

WORLD TRADE ORGANIZATION

RESTRICTED

S/NGMTS/W/20

3 June 1996

(96-2083)

Negotiating Group on Maritime Transport Services

Original: Spanish

COMMUNICATION FROM DOMINICAN REPUBLIC

Conditional Offer on Maritime Transport Services

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

In conformity with the Decision adopted by the members of the Negotiating Group on Maritime Transport Services, the Dominican Republic is circulating this offer in order to contribute to the success of the maritime transport negotiations.

The Dominican Republic reserves the right to modify this offer at any time before the conclusion of the negotiating period established in the Decision on negotiations on maritime transport services. It also reserves the right to make technical changes to its offer and to correct any mistake, omission or inaccuracy.

DOMINICAN REPUBLIC - DRAFT OFFER ON MARITIME TRANSPORT SERVICES

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
Freight transportation by railway (PC 7112)	(1) None	(1) None	
Freight transportation by road (CPC 7123)	(2) None	(2) None	
Freight transportation by sea (CPC 7212)	(3) None	(3) None	
Rental services of sea-going vessels with operator (CPC 7213)	(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28).	(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28).	
Supporting services for railway transport (CPC 743)			

DOMINICAN REPUBLIC (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>Loading and unloading services (CPC 741)</p> <p>Storage and warehousing services (CPC 742)</p> <p>Supporting services for maritime transport (CPC 745, excluding CPC 7452. Pilotage services)</p> <p>Other supporting transport services (CPC 749)</p> <p>Maintenance and repair of transport equipment (CPC 8868)</p>	<p>(1) Unbound</p> <p>(2) None</p> <p>(3) (a) Establishment of legal domicile in Dominican territory</p> <p>(b) Incorporation as a juridical person in the Dominican Republic</p> <p>(c) Provision of evidence of solvency and probity</p> <p>(d) Obtaining of a concession from the Dominican Ports Authority (APD)</p> <p>(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28).</p>	<p>(1) Unbound</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28).</p>	

DOMINICAN REPUBLIC (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
Freight transport agency services (CPC 7480)	<p>(1) Unbound</p> <p>(2) None</p> <p>(3) (a) Establishment of legal domicile in Dominican territory</p> <p>(b) Incorporation as a commercial company in the Dominican Republic, with a subscribed and paid-up capital of not less than RD\$250,000</p> <p>(c) Provision of evidence of solvency</p> <p>(d) Provision of evidence of probity, by submitting a certificate of good character issued by the Office of the Procurator-General of the Dominican Republic</p> <p>(e) Obtaining of a concession from the Dominican Ports Authority (APORDOM). This requires:</p> <p>(i) Specifying the port or ports in which the company wishes to operate</p> <p>(ii) Submitting a registered copy of the company's articles</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

DOMINICAN REPUBLIC (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>(iii) Registration of the requesting juridical person or commercial company for tax purposes</p> <p>(iv) Payment of RD\$2,000 by certified cheque made out to the Dominican Ports Authority to cover the administrative expenses necessary to process the company</p> <p>(v) Payment of RD\$3,500 by certified cheque made out to the Ministry of Finance which must be deposited in the Ministry's Accounting Department as soon as the application has been processed</p> <p>(vi) Obtaining of a licence from the Ministry of Finance by lodging security in accordance with the following schedule:</p>		

DOMINICAN REPUBLIC (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"> - To operate in all the country's ports: RD\$1,200,000 - To operate in the National District (Haina Oriental, Haina Occidental, Santo Domingo and Boca Chica): RD\$800,000 - To operate exclusively in Puerto Plata: RS\$500,000 - To operate in both San Pedro de Macorís and La Romana: RD\$350,0000 - To operate simultaneously in Barahona, Azua, Samaná, Manzanillo and Cabo Rojo: RD\$200,000 	<p>(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)</p>	

DOMINICAN REPUBLIC (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
Towing and tug services (CPC 7214)	<p>(1) None</p> <p>(2) None</p> <p>(3) Reserved exclusively for nationals</p> <p>(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) Reserved exclusively for nationals</p> <p>(4) Unbound, except as indicated in the horizontal section in the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)</p>	
Customs clearance services	<p>(1) None</p> <p>(2) None</p> <p>(3) (a) Establishment of legal domicile in Dominican territory</p> <p>(b) Incorporation as a juridical person (natural or legal)</p> <p>(c) Provision of evidence of solvency and probity</p> <p>(d) Obtaining of a concession from the General Directorate of Customs</p>	<p>(1) None</p> <p>(2) None</p> <p>(3) None</p>	

DOMINICAN REPUBLIC (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>(e) Obtaining of a special customs broker's licence from the Ministry of Finance</p> <p>(f) Lodging of a standing and annually renewable bank or insurance company bond with the Treasury</p> <p>(g) The bond will operate in accordance with the following schedule:</p> <p>National District:</p> <p>International Airport of the Americas, Boca Chica, Santo Domingo, Haina Oriental and Haina Occidental</p> <p>For a juridical person RD\$1,000,000 For a natural person RD\$300,000</p> <p>San Pedro Macorís and La Romana:</p> <p>For a juridical person RD\$200,000 For a natural person RD\$75,000</p> <p>Puerto Plata:</p> <p>For a juridical person RD\$300,000 For a natural person RD\$125,000</p>		

DOMINICAN REPUBLIC (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 station and depot services	In other ports:		
	For a juridical person RD\$100,000		
	For a natural person RD\$50,000		
	(4) Unbound, except as indicated in the horizontal section of the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)	(4) Unbound, except as indicated in the horizontal section of the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)	
	(1) None	(1) None	
	(2) None	(2) None	
	(3) None	(3) None	
	(4) Unbound, except as indicated in the horizontal section of the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)	(4) Unbound, except as indicated in the horizontal section of the Dominican Republic's Uruguay Round Services Schedule (GATS/SC/28)	