Professions in the Federal District ( <i>Ley reglamentaria del Artículo 5º Constitucional, relativo al Ejercicio de las Profesiones en el Distrito Federal</i> ), Chapter III, Section III, and Chapter V Regulations to the Regulatory Law of the Constitutional Article 5th relating to the Practice of Professions in the Federal District ( <i>Reglamento de la Ley Reglamentaria del Artículo 5º Constitucional, relativo al Ejercicio de las Profesiones en el Distrito Federal</i> ), Chapter III Population General Law ( <i>Ley General de Población</i> ), Chapter III
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  Pursuant to the relevant international treaties of which Mexico is a party; foreigners may practice in the Federal District the professions set forth in the Regulatory Law of the Constitutional Article 5 relating to the Practice of Professions in the Federal District.  In the absence of an international treaty on the matter, the professional practice by foreigners will be subject to reciprocity in the place of residence of the applicant and to compliance with the rest of the requirements established in the Mexican laws and regulations.

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<b>Sector:</b>	Religious Services
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	CMAP 929001 Services of Religious Organisations
<b>Obligations Concerned:</b>	Senior Management and Boards of Directors (Article 14.11) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Religious Associations and Public Worship Law ( <i>Ley de Asociaciones Religiosas y Culto Público</i> ), Title II, Chapters I and II
<b>Description:</b>	<u>Investment and Cross-Border Trade in Services</u>  Representatives of religious associations in Mexico must be Mexican nationals.  Religious associations must be associations constituted in accordance with the Religious Associations and Public Worship Law ( <i>Ley de Asociaciones Religiosas y Culto Público</i> ).  Religious associations must register before the Ministry of Internal Affairs ( <i>Secretaría de Gobernación, SEGOB</i> ). To be registered, the religious associations must be established in Mexico.

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<b>Sector:</b>	Agriculture Services
<b>Sub-Sector:</b>	
<b>Industry Classification:</b>	CMAP 971010 Provision of Agricultural Services
<b>Obligations Concerned:</b>	National Treatment (Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 Plant Health Federal Law ( <i>Ley Federal de Sanidad Vegetal</i> ), Title II, Chapter IV Regulations to the Phytosanitary Law of the United Mexican States ( <i>Reglamento de la Ley de Sanidad Fitopecuaria de los Estados Unidos Mexicanos</i> ), Chapter VII
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  A concession granted by the Ministry of Agriculture, Livestock, Rural Development, Fishing and Food (Secretaría de Agricultura, Ganadería, Desarrollo Rural, Pesca y Alimentación, SAGARPA) is required to spray pesticides.  Only Mexican nationals or Mexican enterprises may obtain such a concession.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Air transportation
<b>Industry Classification:</b>	CMAP 384205 Manufacture, Assembly and Repair of Aircraft (limited to repair of aircrafts)
<b>Obligations Concerned:</b>	Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Civil Aviation Law ( <i>Ley de Aviación Civil</i> ), Chapter III, Section II Civil Aviation Regulations ( <i>Reglamento de la Ley de Aviación Civil</i> ), Chapter VII
<b>Description:</b>	<p><u>Cross-Border Trade in Services</u></p> <p>A permit issued by the Ministry of Communications and Transportation (Secretaría de Comunicaciones y Transportes, SCT) is required to establish and operate, or operate and exploit, an aircraft repair facility and centres for teaching and training of personnel.</p> <p>To obtain such permission the interested party must prove that the aircraft repair facilities and centres for teaching and training of personnel have their domicile in Mexico.</p>

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Air transportation
<b>Industry Classification:</b>	CMAP 973302 Airport and Heliport Management Services
<b>Obligations Concerned:</b>	National Treatment (Article 14.4) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapters I, II and III Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Civil Aviation Law ( <i>Ley de Aviación Civil</i> ), Chapters I and IV Airports Law ( <i>Ley de Aeropuertos</i> ), Chapter III Regulations to the Airports Law ( <i>Reglamento de la Ley de Aeropuertos</i> ), Title II, Chapters I, II and III
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>A concession granted by the Ministry of Communications and Transportation (<i>Secretaría de Comunicaciones y Transportes, SCT</i>) is required to construct and operate, or operate, airports and heliports. Only Mexican enterprises may obtain such a concession.</p> <p>Favourable resolution from the National Commission on Foreign Investment (<i>Comisión Nacional de Inversiones Extranjeras, CNIE</i>) is required for investors of another Party or their investments to own, directly or indirectly, more than 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico that is a concessionaire or permissionaire of airfields for public service.</p> <p>When deciding, the CNIE will consider that the national and technological development be favored, and that the sovereign integrity of the Nation be protected.</p>

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**Sector:** Transportation

**Sub-Sector:** Air transportation

**Industry Classification:** CMAP 713001 Scheduled Air Transport Services on Domestically Registered Aircraft  
CMAP 713002 Non-Scheduled Air Transport (Air Taxis)

**Obligations Concerned:** National Treatment (Article 14.4)  
Senior Management and Boards of Directors (Article 14.11)

**Level of Government:** Central

**Measures:** Civil Aviation Law (*Ley de Aviación Civil*), Chapters IX and X  
Regulations to the Civil Aviation Law (*Reglamento de la Ley de Aviación Civil*), Title II, Chapter I  
Foreign Investment Law (*Ley de Inversión Extranjera*), Title I, Chapter III  
As qualified by the **Description** element

**Description:**

Investment

Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the voting interests in an enterprise established or to be established in the territory of Mexico that provides commercial air services on Mexican-registered aircraft. The chairman and at least two-thirds of the boards of directors and two-thirds of the managing officers of such an enterprise must be Mexican nationals.

Only Mexican nationals and Mexican enterprises in which 75 per cent of the voting interest is owned or controlled by Mexican nationals and of which the chairman and at least two-thirds of the managing officers are Mexican nationals, may register an aircraft in Mexico.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Specialty air services
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 14.4) Senior Management and Boards of Directors (Article 14.11) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	General Means of Communications Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapter III Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Civil Aviation Law ( <i>Ley de Aviación Civil</i> ), Chapters I, II, IV and IX As qualified by the <b>Description</b> element
<b>Description:</b>	<p><u>Investment</u></p> <p>Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the voting interests in an enterprise established or to be established in the territory of Mexico that provides specialty air services using Mexican-registered aircraft. The chairman and at least two-thirds of the board of directors and two-thirds of the managing officers of such an enterprise must be Mexican nationals.</p> <p>Only Mexican nationals and Mexican enterprises in which 75 per cent of the voting interests is owned or controlled by Mexican nationals and of which the chairman and at least two-thirds of the managing officers are Mexican nationals may register an aircraft in Mexico.</p> <p><u>Cross Border Trade In Services.</u></p> <p>A permit issued by the Ministry of Communications and Transportation (Secretaría de Comunicaciones y Transportes, SCT) is required to provide all specialty air services in the territory of Mexico. Such a permit may only be granted when the person interested in the supply of these services has domicile in the territory of Mexico.</p>



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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Water transportation
<b>Industry Classification:</b>	CMAP 973203 Maritime Port Administration, Lake and Rivers
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Ports Law ( <i>Ley de Puertos</i> ), Chapters IV and V Regulations to the Ports Law ( <i>Reglamento de la Ley de Puertos</i> ) Title I, Chapters I and VI Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III
<b>Description:</b>	<u>Investment</u>  Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the ownership interest of a Mexican enterprise authorised to act as an integral port administrator.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Water transportation
<b>Industry Classification:</b>	CMAP 384201 Manufacture and Repair of Vessels
<b>Obligations Concerned:</b>	National Treatment (Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapters I, II and III Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title I, Chapter II Ports Law ( <i>Ley de Puertos</i> ), Chapter IV
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  A concession granted by the Ministry of Communications and Transportation ( <i>Secretaría de Comunicaciones y Transportes, SCT</i> ) is required to establish and operate, or operate, a shipyard. Only Mexican nationals and Mexican enterprises may obtain such a concession.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Water transportation
<b>Industry Classification:</b>	CMAP 973201 Water Transport Loading and Unloading Services (includes operation and maintenance of docks; loading and unloading of vessels at shore-side; marine cargo handling; operation and maintenance of piers; ship and boat cleaning; stevedoring; transfer of cargo between ships and trucks, trains, pipelines and wharves; waterfront terminal operations)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title I, Chapter II, and Title II, Chapters IV and V Ports Law ( <i>Ley de Puertos</i> ), Chapters II, IV and VI General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapters I, II and III Regulations to the Use and Enjoyment of the Territorial Sea, Water Ways, Beaches, Relevant Federal Coastal Zone and Lands Gained to the Sea ( <i>Reglamento para el Uso y Aprovechamiento del Mar Territorial, Vías Navegables, Playas, Zona Federal Marítimo Terrestre y Terrenos Ganados al Mar</i> ), Chapter II, Section II As qualified by the <b>Description</b> element
<b>Description:</b>	<u>Investment and Cross-Border Trade in Services</u>  Favourable resolution from the National Commission on Foreign Investment ( <i>Comisión Nacional de Inversiones Extranjeras, CNIE</i> ) is required for investors of another Party or their investments to own, directly or indirectly, more than 49 per cent of the ownership interest in an enterprise, established or to be established in the territory of Mexico providing port services to vessels for inland navigation such as towing, mooring and tendering.  A concession granted by the Ministry of Communications and Transportation ( <i>Secretaría de Comunicaciones y Transportes, SCT</i> ) is required to construct and operate, or operate, maritime and inland port terminals, including docks, cranes and related facilities. Only Mexican nationals and Mexican enterprises may obtain such a concession.  A permit issued by the SCT is required to provide stevedoring and

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warehousing services. Only Mexican nationals and Mexican enterprises may obtain such a permit.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Water transportation
<b>Industry Classification:</b>	CMAP 973203 Maritime and Inland (Lake and Rivers Ports Administration)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title III, Chapter III Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Ports Law ( <i>Ley de Puertos</i> ), Chapters IV and VI
<b>Description:</b>	<u>Investment</u>  Investors of another Party or their investments may only participate, directly or indirectly, up to 49 per cent in Mexican enterprises engaged in the supply of piloting port services to vessels operating in inland navigation.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Water transportation
<b>Industry Classification:</b>	CMAP 712011 International Maritime Transportation Services CMAP 712012 Cabotage Maritime Services CMAP 712013 International and Cabotage Towing Services CMAP 712021 River and Lake Transportation Services CMAP 712022 Internal Port Water Transportation Services
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Most-Favoured-Nation Treatment (Article 14.5 and Article 15.4)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Navigation and Maritime Commerce Law ( <i>Ley de Navegación y Comercio Marítimos</i> ), Title III, Chapter I Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Economic Competition Federal Law ( <i>Ley Federal de Competencia Económica</i> ), Chapter IV As qualified by the <b>Description</b> element
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>The operation or exploitation of high-seas navigation vessels, including transport and international towing services is open to ship-owners and vessels of all countries, on the basis of reciprocity according to international treaties. With the prior opinion of the Federal Competition Commission (<i>Comisión Federal de Competencia Económica, COFECE</i>), the Ministry of Communications and Transportation (<i>Secretaría de Comunicaciones y Transportes, SCT</i>) may reserve, totally or partially, certain international high-seas freight transportation services, which could only be carried out by Mexican shipping enterprises with Mexican-flagged vessels or vessels reputed as such when the principles of free competition are not respected or the national economy is affected. For greater certainty the previous sentence does not apply to Canada.</p> <p>The operation and exploitation of cabotage and inland navigation is reserved for Mexican ship-owners with Mexican vessels. When Mexican vessels are not appropriate and available with the same technical conditions, or it is required by the public interest, the SCT may provide temporary navigation permits to operate and exploit to Mexican ship-owners with a foreign vessel in accordance with the following priorities:</p>

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1. Mexican ship-owner with a foreign vessel under a bareboat charter party; and
2. Mexican ship-owner with a foreign vessel under any type of charter party.

The operation and exploitation in inland navigation and cabotage of tourist cruises as well as dredges and maritime devices for the construction, preservation and operation of ports may be carried out by Mexican or foreign shipping enterprises using Mexican or foreign vessels or maritime devices, on the basis of reciprocity with a Party, endeavouring to give priority to Mexican enterprises and complying with applicable laws.

With the prior opinion of the COFECE, the SCT may resolve that totally or partially, certain cabotage or high-seas navigation could only be carried by Mexican shipping enterprises with Mexican vessels or reputed as such in the absence of conditions of effective competition on the relevant market as per the terms of the Economic Competition Federal Law.

Investors of another Party or their investments may only own, directly or indirectly, up to 49 per cent of the ownership interest in a Mexican shipping enterprise or Mexican vessels, established or to be established in the territory of Mexico, which is engaged in the commercial exploitation of vessels for inland and cabotage navigation, excluding tourism cruises and exploitation of dredges and maritime devices for the construction, preservation and operation of ports.

Favourable resolution from the National Commission of Foreign Investments (Comisión Nacional de Inversiones Extranjeras, CNIE) is required for investors of another Party or their investments to own, directly or indirectly, more than 49 per cent of the ownership interest in an enterprise established or to be established in the territory of Mexico engaged in high- seas navigation services and port towing services.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Non-energy pipelines
<b>Industry Classification:</b>	
<b>Obligations Concerned:</b>	National Treatment (Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapters I, II and III National Waters Law ( <i>Ley de Aguas Nacionales</i> ), Title I, Chapter II, and Title IV, Chapter II
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  A concession granted by the Ministry of Communications and Transportation ( <i>Secretaría de Comunicaciones y Transportes, SCT</i> ) is required to construct and operate, or operate, pipelines carrying goods other than energy or basic petrochemicals.  Only Mexican nationals and Mexican enterprises may obtain such a concession.



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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Railway transportation services
<b>Industry Classification:</b>	CMAP 711101 Railway Transport Services
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter III Regulatory Law of the Railway Service ( <i>Ley Reglamentaria del Servicio Ferroviario</i> ) Chapters I and II, Section III Regulations to the Railway Service ( <i>Reglamento del Servicio Ferroviario</i> ), Title I, Chapters I, II and III, Title II, Chapters I and IV, and Title III, Chapter I, Sections I and II
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>Favourable resolution from the National Commission of Foreign Investment (<i>Comisión Nacional de Inversiones Extranjeras, CNIE</i>) is required for investors of another Party or their investments to participate, directly or indirectly, in more than 49 per cent of the ownership interest of an enterprise established or to be established in the territory of Mexico engaged in the construction, operation and exploitation of railroads deemed general means of communication, or in the supply of railway transportation public service.</p> <p>When deciding, the CNIE will consider that the national and technological development be favored, and that the sovereign integrity of the Nation be protected.</p> <p>A concession granted by the Ministry of Communications and Transportation (<i>Secretaría de Comunicaciones y Transportes, SCT</i>) is required to construct, operate and exploit railway transportation services and to provide railway transportation public service. Only Mexican enterprises may obtain such a concession.</p> <p>A permit issued by SCT is required to provide auxiliary services; the construction of entry and exit facilities, crossings and marginal facilities in the right of way; the installation of advertisements and publicity signs in the right of way; and the construction and operation of bridges over railway lines. Only Mexican nationals and Mexican enterprises may obtain such a permit.</p>

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Land transportation
<b>Industry Classification:</b>	CMAP 973101 Management Services of Passenger Bus Terminals and Auxiliary Services (limited to main bus and truck terminals and bus and truck stations)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4) Most-Favoured-Nation Treatment (Article 15.4) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Roads, Bridges and Federal Road Transport Law ( <i>Ley de Caminos, Puentes y Autotransporte Federal</i> ), Title I, Chapter III Regulations to the Enjoyment of the Right of Way of the Federal Roads and Surrounding Zones ( <i>Reglamento para el Aprovechamiento del Derecho de Vía de las Carreteras Federales y Zonas Aledañas</i> ), Chapters II and IV Regulations to the Federal Road Transport and Auxiliary Services ( <i>Reglamento de Autotransporte Federal y Servicios Auxiliares</i> ), Chapter I
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  A permit issued by the Ministry of Communications and Transportation ( <i>Secretaría de Comunicaciones y Transportes, SCT</i> ) is required to establish, or operate, a bus or truck station or terminal. Only Mexican nationals and Mexican enterprises may obtain such a permit.  To obtain such permit the interested party must prove that they have their domicile in Mexico.

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**Subject to Legal Review for Accuracy, Consistency, and Clarity**  
**Subject to Language Authentication**

<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Land transportation
<b>Industry Classification:</b>	CMAP 973102 Management Services of Roads, Bridges and Auxiliary Services
<b>Obligations Concerned:</b>	National Treatment (Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Political Constitution of the United Mexican States ( <i>Constitución Política de los Estados Unidos Mexicanos</i> ), Article 32 Roads, Bridges and Federal Road Transport Law ( <i>Ley de Caminos, Puentes y Autotransporte Federal</i> ), Title I, Chapter III Regulations to the Federal Road Transport and Auxiliary Services ( <i>Reglamento de Autotransporte Federal y Servicios Auxiliares</i> ), Chapters I and V
<b>Description:</b>	<u>Cross-Border Trade in Services</u>  A permit granted by the Ministry of Communications and Transportation ( <i>Secretaría de Comunicaciones y Transportes, SCT</i> ) is required to provide auxiliary services to federal road transportation. Only Mexican nationals and Mexican enterprises may obtain such a permit.  For greater certainty, auxiliary services are not part of federal road transportation of passengers, tourism or cargo, but they complement their operation and exploitation.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Land transportation
<b>Industry Classification:</b>	CMAP 711201 Construction Materials Transport Services CMAP 711202 Moving Services CMAP 711203 Other Specialised Freight Transport Services CMAP 711204 General Freight Transport Services CMAP 711311 Long-Distance Passenger Bus and Coach Transport Services CMAP 711318 School and Tourist Transport Services (limited to tourist transport services) CMAP 720002 Courier services
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3) Local Presence (Article 15.6)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter II Roads, Bridges and Federal Road Transport Law ( <i>Ley de Caminos, Puentes y Autotransporte Federal</i> ), Title I, Chapter I and III Regulations to the Federal Road Transport and Auxiliary Services ( <i>Reglamento de Autotransporte Federal y Servicios Auxiliares</i> ), Chapter I As qualified by the <b>Description</b> element
<b>Description:</b>	<p><u>Investment and Cross-Border Trade in Services</u></p> <p>Investors of another Party or their investments may not own, directly or indirectly, an ownership interest in an enterprise established or to be established in the territory of Mexico, engaged in transportation services of domestic cargo between points in the territory of Mexico, except for parcel and courier services.</p> <p>A permit issued by the Ministry of Communications and Transportation (Secretaría de Comunicaciones y Transportes, SCT) is required to provide inter-city bus services, tourist transportation services or truck services for the transportation of goods or passengers to or from the territory of Mexico.</p> <p>Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause, using Mexican registered equipment that is Mexican-built or legally imported, and drivers who are Mexican nationals, may provide bus or truck services for transportation of goods or passengers between points in the territory of Mexico.</p>

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**Subject to Language Authentication**

A permit issued by the SCT is required to provide parcel and courier services. Only Mexican nationals and Mexican enterprises may provide such services.

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**Sector:** Transportation

**Sub-Sector:** Railway transportation services

**Industry Classification:** CMAP 711101 Transport Services Via Railway (limited to railway crew)

**Obligations Concerned:** National Treatment (Article 15.3)

**Level of Government:** Central

**Measures:** Federal Labor Law (*Ley Federal del Trabajo*), Title VI, Chapter V

**Description:** Cross-Border Trade in Services  
Railway crew members must be Mexican nationals.

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<b>Sector:</b>	Transportation
<b>Sub-Sector:</b>	Land transportation
<b>Industry Classification:</b>	CMAP 711312 Urban and Suburban Passenger Bus and Coach Transport Services CMAP 711315 Motor Vehicle Taxi Transport Services CMAP 711316 Motor Vehicle Fixed Route Transport Services CMAP 711317 Transport Services in Motor Vehicles from Taxi-Ranks CMAP 711318 School and Tourist Transport Services (limited to school transport services)
<b>Obligations Concerned:</b>	National Treatment (Article 14.4 and Article 15.3)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Foreign Investment Law ( <i>Ley de Inversión Extranjera</i> ), Title I, Chapter II General Means of Communication Law ( <i>Ley de Vías Generales de Comunicación</i> ), Book I, Chapters I and II Roads, Bridges and Federal Road Transport Law ( <i>Ley de Caminos, Puentes y Autotransporte Federal</i> ), Title I, Chapter III Regulations to the Federal Road Transport and Auxiliary Services ( <i>Reglamento de Autotransporte Federal y Servicios Auxiliares</i> ), Chapter I
<b>Description:</b>	<u>Investment and Cross-Border Trade in Services</u>  Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may supply local urban and suburban passenger bus services, school bus services, and taxi and other collective transportation services.

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<b>Sector:</b>	Communications
<b>Sub-Sector:</b>	Entertainment services (Cinema)
<b>Industry Classification:</b>	CMAP 941103 Private Exhibition of Films
<b>Obligations Concerned:</b>	Most-Favoured-Nation Treatment (Article 14.5 and Article 15.4) National Treatment (Article 15.3)
<b>Level of Government:</b>	Central
<b>Measures:</b>	Federal Cinematography Law ( <i>Ley Federal de Cinematografía</i> ), Chapter III Regulations to the Federal Cinematography Law (Reglamento de la Ley Federal de Cinematografía), Chapter V
<b>Description:</b>	<u>Investment and Cross-Border Trade in Services</u>  Exhibitors shall reserve 10 per cent of the total screen time to the projection of national films.

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**Sector:** All

**Sub-Sector:**

**Industry Classification:**

**Obligations Concerned:** National Treatment (Article 14.4 and Article 15.3)  
Most-Favoured-Nation Treatment (Article 14.5 and Article 15.4)  
Performance Requirements (Article 14.10)  
Senior Management and Boards of Directors (Article 14.11)  
Local Presence (Article 15.6)

**Level of Government:** Regional

**Measures:** All existing non-conforming measures of all states of the United Mexican States

**Description:** Investment and Cross-Border Trade in Services