

Annex I
Schedule of Mexico

Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 27</i> <i>Ley de Nacionalidad y Naturalización, Capítulos IV, VI</i> <i>Ley Orgánica de la Fracción I del Artículo 27 de la Constitución</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, IV, V</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulos I, II; Título III, Capítulo III; Título VI; Título VIII, Capítulo IV</i>
Description:	<u>Investment</u> Foreign nationals or foreign enterprises, or Mexican enterprises without a foreigners' exclusion clause, may not acquire property rights ("dominio directo") over land and water in a 100-kilometer strip along the country's borders or in a 50-kilometer strip inland from its coasts (the Restricted Zone). Lease of land for more than 10 years is deemed to be an acquisition. Foreign nationals, foreign enterprises or Mexican enterprises may acquire "Certificados de Participación Inmobiliaria" (CPI's). CPI's grant the beneficiaries the right to use and enjoy property and to receive the profits that it may obtain from the profitable use of

property.

CPI's are issued by a Mexican credit institution that has been granted authorization to acquire through trust the title to real estate intended for industrial and tourism activities in the Restricted Zone for a period not to exceed 30 years. The trust is renewable if:

- (a) the beneficiaries of the trust that is to be extinguished or terminated will be the beneficiaries of the new trust;
- (b) the new trust is to be executed under the same terms and conditions as the trust that is to be extinguished or terminated, in respect of the purposes of the trust, the use of the property and its characteristics;
- (c) the respective permits are requested within a period of 360 to 181 days preceding the termination or extinction of the trust; and
- (d) the provisions of the *Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera* are observed.

Phase-Out:

None

Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulos I, III, IV; Título IV; Título V; Título VIII, Capítulos I-V; Título IX, Capítulos I, II, III As qualified by the Description element
Description:	<u>Investment</u> The Comisión Nacional de Inversiones Extranjeras, 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: (a) its effects on employment and training; (b) its technological contribution; or (c) in general, its contribution to increase Mexican industrial productivity and competitiveness. The Comisión Nacional de Inversiones Extranjeras may impose performance requirements that are not prohibited by Article 1106.
Phase-Out:	None

Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Reglamento de la Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I-V; Título IX, Capítulos I, II, III As qualified by the Description element
Description:	<u>Investment</u> The Comisión Nacional de Inversiones Extranjeras will only review direct or indirect acquisitions by an investor of another Party of more than 49 percent of the ownership interest in a Mexican enterprise in an unrestricted sector, that is directly or indirectly owned or controlled by Mexican nationals, if the value of the gross assets of the Mexican enterprise is not less than the applicable threshold.
Phase-Out:	For investors and investments of investors of Canada or the United States, the applicable threshold for the review of an acquisition of a Mexican enterprise will be: (a) US\$25 million, for the three-year period beginning on the date of entry into force of this Agreement; (b) US\$50 million, for the three-year period beginning three years after the date of entry into force of this Agreement; (c) US\$75 million, for the three-year period beginning six years after the date of entry into force of this Agreement; and

- (d) US\$150 million, beginning nine years after the date of entry into force of this Agreement.

Beginning one year after the date of entry into force of this Agreement, each of these thresholds will be adjusted annually for cumulative inflation from the date of entry into force of this Agreement, based on the implicit price deflator for U.S. Gross Domestic Product (GDP) or any successor index published by the Council of Economic Advisors in "Economics Indicators".

The value of a threshold adjusted for cumulative inflation up to January of each year following 1994 shall be equal to the original value of the threshold multiplied by the following ratio:

- (a) the implicit GDP price deflator or any successor index published by the Council of Economic Advisors in "Economic Indicators", current as of January of that year; to
- (b) the implicit GDP price deflator or any successor index published by the Council of Economic Advisors in "Economic Indicators", current as of the date of entry into force of this Agreement,

provided that the implicit GDP price deflators under paragraphs (a) and (b) have the same base year.

The resulting adjusted threshold will be rounded to the nearest million dollars.

Beginning 10 years after the date of entry into force of this Agreement, the threshold will be adjusted annually by the rate of growth of the nominal Mexican GDP, as published by the Instituto Nacional de Estadística, Geografía e Informática. Whenever the U.S. dollar amount calculated for the threshold is, at the prevailing market exchange rate, equal to or higher than the amount calculated pursuant to Schedule of Canada, Annex I, page I-C-2, the calculation of the applicable threshold will be made according to the rules established therein. In no case will the threshold, as converted into U.S. dollars, exceed that of Canada.

Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 1102) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos,</i> Artículo 25 <i>Ley General de Sociedades Cooperativas,</i> Título I, Capítulo I; Título II, Capítulo II
Description:	<u>Investment</u> No more than 10 percent of the persons participating in a Mexican cooperative production enterprise may be foreign nationals. No foreign national may engage in general administrative functions or perform managerial activities in that enterprise.
Phase-Out:	None

Sector:	All Sectors
Sub-Sector:	
Industry Classification:	
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley Federal para el Fomento de la Microindustria</i> , Capítulos I, II, III
Description:	<p><u>Investment</u></p> <p>Only Mexican nationals may apply for a license ("cédula") to qualify as a microindustry enterprise.</p> <p>Mexican "microindustry enterprises" may not have foreign persons as partners.</p> <p>The <i>Ley Federal para el Fomento de las Microindustria</i> defines "microindustry enterprise" as including enterprises with up to fifteen workers and with sales of amounts periodically determined by the Secretaría de Comercio y Fomento Industrial.</p>
Phase-Out:	None

Sector:	Agriculture, Livestock, Forestry and Lumber Activities
Sub-Sector:	Agriculture, Livestock or Forestry
Industry Classification:	CMAP 1111 Agriculture CMAP 1112 Livestock and Game (limited to livestock) CMAP 1200 Forestry and Felling Trees
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos,</i> <i>Artículo 27</i> <i>Ley Agraria, Títulos V, VI</i>
Description:	<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" shares) representing the value of that land at the time of its acquisition. Investors of another Party or their investments may only own up to 49 percent of "T" shares.
Phase-Out:	None

Sector:	Communications
Sub-Sector:	Entertainment Services (Broadcasting, Multipoint Distribution Systems (MDS) and Cable Television)
Industry Classification:	CMAP 941104 Private Production and Transmission of Radio Programs (limited to production and transmission of radio programs, MDS and uninterrupted music) CMAP 941105 Private Services of Production, Transmission and Retransmission of Television Programming (limited to production, transmission and retransmission of television programming, MDS, direct broadcasting systems and high-definition television and cable television)
Type of Reservation:	National Treatment (Article 1202) Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley Federal de Radio y Televisión, Título IV, Capítulo III</i> <i>Reglamento de la Ley Federal de Radio y Televisión y de la Ley de la Industria Cinematográfica Relativo al Contenido de las Transmisiones de Radio y Televisión, Título III</i> <i>Reglamento del Servicio de Televisión por Cable, Capítulo VI</i>
Description:	<u>Cross-Border Services and Investment</u> For the protection of copyrights, the holder of a concession for a commercial broadcast station or for a cable television system is required to obtain an authorization from the Secretaría de Gobernación to import in any form radio or television programming for broadcast or cable distribution within the territory of Mexico. The authorization will be granted if the application for authorization includes documentation showing that the copyright holder has granted the license ("derechos") to broadcast or distribute by cable

such programming.

Phase-Out:

None

Sector:	Communications
Sub-Sector:	Entertainment Services (Broadcasting, Multipoint Distribution Systems (MDS) and Cable Television)
Industry Classification:	CMAP 941104 Private Production and Transmission of Radio Programs (limited to production and transmission of radio programs, MDS and uninterrupted music) CMAP 941105 Private Services of Production, Transmission and Retransmission of Television Programming (limited to production, transmission and retransmission of television programming, MDS, direct broadcasting systems, high-definition television and cable television)
Type of Reservation:	National Treatment (Article 1202) Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley Federal de Radio y Televisión, Título IV, Capítulo III</i> <i>Reglamento de la Ley Federal de Radio y Televisión y de la Ley de la Industria Cinematográfica Relativo al Contenido de las Transmisiones de Radio y Televisión, Título III</i> <i>Reglamento del Servicio de Televisión por Cable, Capítulo VI</i>
Description:	<u>Cross-Border Services and Investment</u> The use of the Spanish language is required for the broadcast, cable or multipoint distribution system distribution of radio or television programming, except when the Secretaría de Gobernación authorizes the use of another language. A majority of the time of each day's live broadcast programs must feature Mexican nationals. A radio or television announcer or presenter who is not a Mexican national must obtain an authorization from the Secretaría de

Gobernación to perform in Mexico.

Phase-Out:

None

Sector:	Communications
Sub-Sector:	Entertainment Services (Broadcasting, Multipoint Distribution Systems (MDS) and Cable Television)
Industry Classification:	CMAP 941105 Private Services of Production, Transmission and Retransmission of Television Programming (limited to broadcasting, cable television and MDS)
Type of Reservation:	National Treatment (Article 1202) Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley Federal de Radio y Televisión, Título IV, Capítulo III</i> <i>Reglamento de la Ley Federal de Radio y Televisión y de la Ley de la Industria Cinematográfica Relativo al Contenido de las Transmisiones de Radio y Televisión, Título III</i> <i>Reglamento del Servicio de Televisión por Cable, Capítulo VI</i>
Description:	<u>Cross-Border Services and Investment</u> The use of the Spanish language or Spanish subtitles is required for advertising broadcast or otherwise distributed in the territory of Mexico. Advertising included in programs transmitted directly from outside the territory of Mexico may not be distributed in those programs when they are retransmitted in the territory of Mexico.
Phase-Out:	None

Sector:	Communications
Sub-Sector:	Entertainment Services (Cable Television)
Industry Classification:	CMAP 941105 Private Services of Production, Transmission and Retransmission of Television Programming (limited to cable television)
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley Federal de Radio y Televisión, Título III, Capítulos I, II, III</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento del Servicio de Televisión por Cable, Capítulo II</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i> As qualified by the Description element
Description:	<u>Investment</u> Investors of another Party or their investments may only own, directly or indirectly, up to 49 percent of the ownership interest in an enterprise, established or to be established in the territory of Mexico, that owns or operates a cable television system or provides cable television services.
Phase-Out:	None. Subject to discussion by the Parties five years after the date of entry into force of this Agreement.

Sector:	Communications
Sub-Sector:	Entertainment Services (Cable Television)
Industry Classification:	CMAP 941105 Private Services of Production, Transmission and Retransmission of Television Programming (limited to cable television)
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley de Vías Generales de Comunicación, Libro I, Capítulo III</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i> <i>Ley Federal de Radio y Televisión, Título III, Capítulos I, II, III</i> <i>Reglamento del Servicio de Televisión por Cable, Capítulo II</i>
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes is required to construct and operate, or to operate, a cable television system. Only Mexican nationals and Mexican enterprises may obtain such a concession.
Phase-Out:	None

Sector:	Communications
Sub-Sector:	Entertainment Services (Cinema)
Industry Classification:	CMAP 941103 Private Exhibition of Films
Type of Reservation:	National Treatment (Article 1202) Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley de la Industria Cinematográfica</i> <i>Reglamento de la Ley de la Industria Cinematográfica</i> As qualified by the Description element
Description:	<u>Cross-Border Services and Investment</u> Thirty percent of the screen time of every theater, assessed on an annual basis, may be reserved for films produced by Mexican persons either within or outside the territory of Mexico.
Phase-Out:	None

Sector:	Communications
Sub-Sector:	Telecommunications (Enhanced or Value-Added Services)
Industry Classification:	CMAP 720006 Other Telecommunications Services (limited to enhanced or value-added services)
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Ley de Vías Generales de Comunicación, Libro I, Capítulo III</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de Telecomunicaciones, Capítulo IV</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i> As qualified by paragraphs 2 and 4 of the Description element
Description:	<u>Cross-Border Services</u> 1. A provider of enhanced or value-added services must obtain a permit issued by the Secretaría de Comunicaciones y Transportes. 2. Persons of Canada or the United States may provide all enhanced or value-added services, except videotext or enhanced packet switching services, without the need to establish local presence. 3. Videotext and enhanced packet switching services may not be provided on a cross-border basis. <u>Investment</u>

4. Investors of another Party or their investments may own 100 percent of the ownership interest in an enterprise, established or to be established in the territory of Mexico, that provides any enhanced or value-added service, other than videotext or enhanced packet switching services.

5. Investors of another Party or their investments may only own, directly or indirectly, up to 49 percent of the ownership interest in an enterprise, established or to be established in the territory of Mexico, that provides videotext or enhanced packet switching services.

Phase-Out:

Cross-Border Services

Beginning July 1, 1995, a person of Canada or the United States may provide videotext or enhanced packet switching services on a cross-border basis without the need to establish a local presence in the territory of Mexico.

Investment

Beginning July 1, 1995, investors of another Party or their investments may own 100 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico that provides videotext or enhanced packet switching services.

Sector:	Communications
Sub-Sector:	Transportation and Telecommunications
Industry Classification:	CMAP 7200 Communications (including telecommunications and postal services) CMAP 7100 Transportation
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley de Vías Generales de Comunicación</i> , Libro I, Capítulos III, V <i>Reglamento de Telecomunicaciones</i> , Capítulo III
Description:	<u>Investment</u> Foreign governments and foreign state enterprises or their investments may not invest, directly or indirectly, in Mexican enterprises engaged in communications, transportation and other general means of communication ("vías generales de comunicación") activities, as defined in the <i>Ley de Vías Generales de Comunicación</i> .
Phase-Out:	None

Sector:	Construction
Sub-Sector:	
Industry Classification:	<p>CMAP 501101 Residential or Housing Construction</p> <p>CMAP 501102 Non-residential Construction</p> <p>CMAP 501200 Construction of Urbanization Projects</p> <p>CMAP 501311 Construction of Industrial Plants</p> <p>CMAP 501312 Construction of Electricity Generation Plants</p> <p>CMAP 501321 Construction and Maintenance of Electricity Conduction Lines and Networks</p> <p>CMAP 501411 Mounting or Installing Concrete Structures</p> <p>CMAP 501412 Mounting or Installing Metallic Structures</p> <p>CMAP 501421 Marine and River Works</p> <p>CMAP 501422 Construction of Routes for Land Transportation</p> <p>CMAP 502001 Hydraulic and Sanitation Installations in Buildings</p> <p>CMAP 502002 Electrical Installations in Buildings</p> <p>CMAP 502003 Telecommunications Installations</p> <p>CMAP 502004 Other Special Installations</p> <p>CMAP 503001 Earth Movements</p> <p>CMAP 503002 Cement Works</p> <p>CMAP 503003 Underground Excavations</p> <p>CMAP 503004 Underwater Works</p> <p>CMAP 503005 Installation of Signs and Warnings</p> <p>CMAP 503006 Demolition</p> <p>CMAP 503007 Construction of Water Purification or Treatment Plants</p> <p>CMAP 503009 Drilling Water Wells</p> <p>CMAP 503010 Construction Activities, Not Elsewhere Classified</p>
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<p><i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i></p> <p><i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX,</i></p>

Capítulo I

Description:

Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico that performs construction activities as set out in the **Industry Classification** element.

Phase-Out:

Subject to Schedule of Mexico, Annex I, page I-M-4, five years after the date of entry into force of this Agreement, investors of another Party and their investments may own 100 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico without prior approval of the Comisión Nacional de Inversiones Extranjeras.

Sector:	Construction
Sub-Sector:	
Industry Classification:	CMAP 501322 Construction of Means for the Transportation of Petroleum and its Derivatives (limited to specialized contractors only) CMAP 503008 Petroleum and Gas, Exploration and Drilling Works and Services (limited to specialized contractors only)
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 27</i> <i>Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo , Capítulos I, V, IX, XII</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i>
Description:	<u>Investment</u> Risk-sharing contracts are prohibited. Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in an enterprise established or to be established in the

territory of Mexico involved in "non-risk- sharing" contracts for the exploration and drilling works of petroleum and gas wells and the construction of means for the transportation of petroleum and its derivatives. See also Schedule of Mexico, Annex III, page III-M-1.

Phase-Out:

None

Sector:	Educational Services
Sub-Sector:	Private Schools
Industry Classification:	CMAP 921101 Private Preschool Educational Services CMAP 921102 Private Primary School Educational Services CMAP 921103 Private Secondary School Educational Services CMAP 921104 Private Middle High (Preparatory) School Educational Services CMAP 921105 Private Higher School Educational Services CMAP 921106 Private Educational Services that Combine Preschool, Primary, Secondary, Middle High and Higher School Instruction
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Ley para la Coordinación de la Educación Superior</i> , Capítulo II <i>Ley Federal de Educación</i> , Capítulo III <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I
Description:	<u>Investment</u> Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico that provides preschool, primary, secondary, preparatory, higher, worker or peasant, or "normal" educational services.

Phase-Out: None

Sector:	Energy
Sub-Sector:	Petroleum Products
Industry Classification:	CMAF 623050 Retail Sales of Liquefied Petroleum Gas (LPG)
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo, Capítulos I, IX, XII</i> <i>Reglamento de la Distribución de Gas, Capítulos I, II</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i>
Description:	<u>Investment</u> Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may engage in the distribution, transportation, storage, or sale of liquefied petroleum gas and the installation of fixed deposits.
Phase-Out:	None

Sector:	Energy
Sub-Sector:	Petroleum Products
Industry Classification:	CMAP 626000 Retail Outlets of Gasoline and Diesel (including lubricants, oils and additives for resale in these retail outlets)
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<p><i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i></p> <p><i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i></p> <p><i>Reglamento de la Ley Reglamentaria del Artículo 27 Constitucional en el Ramo del Petróleo, Capítulos I, II, III, V, VII, IX, XII</i></p> <p>As qualified by the Description element</p>
Description:	<p><u>Investment</u></p> <p>Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may acquire, establish or operate retail outlets engaged in the sale or distribution of gasoline, diesel, lubricants, oils or additives.</p>
Phase-Out:	None

Sector:	Fishing
Sub-Sector:	
Industry Classification:	CMAP 130011 Fishing on the High Seas CMAP 130012 Coastal Fishing CMAP 130013 Fresh Water Fishing
Type of Reservation:	National Treatment (Article 1102) Most-Favored-Nation Treatment (Article 1103)
Level of Government:	Federal
Measures:	<i>Ley de Pesca, Capítulos I, II, IV</i> <i>Ley de Navegación y Comercio Marítimos, Libro II, Título Unico, Capítulo V</i> <i>Ley Federal del Mar, Título I, Capítulo I</i> <i>Ley Federal de Aguas</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i> <i>Reglamento de la Ley de Pesca, Capítulos I, II, III, V, VI, IX, XV</i>
Description:	<u>Investment</u> With respect to 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, investors of another Party or their investments may only own, directly or indirectly, up to 49 percent of the ownership interest in such an enterprise.

With respect to an enterprise established or to be established in the territory of Mexico performing fishing on the high seas, prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in such an enterprise.

Phase-Out:

None

Sector:	Manufacturing and Assembly of Goods
Sub-Sector:	Auto Parts Industry
Industry Classification:	CMAP 383103 Manufacturing of Parts and Accessories for Electrical Automotive Systems CMAP 384121 Manufacture and Assembly of Car and Truck Bodies and Tows CMAP 384122 Manufacture of Car and Truck Motors and their Parts CMAP 384123 Manufacture of Car and Truck Transmission System Parts CMAP 384124 Manufacture of Car and Truck Suspension System Parts CMAP 384125 Manufacture of Car and Truck Brake System Parts and Accessories CMAP 384126 Manufacture of Other Car and Truck Parts and Accessories
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I <i>Decreto para el Fomento y Modernización de la Industria Automotriz</i> ("Auto Decree") <i>Acuerdo que Determina Reglas para la Aplicación del Decreto para el Fomento y Modernización de la Industria Automotriz</i>
Description:	As qualified by the Description element <u>Investment</u>

1. Investors of another Party or their investments may only own, directly or indirectly, up to 49 percent of the ownership interest in an "enterprise of the autoparts industry", as defined in Annex 300-A, established or to be established in the territory of Mexico.
2. Investors of another Party or their investments that qualify as "national suppliers", as defined in Annex 300-A, may own 100 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico and that engages in the supply of specified autoparts to producers of motor vehicles.
3. Investors of another Party or their investments may own up to 100 percent of the ownership interest in an enterprise producing autoparts established or to be established in the territory of Mexico, provided that the enterprise does not register with the Secretaría de Comercio y Fomento Industrial for purposes of the Auto Decree nor receive benefits under the Auto Decree. After the five-year transition period set out in the **Phase-Out** element, such firms shall be eligible to register or to receive benefits set forth in the Auto Decree as modified by Appendix 300-A.2 provided that such enterprise meets the requirements set out therein for national supplier or "enterprise of the autoparts industry" status.

Phase-Out:

Five years after the date of entry into force of this Agreement, investors of another Party or their investments may own 100 percent of the ownership interest in any enterprise of the autoparts industry established or to be established in the territory of Mexico.

See Schedule of Mexico, Annex I, page I-M-33.

Sector:	Manufacture of Goods
Sub-Sector:	Automotive Industry
Industry Classification:	CMAP 383103 Manufacturing of Parts and Accessories for Electrical Automotive Systems CMAP 3841 Automotive Industry CMAP 384121 Manufacture and Assembly of Car and Truck Bodies and Tows CMAP 384122 Manufacture of Car and Truck Motors and their Parts CMAP 384123 Manufacture of Car and Truck Transmission System Parts CMAP 384124 Manufacture of Car and Truck Suspension System Parts CMAP 384125 Manufacture of Car and Truck Brake System Parts and Accessories CMAP 384126 Manufacture of Other Car and Truck Parts and Accessories
Type of Reservation:	Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Decreto para el Fomento y Modernización de la Industria Automotriz ("Auto Decree")</i> <i>Acuerdo que Determina Reglas para la Aplicación del Decreto para el Fomento y Modernización de la Industria Automotriz</i> As qualified by Description element
Description:	<u>Investment</u> As set out in Annex 300-A
Phase-Out:	As set out in Annex 300-A

Sector:	Manufacture of Goods
Sub-Sector:	Maquiladora Industry
Industry Classification:	
Type of Reservation:	Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley Aduanera</i> , Título IV, Capítulos I, III; Título V, Capítulo II; Título VI <i>Decreto para el Fomento y Operación de la Industria Maquiladora de Exportación</i> ("Maquiladora Decree") As qualified by the Description element
Description:	<u>Investment</u> Persons authorized by the Secretaría de Comercio y Fomento Industrial to operate under the Maquiladora Decree may not sell to the domestic market more than 55 percent of the total value of their annual exports in the previous year.
Phase-Out:	Sales of a maquiladora to the domestic market may not exceed: (a) one year after the date of entry into force of this Agreement, 60 percent of the total value of its annual exports in the previous year; (b) two years after the date of entry into force of this Agreement, 65 percent of the total value of its annual exports in the previous year; (c) three years after the date of entry into force of this Agreement, 70 percent of the total value of its annual exports in the previous year; (d) four years after the date of entry into force of this

Agreement, 75 percent of the total value of its annual exports in the previous year;

- (e) five years after the date of entry into force of this Agreement, 80 percent of the total value of its annual exports in the previous year; and
- (f) six years after the date of entry into force of this Agreement, 85 percent of the total value of its annual exports in the previous year.

Seven years after the date of entry into force of this Agreement, sales of a maquiladora to the domestic market will not be subject to any percentage requirement.

Sector:	Manufacture of Goods
Sub-Sector:	
Industry Classification:	
Type of Reservation:	Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley Reglamentaria del Artículo 131 de la Constitución Política de los Estados Unidos Mexicanos en Materia de Comercio Exterior, Capítulo I</i> <i>Decreto para el Fomento y Operación de las Empresas Altamente Exportadoras, ("ALTEX Decree")</i>
Description:	<u>Investment</u> 1. "Direct exporters", as defined in the ALTEX Decree, authorized by the Secretaría de Comercio y Fomento Industrial to operate under that decree must export at least 40 percent of their total sales or US\$2,000,000. 2. "Indirect exporters", as defined in ALTEX Decree, authorized by the Secretaría de Comercio y Fomento Industrial to operate under that decree must export at least 50 percent of their total sales.
Phase-Out:	Seven years after the date of entry into force of this Agreement, "direct and indirect exporters" will not be subject to the percentage requirements set out in the Description element.

Sector:	Manufacture of Goods
Sub-Sector:	
Industry Classification:	
Type of Reservation:	Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Ley Reglamentaria del Artículo 131 de la Constitución Política de los Estados Unidos Mexicanos en Materia de Comercio Exterior, Capítulo I</i> <i>Ley Aduanera, Título III, Capítulo IV; Título IV, Capítulos I, III</i> <i>Decreto que Establece Programas de Importación Temporal para Producir Artículos de Exportación, ("PITEX Decree")</i>
Description:	<u>Investment</u> Persons authorized by the Secretaría de Comercio y Fomento Industrial to operate under the PITEX Decree are required to export at least: (a) 30 percent of their total production in order to be permitted to temporarily import duty-free (i) machinery, equipment, instruments, molds and durable tools used in the manufacturing process, and equipment used to handle materials directly related to the exportation of goods, and (ii) devices, equipment, accessories or other items related to the production of exported goods, including those used for research, industrial security, quality control, communication, training of personnel, informatics and environmental purposes; and

- (b) 10 percent of their total production or US\$500,000 in order to be permitted to temporarily import duty-free
 - (i) raw materials, parts and components totally used in the production of exported goods,
 - (ii) packages, bottles, containers and trailer's containers which are totally used to contain exported goods, and
 - (iii) fuel, lubricants, auxiliary materials, reparation tools and equipment consumed in the production of exported goods.

Phase-Out:

Seven years after the date of entry into force of this Agreement, such persons will not be subject to the percentage requirements set out in the **Description** element.

Sector:	Manufacture of Goods
Sub-Sector:	Artificial Explosives, Fireworks, Firearms and Cartridges
Industry Classification:	CMAP 352236 Manufacturing of Artificial Explosives and Fireworks CMAP 382208 Manufacturing of Firearms and Cartridges
Type of Reservation:	National Treatment (Article 1102) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Ley Federal de Armas de Fuego y Explosivos, Título III, Capítulo I</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley Federal de Armas de Fuego y Explosivos, Capítulo IV</i> <i>Reglamento de la Ley Para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I, Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i>
Description:	<u>Investment</u> Investors of another Party or their investments may only own, directly or indirectly, up to 49 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico that manufactures artificial explosives and fireworks, firearms, cartridges and ammunition. No foreign national may appoint or be appointed a member of the board of directors or an officer of such an enterprise.
Phase-Out:	None

Sector:	Mining
Sub-Sector:	Extraction and Exploitation of Minerals
Industry Classification:	<p>CMAP 210000 Exploitation of Mineral Carbon</p> <p>CMAP 231000 Extraction of Minerals Containing Iron</p> <p>CMAP 232001 Extraction of Minerals Containing Gold, Silver and other Precious Minerals and Metals</p> <p>CMAP 232002 Extraction of Mercury and Antimony</p> <p>CMAP 232003 Extraction of Industrial Minerals Containing Lead and Zinc</p> <p>CMAP 232004 Extraction of Minerals Containing Copper</p> <p>CMAP 232006 Extraction of other Metallic Minerals not containing Iron</p> <p>CMAP 291001 Extraction of Sand and Gravel</p> <p>CMAP 291002 Extraction of Marble and other Gravels for Construction</p> <p>CMAP 291003 Exploitation of Feldspar</p> <p>CMAP 291004 Extraction of Kaolin, Clay and Refractory Minerals</p> <p>CMAP 291005 Extraction of Limestones</p> <p>CMAP 291006 Exploitation of Gypsum</p> <p>CMAP 292001 Extraction of Barium Oxide</p> <p>CMAP 292002 Extraction of Phosphoric Rock</p> <p>CMAP 292003 Extraction of Fluorite</p> <p>CMAP 292004 Extraction of Sulphur</p> <p>CMAP 292005 Extraction of other Minerals in order to Obtain Chemicals</p> <p>CMAP 292006 Extraction of Salt</p> <p>CMAP 292007 Extraction of Graphite</p> <p>CMAP 292008 Extraction of other Non-Metallic Minerals</p>
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<p><i>Ley Minera</i>, Capítulos I, II</p> <p><i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i>, Capítulos I, II, III, V, VI</p>

Reglamento de la Ley Minera

Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I, Título IV; Título V; Título VIII; Título IX, Capítulo I

As qualified by the **Description** element

Description:

Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico engaged in the extraction or exploitation of any mineral.

Phase-Out:

Subject to Schedule of Mexico, Annex I, page I-M-4, five years after the date of entry into force of this Agreement, investors of another Party or their investments may own 100 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico engaged in extraction or exploitation of any mineral, without the prior approval of the Comisión Nacional de Inversiones Extranjeras.

Sector:	Printing, Editing and Associated Industries
Sub-Sector:	Newspaper Publishing
Industry Classification:	CMAP 342001 Newspaper Publishing
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I As qualified by the Description element
Description:	<u>Investment</u> Investors of another Party or their investments may own, directly or indirectly, 100 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico engaged in the simultaneous printing and distribution in the territory of Mexico of a daily newspaper that is published outside of the territory of Mexico. Investors of another Party or their investments may only own, directly or indirectly, up to 49 percent 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. For purposes of this reservation, daily newspapers are those published at least five days a week.
Phase-Out:	None

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Medical Doctors
Industry Classification:	CMAP 9231 Private Medical, Odontological and Veterinary Services (limited to medical and odontological services)
Type of Reservation:	National Treatment (Article 1202)
Level of Government:	Federal
Measures:	<i>Ley Federal del Trabajo, Capítulo I</i>
Description:	<u>Cross-Border Services</u> Only Mexican nationals licensed as doctors in the territory of Mexico may provide in-house medical services in Mexican enterprises.
Phase-Out:	None

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Specialized Personnel
Industry Classification:	CMAP 951012 Customs Brokers and Representation Agency Services (limited to shippers' export declarations)
Type of Reservation:	National Treatment (Article 1202)
Level of Government:	Federal
Measures:	<i>Ley Aduanera</i> , Título IX, Capítulo Unico
Description:	<u>Cross-Border Services</u> A shipper's export declaration must be processed by a Mexican national licensed as a customs broker ("agente aduanal") or by a representative ("apoderado aduanal") employed by the exporter and authorized by the Secretaría de Hacienda y Crédito Público for this purpose.
Phase-Out:	None. Subject to discussion by the Parties five years after the date of entry into force of this Agreement.

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Professional Services
Industry Classification:	CMAP 9510 Professional, Technical and Specialized Services (limited to professional services)
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal and State
Measures:	<i>Ley Reglamentaria del Artículo 5o. Constitucional, Relativo al Ejercicio de las Profesiones en el Distrito Federal, Capítulo III, Sección Tercera, Capítulos IV, V</i> <i>Ley General de Población, Título III, Capítulo III</i> <i>Reglamento de la Ley Reglamentaria del Artículo 5o. Constitucional, relativo al Ejercicio de las Profesiones en el Distrito Federal, Capítulo III</i>
Description:	<u>Cross-Border Services</u> Only Mexican nationals may be licensed in professions that require a professional license ("cédula profesional"). An "inmigrado" or an "inmigrante" may seek a judicial order to obtain such a license.
Phase-Out:	Citizenship and permanent residency requirements are subject to removal within two years of the date of entry into force of this Agreement in accordance with Article 1210(3). On removal of these requirements, a foreign professional will be required to have an address in Mexico. With respect to legal services, see Schedule of Mexico, Annex I, page I-M-46, Schedule of Mexico Annex II, page II-M-10, and Schedule of Mexico, Annex VI, page VI-M-2.

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Professional Services
Industry Classification:	CMAP 951002 Legal Services (including foreign legal consultancy)
Type of Reservation:	National Treatment (Articles 1102, 1202) Most-Favored-Nation Treatment (Articles 1103, 1203) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Ley Reglamentaria del Artículo 5o. Constitucional, Relativo al Ejercicio de las Profesiones en el Distrito Federal, Capítulo I, Capítulo III, Sección III</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley Reglamentaria del Artículo 5o. Constitucional, relativo al Ejercicio de las Profesiones en el Distrito Federal, Capítulos I, II, V</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i> As qualified by the Description element
Description:	<u>Cross Border Services and Investment</u> Except as provided for in this reservation, only lawyers licensed in Mexico may have an ownership interest in a law firm established in the territory of Mexico. Lawyers licensed in a Canadian province that permits partnerships between those lawyers and lawyers licensed in Mexico will be permitted to form partnerships with lawyers licensed in Mexico. The number of lawyers licensed in Canada serving as partners, and

their ownership interest in the partnership, may not exceed the number of lawyers licensed in Mexico serving as partners, and their ownership interest in the partnership. A lawyer licensed in Canada may not practice or advise on Mexican law.

A law firm established by a partnership of lawyers licensed in Canada and lawyers licensed in Mexico may hire lawyers licensed in Mexico as employees.

Lawyers licensed in Canada will be subject to Schedule of Mexico, Annex VI, page VI-M-2.

Lawyers licensed in the United States will be subject to Schedule of Mexico, Annex II, page II-M-10 and Schedule of Mexico, Annex VI, page VI-M-2.

Phase-Out:

None

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Professional Services
Industry Classification:	CMAP 951003 Accounting and Auditing Services (limited to accounting services)
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Código Fiscal de la Federación, Título III</i> <i>Reglamento del Código Fiscal de la Federación, Capítulo II</i>
Description:	<u>Cross-Border Services</u> Only Mexican nationals who are licensed as accountants in Mexico are authorized to perform audits for tax purposes on behalf of: (a) state enterprises; (b) enterprises that are authorized to receive tax-deductible donations; (c) enterprises with income, capital stock, number of employees and operations above levels specified annually by the Secretaría de Hacienda y Crédito Público; or (d) enterprises undergoing a merger or divestiture.
Phase-Out:	Citizenship and permanent residency requirements are subject to removal within two years of the date of entry into force of this Agreement in accordance with Article 1210(3). On removal of these requirements, a foreign professional will be required to have an address in Mexico.

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Specialized Services (Commercial Public Notaries)
Industry Classification:	
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Código de Comercio, Libro I, Título III</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título II, Capítulo I</i>
Description:	<u>Cross-Border Services and Investment</u> 1. Only a Mexican national by birth may be licensed to be a commercial public notary ("corredor público"). 2. A commercial public notary may not have a business affiliation with any person for the provision of commercial public notary services.
Phase-Out:	1. Citizenship and permanent residency requirements are subject to removal within two years of the date of entry into force of this Agreement in accordance with Article 1210(3). On removal of these requirements, a foreign professional will be required to have an address in Mexico. 2. None

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Specialized Services
Industry Classification:	CMAP 951001 Public Notary
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205)
Level of Government:	Federal and State
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI Leyes del Notariado para los Estados de: Aguascalientes, Baja California, Baja California Sur, Campeche, Coahuila, Colima, Chiapas, Chihuahua, Distrito Federal, Durango, Guanajuato, Guerrero, Hidalgo, Jalisco, México, Michoacán, Morelos, Nayarit, Nuevo León, Oaxaca, Puebla, Querétaro, Quintana Roo, San Luis Potosí, Sinaloa, Sonora, Tabasco, Tamaulipas, Tlaxcala, Veracruz, Yucatán and Zacatecas. <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I
Description:	<u>Cross-Border Services and Investment</u> Only Mexican nationals by birth may be granted a fiat ("patente") to be public notaries ("notarios públicos"). A public notary may not have a business affiliation with any person for the provision of public notary services.
Phase-Out:	None

Sector:	Professional, Technical and Specialized Services
Sub-Sector:	Professional Services
Industry Classification:	CMAP 951023 Other Professional Services (limited to private veterinary services)
Type of Reservation:	National Treatment (Article 1202)
Level of Government:	Federal
Measures:	<i>Ley de Sanidad Fitopecuaria de los Estados Unidos Mexicanos, Título II, Capítulo IV</i> <i>Reglamento de Control de Productos Químico-Farmacéuticos, Biológicos, Alimenticios, Equipos y Servicios para Animales, Capítulos IV, V</i>
Description:	<u>Cross-Border Services</u> For enterprises that manage chemical, pharmaceutical and biological goods for application to animals, only a Mexican national may be: (a) a veterinarian responsible for management of such goods; or (b) a licensed professional responsible for laboratories of such enterprises.
Phase-Out:	Citizenship and permanent residency requirements are subject to removal within two years of the date of entry into force of this Agreement in accordance with Article 1210(3). On removal of these requirements, a foreign professional will be required to have an address in Mexico.

Sector:	Retail Commerce
Sub-Sector:	Sale of Non-Food Products in Specialized Establishments
Industry Classification:	CMAP 623087 Sale of Firearms, Cartridges and Ammunition CMAP 612024 Wholesale Commerce, Not Elsewhere Classified (limited to firearms, cartridges and ammunition)
Type of Reservation:	National Treatment (Article 1102) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Ley Federal de Armas de Fuego y Explosivos, Título III, Capítulo I</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley Federal de Armas de Fuego y Explosivos, Capítulo IV</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i>
Description:	<u>Investment</u> Investors of another Party or their investments may only own, directly or indirectly, up to 49 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico that sells firearms, cartridges and ammunition. No foreign national may appoint or be appointed a member of the board of directors or managing officer of such an enterprise.
Phase-Out:	None

Sector:	Religious Services
Sub-Sector:	
Industry Classification:	CMAP 929001 Religious Services
Type of Reservation:	Local Presence (Article 1205) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Ley de Asociaciones Religiosas y Culto Privado</i> , Título II, Capítulos I, II
Description:	<u>Cross-Border Services</u> Religious associations must be associations constituted in accordance with the <i>Ley de Asociaciones Religiosas y Cultos Privados</i> . <u>Investment</u> Representatives of religious associations in Mexico must be Mexican nationals.
Phase-Out:	None

Sector:	Services to Agriculture
Sub-Sector:	
Industry Classification:	CMAP 971010 Supply of Agricultural Services
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley de Sanidad Fitopecuaria de los Estados Unidos Mexicanos, Título II</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i> <i>Reglamento de la Ley de Sanidad Fitopecuaria de los Estados Unidos Mexicanos, Capítulo VII</i>
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Agricultura y Recursos Hidráulicos is required to spray pesticides. Only Mexican nationals or Mexican enterprises may obtain such a concession.
Phase-Out:	Six years after the date of entry into force of this Agreement, the requirement of a concession will be replaced with a permit requirement and the citizenship requirement will be eliminated.

Sector:	Transportation
Sub-Sector:	Air Transportation
Industry Classification:	CMAP 713001 Transportation Services on Mexican-Registered Aircraft CMAP 713002 Air Taxi Transportation Services
Type of Reservation:	National Treatment (Article 1102) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Ley de Vías Generales de Comunicación, Libro IV, Capítulo I, X, XI</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i> As qualified by the Description element
Description:	<u>Investment</u> Investors of another Party or their investments may only own, directly or indirectly, up to 25 percent of the voting interest 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 board of directors and two-thirds of managing officers of such an enterprise must be Mexican nationals. Only Mexican nationals and Mexican enterprises in which 75 percent 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 aircraft in

Mexico.

Only Mexican-registered aircraft may provide the following commercial air transport services:

- (a) "domestic services" (air services between points, or from and to the same point, in the territory of Mexico, or between a point in the territory of Mexico and a point not in the territory of another country);
- (b) "scheduled international services" (scheduled air services between a point in the territory of Mexico and a point in the territory of another country) where those services have been reserved to Mexican carriers under existing or future bilateral agreements; and
- (c) "non-scheduled international services" (non-scheduled air services between a point in the territory of Mexico and a point in the territory of another country) where those services have been reserved to Mexican carriers under existing or future bilateral agreements.

Phase-Out:

None

Sector:	Transportation
Sub-Sector:	Specialty Air Services
Industry Classification:	
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Ley de Vías Generales de Comunicación</i> , Libro I, Capítulos I, II, III; Libro IV, Capítulo XII As qualified by paragraphs 2, 3 and 4 of the Description element
Description:	<u>Cross-Border Services</u> 1. A permit issued by the Secretaría de Comunicaciones y Transportes (SCT) is required to provide all specialty air services in the territory of Mexico. 2. A person of Canada or the United States may obtain such a permit to provide flight training, forest fire management, fire-fighting, glider towing, and parachute jumping services in Mexico, subject to compliance with Mexican safety requirements. 3. Such a permit may not be issued to a person of Canada or the United States to provide aerial advertising, aerial sightseeing, aerial construction, heli-logging, inspection and surveillance, mapping, photography, surveying and aerial spraying services. <u>Investment</u> 4. Investors of another Party or their investments may only own, directly or indirectly, up to 25 percent of the voting interest 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 managing officers of such an enterprise must be Mexican nationals. Only Mexican nationals and Mexican enterprises in which 75 percent 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 aircraft in Mexico.

Phase-Out:

Cross-Border Services

A person of Canada or the United States will be allowed to obtain a permit by SCT to provide, subject to compliance with Mexican safety requirements, the following specialty air services:

- (a) three years after the date of entry into force of this Agreement, aerial advertising, aerial sightseeing services, aerial construction and heli-logging; and
- (b) six years after the date of entry into force of this Agreement, inspection and surveillance, mapping, photography, surveying and aerial spraying services.

Investment

None

Sector:	Transportation
Sub-Sector:	Air Transportation
Industry Classification:	CMAP 384205 Aircraft Building, Assembly and Repair (limited to aircraft repair)
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley de Vías Generales de Comunicación, Libro I, Capítulos I, II, III; Libro IV, Capítulo XV</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i> <i>Reglamento de Talleres Aeronáuticos, Capítulo I</i>
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes is required to establish and operate, or operate, an aircraft repair facility. Only Mexican nationals and Mexican enterprises may obtain such a concession.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Air Transportation
Industry Classification:	CMAP 973301 Air Navigation Services CMAP 973302 Airport and Heliport Administration Services
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley de Vías Generales de Comunicación, Libro I, Capítulos I, II, III; Libro IV, Capítulo IX</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i>
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes is required to construct and operate, or operate, airports and heliports and to provide air navigation services. Only Mexican nationals and Mexican enterprises may obtain such a concession. <u>Investment</u> Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in an enterprise established or to be established in the

territory of Mexico engaged in the following activities:

- (a) construction and operation of airports or heliports;
- (b) operation of airports or heliports; or
- (c) provision of air navigation services.

Phase-Out:

None

Sector:	Transportation
Sub-Sector:	Land Transportation
Industry Classification:	CMAP 973101 Bus and Truck Station Administration and Ancillary Services (main bus and truck terminals and bus and truck stations)
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Ley de Vías Generales de Comunicación, Libro I, Capítulo I, II, III; Libro II, Título II, Capítulos I, II; Título III, Capítulo Unico</i> <i>Reglamento para el Aprovechamiento del Derecho de Vía de las Carreteras Federales y Zonas Aledañas, Capítulos II, IV</i> <i>Reglamento del Servicio Público de Autotransporte Federal de Pasajeros, Capítulo III, IV</i> As qualified by paragraph 1 of the Description element
Description:	<u>Cross-Border Services</u> 1. A permit issued by the Secretaría de Comunicaciones y Transportes is required to establish, or operate, a bus or truck station or terminal. Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may obtain such a permit. <u>Investment</u> 2. Investors of another Party or their investments may not own, directly or indirectly, ownership interest in an enterprise established or to be established in the territory of Mexico engaged in the establishment or operation of bus or truck stations or terminals.
Phase-Out:	<u>Cross-Border Services</u>

Three years after the date of signature of this Agreement, such a permit may be obtained by Mexican nationals and Mexican enterprises.

Investment

With respect to an enterprise established or to be established in the territory of Mexico engaged in the establishment or operation of bus or truck station or terminals, investors of another Party or their investments may own, directly or indirectly:

- (a) three years after the date of signature of this Agreement, only up to 49 percent of the ownership interest in the enterprise;
- (b) seven years after the date of entry into force of this Agreement, only up to 51 percent of the ownership interest in the enterprise; and
- (c) ten years after the date of entry into force of this Agreement, 100 percent of the ownership interest in the enterprise.

Sector:	Transportation
Sub-Sector:	Land Transportation
Industry Classification:	CMAP 711101 Railway Transport Services (limited to railway crew)
Type of Reservation:	National Treatment (Article 1202)
Level of Government:	Federal
Measures:	<i>Ley Federal del Trabajo, Capítulo I</i>
Description:	<u>Cross-Border Services</u> Railway crew members must be Mexican nationals.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Land Transportation
Industry Classification:	CMAP 973102 Road and Bridge Administration Services and Ancillary Services
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley de Vías Generales de Comunicación, Libro I, Capítulos I, II, III; Libro II, Título II, Capítulo II; Título III, Capítulo Unico</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i>
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes is required to provide road and bridge administration services and ancillary services. Only Mexican nationals and Mexican enterprises may obtain such a concession.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Land Transportation
Industry Classification:	CMAP 711312 Urban and Suburban Passenger Transportation Service by Bus CMAP 711315 Collective Automobile Transportation Service CMAP 711316 Established Route Automobile Transportation Service CMAP 711317 Automobile Transportation Services from a Specific Station CMAP 711318 School and Tourist Transportation Services (limited to school transportation services)
Type of Reservation:	National Treatment (Article 1102, 1202)
Level of Government:	Federal
Measures:	<i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Ley de Vías Generales de Comunicación</i> , Libro I, Capítulos I, II, III; Libro II, Título II, Capítulo II <i>Ley de Nacionalidad y Naturalización</i> , Capítulo IV <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I <i>Reglamento del Servicio Público de Autotransporte Federal de Pasajeros</i> , Capítulo II

Description:

Cross-Border Services and Investment

Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may provide local bus services, school bus services and taxi and other collective transportation services.

Phase-Out:

None

Sector:	Transportation
Sub-Sector:	Land Transportation
Industry Classification:	CMAP 711201 Road Transport Services for Construction Materials CMAP 711202 Road Transport Moving Services CMAP 711203 Other Services of Specialized Cargo Transportation CMAP 711204 General Trucking Services CMAP 711311 Inter-City Busing Services CMAP 711318 School and Tourist Transportation Services (limited to tourist transportation services)
Type of Reservation:	National Treatment (Articles 1102, 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Memorandum de Entendimiento entre los Estados Unidos Mexicanos y los Estados Unidos de Norteamérica para la Promoción de Servicios de Transporte Turístico de Ruta Fija</i> , 3 de diciembre de 1990 <i>Ley de Vías Generales de Comunicación</i> , Libro I, Capítulos I, II, III; Libro II, Título II, Capítulo II; Título III, Capítulo Unico <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I As qualified by paragraphs 1, 3 and 4 of the Description element.
Description:	<u>Cross-Border Services</u> 1. A permit issued by the Secretaría de Comunicaciones y

Transportes 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.

2. Only Mexican nationals and Mexican enterprises with a foreigners' exclusion clause may provide such services.
3. Notwithstanding paragraph 2, a person of Canada or the United States will be permitted to provide international charter or tour bus services to or from the territory of Mexico.
4. 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 the transportation of goods or passengers between points in the territory of Mexico.

Investment

5. 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 bus or truck transportation services as set out in the **Industry Classification** element.

Phase-Out:

Cross-Border Services

A person of Canada or of the United States will be permitted to provide:

- (a) three years after the date of signature of this Agreement, cross-border truck services to or from the territory of border states (Baja California, Chihuahua, Coahuila, Nuevo León, Sonora and Tamaulipas), and such a person will be permitted to enter and depart Mexico through different ports of entry in such states;
- (b) three years after the date of entry into force of this Agreement, cross-border scheduled bus services to or from

the territory of Mexico; and

- (c) six years after the date of entry into force of this Agreement, cross-border truck services to or from the territory of Mexico.

Three years after the date of signature of this Agreement, only Mexican nationals and Mexican enterprises, using Mexican-registered equipment that is Mexican-built or legally imported and drivers who are Mexican nationals, may provide bus or truck services for the transportation of international cargo or passengers between points in the territory of Mexico. For domestic cargo, paragraph 4 of the **Description** element will continue to apply.

Investment

With respect to an enterprise established or to be established in the territory of Mexico providing inter-city bus services, tourist transportation services, or truck services for the transportation of international cargo between points in the territory of Mexico, investors of another Party or their investments may own, directly or indirectly:

- (a) three years after the date of signature of this Agreement, only up to 49 percent of ownership interest in such an enterprise;
- (b) seven years after the date of entry into force of this Agreement, only up to 51 percent of the ownership interest in such an enterprise; and
- (c) ten years after the date of entry into force of this Agreement, 100 percent of the ownership interest in such an enterprise.

Investors of another Party or their investments may not own, directly or indirectly, an ownership interest in an enterprise providing truck services for the carriage of domestic cargo.

Sector:	Transportation
Sub-Sector:	Land Transportation and Water Transportation
Industry Classification:	CMAP 501421 Marine and River Works CMAP 501422 Construction of Roads for Land Transportation
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos,</i> Artículo 32 <i>Ley de Vías Generales de Comunicación,</i> Libro I, Capítulos I, II, III; Libro II, Título II, Capítulo II; Libro III, Capítulos II, XV <i>Ley de Nacionalidad y Naturalización,</i> Capítulo IV
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes is required to construct and operate, or operate, marine or river works or roads for land transportation. Such a concession may be granted only to Mexican nationals and Mexican enterprises.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Non-Energy Pipelines
Industry Classification:	
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos,</i> Artículo 32 <i>Ley de Vías Generales de Comunicación, Libro I, Capítulos I, II, III</i> <i>Ley Federal de Aguas, Título I, Capítulo I</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i>
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes 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.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Specialized Personnel
Industry Classification:	CMAP 951012 Customs Brokers
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley Aduanera, Título II, Capítulo Unico</i> <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Capítulos I, II, III, V, VI</i> <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</i>
Description:	<u>Investment</u> Investors of another Party or their investments may not own, directly or indirectly, an ownership interest in a customs broker enterprise ("agencia aduanal").
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Water Transportation
Industry Classification:	CMAP 1300 Fishing
Type of Reservation:	National Treatment (Article 1202) Most-Favored-Nation Treatment (Article 1203) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos,</i> Artículo 32 <i>Ley de Pesca, Capítulos I, II</i> <i>Ley de Navegación y Comercio Marítimos,</i> Libro II, Título Unico, Capítulo I <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i> <i>Reglamento de la Ley de Pesca, Capítulo I, III, IV, V, VI, IX, XV</i>
Description:	<u>Cross-Border Services</u> A concession granted, or permit issued, by the Secretaría de Pesca is required to engage in fishing activities in "Mexican jurisdictional waters". Only Mexican nationals and Mexican enterprises, using Mexican-flagged vessels, may obtain such a concession or permit. Permits may exceptionally be issued to persons operating vessels flagged in a foreign country that provides equivalent treatment to Mexican-flagged vessels to engage in fishing activities in the Exclusive Economic Zone. Only Mexican nationals and Mexican enterprises may obtain authorization from the Secretaría de Pesca for deep sea fishing on Mexican-flagged vessels, fixed rigging installations, recollection from the natural milieu of larvae, post-larvae, eggs, seeds or fingerlings, for research or aquaculture purposes, introduction of

live species into "Mexican jurisdictional waters", and for educational fishing in accordance with the programs of fishing educational institutions.

Phase-Out: None

Sector:	Transportation
Sub-Sector:	Water Transportation
Industry Classification:	CMAP 384201 Shipbuilding and Ship Repair
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205) Performance Requirements (Article 1106)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos,</i> Artículo 32 <i>Ley de Vías Generales de Comunicación,</i> Libro I, Capítulos I, II, III; Libro III, Capítulo XV <i>Ley para el Desarrollo de la Marina Mercante,</i> Capítulo IV <i>Ley de Nacionalidad y Naturalización,</i> Capítulo IV
Description:	<u>Cross-Border Services</u> A concession granted by the Secretaría de Comunicaciones y Transportes is required to establish and operate, or operate, a shipyard. Only Mexican nationals and Mexican enterprises may obtain such a concession. <u>Cross-Border Services and Investment</u> For the owner of a Mexican-flagged vessel to be eligible for government cargo preferences, subsidies and tax benefits granted under the <i>Ley para el Desarrollo de la Marina Mercante</i> , that owner must carry out repair and maintenance operations in shipyards and repair facilities in the territory of Mexico.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Water Transportation
Industry Classification:	CMAP 712011 International Maritime Transportation Services CMAP 712012 Cabotage Maritime Services CMAP 712013 International and Cabotage Towing Services CMAP 712022 Internal Port Water Transportation Services CMAP 712021 River and Lake Transportation Services
Type of Reservation:	National Treatment (Articles 1102, 1202) Most-Favored-Nation Treatment (Articles 1103, 1203) Senior Management and Boards of Directors (Article 1107)
Level of Government:	Federal
Measures:	<i>Ley de Vías Generales de Comunicación</i> , Libro I, Capítulos I, II y III; Libro III, Capítulos I-XV <i>Ley para el Desarrollo de la Marina Mercante</i> , Capítulos I, III <i>Ley de Navegación y Comercio Marítimos</i> , Libro II, Título Unico, Capítulos I, III <i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Capítulos I, II, III, V, VI <i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i> , Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título I IX, Capítulo I
Description:	<u>Cross-Border Services and Investment</u> Maritime cabotage services, including off-shore maritime services, are reserved to Mexican-flagged vessels. A waiver may be granted by the Secretaría de Comunicaciones y Transportes where Mexican-flagged vessels are not able to provide such services. Only Mexican-flagged vessels may transport cargo owned by the Federal Government.

Foreign-flagged vessels may provide international maritime services in the territory of Mexico on the basis of reciprocity with the relevant country. Only Mexican-flagged towing vessels may provide towing services from Mexican ports to foreign ports. Where such towing vessels are not able to provide such services, the Secretaría de Comunicaciones y Transportes may provide permits to foreign-flagged towing vessels. Only a Mexican national or a Mexican enterprise with a foreigners' exclusion clause may own vessels registered and flagged as Mexican. All members of the board of directors and managers of such enterprise must be Mexican nationals.

Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than the 49 percent of the ownership interest in an enterprise established or to be established in the territory of Mexico operating foreign-flagged vessels providing international maritime transport services.

Phase-Out:

None

Sector:	Transportation
Sub-Sector:	Water Transportation
Industry Classification:	CMAP 973203 Maritime and Inland (Lake and Rivers) Ports Administration
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Ley de Navegación y Comercio Marítimos</i> , Libro II, Capítulo II <i>Ley de Vías Generales de Comunicación</i> , Libro III, Capítulo XI
Description:	<u>Cross-Border Services</u> All port workers must be Mexican nationals.
Phase-Out:	None

Sector:	Transportation
Sub-Sector:	Water Transportation
Industry Classification:	CMAP 973201 Loading and Unloading Services Related to Water Transportation (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)
Type of Reservation:	National Treatment (Article 1102)
Level of Government:	Federal
Measures:	<p><i>Ley de Navegación y Comercio Marítimos</i>, Libro I, Título Unico, Capítulo I; Libro II, Título II</p> <p><i>Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i>, Capítulos I, II, III, V, VI</p> <p><i>Ley de Vías Generales de Comunicación</i>, Libro I, Capítulos I, II, III; Libro III, Capítulo II</p> <p><i>Reglamento de la Ley para Promover la Inversión Mexicana y Regular la Inversión Extranjera</i>, Título I; Título II, Capítulo I; Título IV; Título V; Título VIII, Capítulos I, II, III, V; Título IX, Capítulo I</p> <p><i>Reglamento del Servicio de Maniobras en las Zonas Federales de Puertos</i>, Libro I, Título Unico, Capítulo I; Libro II, Título Unico, Capítulo II, Sección A; Libro IV, Título Unico</p> <p><i>Reglamento para el Uso y Aprovechamiento del Mar Territorial, Vías Navegables, Playas, Zona Federal Marítimo Terrestre y Terrenos Ganados al Mar</i>, Capítulo II, Sección II</p> <p>As qualified by the Description element</p>

Description:

Investment

Prior approval of the Comisión Nacional de Inversiones Extranjeras is required for investors of another Party or their investments to own, directly or indirectly, more than 49 percent of the ownership interest in an enterprise, established or to be established in the territory of Mexico providing to third persons the following services: 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; and waterfront terminal operations.

Phase-Out:

None

Sector:	Transportation
Sub-Sector:	Water Transportation
Industry Classification:	CMAP 973201 Loading and Unloading Services Related to Water Transportation (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)
Type of Reservation:	National Treatment (Article 1202) Local Presence (Article 1205)
Level of Government:	Federal
Measures:	<i>Constitución Política de los Estados Unidos Mexicanos, Artículo 32</i> <i>Ley de Navegación y Comercio Marítimos, Libro I, Título Unico, Capítulo I; Libro II, Título II</i> <i>Ley de Vías Generales de Comunicación, Libro I, Capítulos I, II, III; Libro III, Capítulo II</i> <i>Ley de Nacionalidad y Naturalización, Capítulo IV</i> <i>Reglamento del Servicio de Maniobras en las Zonas Federales de Puertos, Libro I, Título Unico, Capítulo I, Libro II, Título Unico, Capítulo II, Sección A; Libro IV, Título Unico</i> <i>Reglamento para el Uso y Aprovechamiento del Mar Territorial, Vías Navegables, Playas, Zona Federal Marítimo Terrestre y Terrenos Ganados al Mar, Capítulo II, Sección II</i>
Description:	<u>Cross-Border Services</u>

A concession granted by the Secretaría de Comunicaciones y Transportes 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 Secretaría de Comunicaciones y Transportes is required to provide stevedoring and warehousing services. Only Mexican nationals and Mexican enterprises may obtain such a permit.

Phase-Out:

None