

**GENERAL AGREEMENT
ON TRADE IN SERVICES**

GATS/SC/11¹
15 April 1994
(94-1010)

BENIN

Schedule of Specific Commitments

(This is authentic in French only)

1 This document replaces the English version of the Schedule of Specific Commitments of BENIN (GATS/SC/11)

BENIN - SCHEDULE OF SPECIFIC COMMITMENTS

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector	Limitations on market access		Limitations on national treatment		Additional commitments
I. SECTOR-SPECIFIC COMMITMENTS					
BUSINESS SERVICES					
F. <u>Other business services</u>	1) None	1) None			
Conference centres (CPC 87909)	2) None	2) None			
	3) None	3) None			
	4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:	4) None			
	- directors - senior executives - specialists who possess knowledge that is essential to the provision of the service				

BENIN (continued)

Modes of supply:				
1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons	
Sector or subsector	Limitations on market access		Limitations on national treatment	Additional commitments
<p>7. FINANCIAL SERVICES</p> <p>B. <u>Banking and other financial services</u></p> <p>Acceptance of deposits and other repayable funds from the public (CPC 81115-81119)</p>	<p>1) None</p> <p>2) None</p> <p>3) To engage in banking activities it is necessary to have the approval of the Ministry of Finance, Law No. 90-018 of 27 July 1990 on the regulation of banking. Banks must be established in the form of public limited companies with fixed share capital having their principal place of business in the Republic of Benin or, by special authorization of the Minister of Finance after consulting the Banking Commission, in the form of cooperative or mutual societies with variable share capital.</p>		<p>1) None</p> <p>2) None</p> <p>3) None</p>	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
Lending of all types (CPC 8113)		4) In accordance with Benin labour law. In addition, a person may not administer or manage a bank or financial establishment, or a agency thereof, if he does not possess Benin nationality, unless the agreement for the establishment of the bank provides for assimilation to Benin nationals.		4) None	
		1) Residents may take out loans abroad after first obtaining authorization from the Minister of Finance in conformity with the exchange control regulations for loans of over CFAF 50 million.		1) None	
		2) Residents may take out loans abroad after first obtaining authorization from the Minister of Finance in conformity with the exchange control regulations for loans of over CFAF 50 million.		2) None	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
All payment and money transmission services (CPC 81339)		3) Unbound		3) Unbound	
		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) None	
		- directors - senior executives - specialists who possess knowledge that is essential to the provision of the service			
		1) Unbound		1) Unbound	
		2) Unbound		2) Unbound	
		3) In addition to approval as a bank, approval as an intermediary is also required		3) None	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
9. TOURISM AND TRAVEL-RELATED SERVICES		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) None	
A. <u>Hotels and restaurants services</u> (CPC 641-643)		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service 			
Lodging services		1) None		1) None	
		2) None (but manager must have hotel management qualifications)		2) None	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
<ul style="list-style-type: none"> - Hotels - Motels - Holiday villages - Inns - Hydro-therapy centres (spas) 		3) None		3) None	
		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) None	
		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service 			
	Restaurants	1) Unbound		1) Unbound	
		2) None		2) None	
		3) None		3) None	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
11. TRANSPORT SERVICES		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) None	
A. <u>Maritime transport services</u>		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service 			
a) Passenger transportation (CPC 7211)		1) None		1) None	
		2) None		2) None	
		3) None		3) None	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
b) Freight transportation (CPC 7212)	4)	Unbound, except for measures affecting the entry and temporary stay of natural persons who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories: - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service		4) None	
	1)	20 per cent of the volume of maritime traffic open to competition of all shipping companies		1) None	
	2)	None		2) None	
	3)	None		3) None	

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
c) Rental of vessels with crew (CPC 7213)		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) None	
		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service 			
		1) None		1) None	
		2) None		2) None	
		3) None		3) None	
		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) None	
		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision 			
		essentielle of the service of the service			

BENIN (continued)

Modes of supply:				
1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons	
Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments	
Services auxiliary to maritime transport				
- Cargo-handling services (CPC 741)	1) None 2) None 3) State monopoly (Decree No. 89-336 of 29/8/89) 4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories: - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service	1) None 2) None 3) Unbound 4) Unbound		
- Storage and warehouse services (CPC 742)	1) None 2) None 3) State monopoly (Decree No. 89-336 of 29/8/89)	1) None 2) None 3) Unbound		

BENIN (continued)

Modes of supply:				
1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons				
Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments	
- Customs brokerage services (CPC 749)	4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:	4) Unbound		
	- directors			
	- senior executives			
	- specialists who possess knowledge that is essential to the provision of the service			
	1) None	1) None		
	2) None	2) None		
	3) None	3) None		
	4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:	4) Unbound		
	- directors			
	- senior executives			
	- specialists who possess knowledge that is essential to the provision of the service			

BENIN (continued)

Modes of supply:				
1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons	
Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments	
- Container stuffing and destuffing services (CPC 741)	1) None	1) None		
	2) None	2) None		
	3) State monopoly (Decree No. 89-336 of 29/8/89)	3) Unbound		
	4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:	4) Unbound		
- Freight transport agency services (CPC 748)	- directors			
	- senior executives			
	- specialists who possess knowledge that is essential to the provision of the service			
	1) None	1) None		
	2) None	2) None		
	3) None	3) None		

BENIN (continued)

Modes of supply:		1) Cross-border supply	2) Consumption abroad	3) Commercial presence	4) Presence of natural persons
Sector or subsector		Limitations on market access		Limitations on national treatment	Additional commitments
- Forwarding agency services (CPC 749)		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) Unbound	
		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service 			
		1) None		1) None	
		2) None		2) None	
		3) None		3) None	
		4) Unbound, except for measures affecting the entry and temporary stay of natural persons - who are employees of a company and transferred to a company incorporated in Benin belonging to, controlled by or a subsidiary of the former - in the following categories:		4) Unbound	
		<ul style="list-style-type: none"> - directors - senior executives - specialists who possess knowledge that is essential to the provision of the service 			