

INDIA'S REQUEST* LIST TO AUSTRALIA

Horizontal Commitments

- 1) Remove the requirement of Labour market test for professionals & specialists.
- 2) Remove requirement of Labour Agreement (Agreement between Australian Government/ employers of industry organisations and unions) for the entry of specialists from abroad.
- 3) Undertake to put in place a Visa System to ensure fulfillment of the horizontal and sectoral commitments undertaken.
- 4) Undertake to put in place a Visa System ensuring grant of multiple entry visas for professionals.
- 5) Allow inter-firm mobility to professionals.
- 6) Take full commitments on independent professionals delinked from commercial presence.
- 7) The duration of stay may be extended.

***This is India's initial Request list. India reserves the right to revise and/or supplement the same.**

INDIA'S REQUEST* LIST TO AUSTRIA

Horizontal Commitments

- 1) Take commitments on independent professionals and technical personnel delinked from commercial presence.
- 2) To put in place a Visa system to ensure the fulfillment of Horizontal and Sectoral Commitments undertaken.
- 3) Undertake to put in place a Visa System ensuring grant of multiple entry visas for professionals
- 4) Allow inter-firm mobility to professionals

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India's Request list to AUSTRALIA

Engineering services & Integrated engineering services

This Request* list relates to 1.A. (e) Engineering services UNCPC 8672 and (f) Integrated engineering services UNCPC 8673.

Market Access & National Treatment

Mode 4:

Take full commitments and schedule "None" in respect of Engineering professionals including Civil Engineers, Electrical Engineers, Electronics and Telecommunication Engineers, Mechanical Engineers, Chemical engineers, Mining engineers, Metallurgist and related Professionals, Cartographers and Surveyors etc.

Additional Commitments for 1.A. (e) Engineering services UNCPC 8672 and (f) Integrated engineering services UNCPC 8673

To recognize the qualifications of Indian Engineering professionals.

Construction & Related Engineering Services

This Request* list relates to 3 (A) General Construction work for buildings UNCPC 512, 3(B) General construction work for civil engineering UNCPC 513; 3 (C) Installation and assembly work UNCPC 514 + 516; 3 (D) Building completion and finishing work UNCPC 517; 3 (E) Other UNCPC 511+515+518

Take commitments in respect of all sub-sectors of Construction and related Engineering services sector indicated above.

Market Access & National Treatment

Mode 4:

Take full commitments and schedule "None" in respect of Engineering professionals including Civil Engineers, Electrical Engineers, Electronics and Telecommunication Engineers, Mechanical Engineers, Chemical engineers, Mining engineers, Metallurgist and related Professionals, Cartographers and Surveyors etc.

Additional Commitments for 3 (A) to (E) Construction & Related Engineering Services and 1.A. (e) Engineering services UNCPC 8672 and (f) Integrated engineering services UNCPC 8673

To recognize the qualifications of Indian Engineering professionals.

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India's Request list to Australia

Financial Service Sector

This Request* list relates to Banking and other Financial Services (excluding insurance):

Mode 2:

Take full commitment with regard to Data processing of financial services under Market Access & National Treatment.

Mode 3:

- i) Acceptance of retail deposits is presently allowed for bank subsidiaries only. The limitation on acceptance of retail deposits by bank branches should be removed.
- ii) The requirement of approval by Australian authorities in case any single shareholder hold 15% or more share in the parent bank for setting up a subsidiary/branch should be removed.

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India's Request list to Australia

Audio Visual Service Sector

This Request* list relates to 2.D. (a) to (f) Motion Picture and Video Tape Production and Distribution Services, Motion picture projection service, Radio and television services, Radio and television transmission services, Sound recording and Others.

Market Access and National Treatment:

Mode 4:

Take full commitments and Schedule "None".

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India's Request list to AUSTRALIA

Architectural Services

This Request* list relates to 1. A (d). Architectural Services corresponding to UNCPC 8671 and 1.A. (g). Urban Planning and Landscape Architectural Services corresponding to UNCPC 8674

Market Access:

MODE 3 :

Take full commitments and Schedule "None".

- **Practice of Architecture can be pursued by natural persons or firms of architects.**

MODE 4 :

Take full commitments and Schedule "None".

National Treatment

MODE-3 :

Take full commitments and Schedule "None".

- Foreign investment policy guidelines for foreign owned architectural firm be spelt out.
- Resident requirement of architectural firm partners be spelt out.

MODE-4 :

Take full commitments and Schedule "None".

Additional Commitments for 1. A (d). Architectural Services corresponding to UNCPC 8671 and 1.A. (g). Urban Planning and Landscape Architectural Services corresponding to UNCPC 8674

- Mutual Recognition Agreement for qualifications and licence to practice (use of professional title).

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India's Request list to Australia

Computer and Related Services

This Request* list relates to Computer and Related Services and its sub-sectors: Consultancy services for installation of computer hardware (CPC 841); Software implementation services (CPC 842); Data processing services (CPC 843); Database services (CPC 844); and Other (CPC845+849).

Take Commitments in all sub-sectors of WTO Classification W/120 including 1.(B).(d) and (e) corresponding to UN CPC 844 and 849.

Market Access and National Treatment:

MODE 3:

1. The limitations indicated in the Horizontal Section, may be re-considered as per below:
 - ♦ Exempt employees of entities involved in providing 'computer & related services' to a client in Australia, from
 - Labour Market Testing
 - Requirement of Labour Agreement (Agreement between the Australian Government/ employers or industry organizations and unions for the entry of specialists from abroad)

MODE - 4:

1. Take full commitments and Schedule "None".

Additional Commitments:

- To recognize the educational qualifications, training, and experience of Indian Professionals related to Computer Related Services.
- To exempt temporary Computer Related Service Suppliers from host country social security taxes and contributions. Consider entering into Totalisation Agreements.

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India's Request list to Australia

Tourism and Travel Related Services

This Request* list relates to 9 (A) Hotels & Restaurants and 9 (B) Travel Agencies, corresponding to UNCPC : 641-643 and 7471.

9.A. Hotels & Restaurants (incl. Catering) CPC 641-643

Market Access:

Mode 4:

Take full commitments and schedule "None" in respect of Professionals including General Managers, Heads of Departments like Food & Beverages, House-Keeping, Front Office, Engineering, Financial Controller and specialists like Chefs/Horticulturists

National Treatment

Mode 4:

Take full commitments and schedule "None" in respect of Professionals including General Managers, Heads of Departments like Food & Beverages, House-Keeping, Front Office, Engineering, Financial Controller and specialists like Chefs/Horticulturists

9 (B) Travel Agencies and tour operator Services (CPC 7471)

Market Access

Mode 4:

Take full commitments and schedule "None".

National Treatment

Mode 4:

Take full commitments and schedule "None".

Additional Commitments for 9 (A) Hotels & Restaurants and 9 (B) Travel Agencies, corresponding to UNCPC 641-643 and 7471.

To recognise the qualifications of Indian Tourism and Travel related services professionals.

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India's Requests List to AUSTRALIA

1.A. b. Accounting, Auditing* and Book Keeping Services

This Requests** List relate to 1.A.b. "Accounting, Auditing and Book Keeping Services" of W/120 corresponding to UNCPC : 862.

*In respect of Auditing, the request relates to Non-statutory Audit only.

Market Access:

Mode 1.) None

[Take full commitments and Schedule "None"]

Mode 2.) None

[Take full commitments and Schedule "None"]

Mode 4.) None

[Take full commitments and Schedule "None" in respect of Chartered Accountants, Company Secretaries, Cost and Works Accountants and Management Accountants]

National Treatment:

Mode 1.) None

[Take full commitments and Schedule "None"]

Mode 2.) None

[Take full commitments and Schedule "None"]

Mode 4.) None

[Take full commitments and Schedule "None" in respect of Chartered Accountants, Company Secretaries, Cost and Works Accountants and Management Accountants]

Additional Commitments:

- ♦ Undertake to recognise India's qualifications, training and professional standards which meets the standards laid down by International Federation of Accountants (IFAC).
- ♦ Seek transparent and objective implementation of visa and work permit regime.
- ♦ Strict timeframe for issue of visa.
- ♦ Mechanism to find out status of application, causes of rejection and requirements to be fulfilled.
- ♦ Easier renewal and transfer procedures

Remove following Limitations in Horizontal Commitments:

- ♦ Requirement of Labour Market Tests
- ♦ Limit on duration of stay
- ♦ Delinking independent professionals from juridical persons.

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