



SADC Trade in Services

Final Lists of Commitments by the United Republic of Tanzania

The United Republic of Tanzania submits its list of commitments in the context of the SADC Protocol on Trade in Services. This list covers four sectors namely: communication, finance, tourism and transport services.

Modes of supply: 1) Cross-border 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons			
(Sub) Sector	Market Access	National Treatment	Additional commitment
I. HORIZONTAL COMMITMENT			
ALL SECTORS INCLUDED IN THIS SCHEDULE	3) a) All foreign establishments in Tanzania must be incorporated and licensed. b) Acquisitions of domestic firms and mergers by foreigners are subject to approval	1),2),3),4): Subsidies are unbound 3) a) An economic needs test applies for the acquisition, purchase as well as rent or lease of real estate by foreign natural persons and juridical persons. b) Leasing of land by foreigners or companies which are deemed foreign (held 51% of share and above) because of foreign equity ownership is subject to approval c) A foreign service supplier shall use appropriate and advanced technology and managerial experience, and shall have the obligation to transfer its technology and pass on its experience to national personnel. A foreign service supplier must prove commitment to recruit and develop more local human resources. Foreign service suppliers, in the context of joint venture are required to offer on-the-job training for national employees. Skilled foreign employees required to provide training to locals.	
	4) Unbound except for the following categories: a) Business Visitors: Persons who visit Tanzania	4) Unbound, except as indicated in market access column.	

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	<p>temporarily for the purposes specified below:</p> <ul style="list-style-type: none"> (i) For the sale of services or entering into agreements for such sales for that services supplier (Service Seller) and/or (ii) Employees of a juridical person for the purpose of setting up a commercial presence of that juridical person, in Tanzania (iii) Persons participating in business meetings (iv) Persons engaged in installing machinery or providing after-sale services of machinery under the conditions of the purchase of the machinery. <p>Access is subject to the condition that representatives of such services suppliers or employees of such juridical persons:</p> <ul style="list-style-type: none"> • will not be engaged in making direct sales to the general public or in supplying services themselves • will not receive any remuneration from a source located within Tanzania. <p>Entry for persons in this category shall be stay for a period of not more than 90 days in every 365days, without renewal.</p>		
	<p>b) Intra-corporate transferees: Specific categories of employees listed below, who are hired temporarily by a service supplier with a commercial presence in Tanzania in the context of</p>		

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	<p>provision of a service in Tanzania for short periods of stay up to nine (9) months</p> <p>Managers: Persons who direct a branch office or one or more departments as their head, or supervise or control the work of other supervisory, professional or managerial personnel and have the authority to appoint or remove the personnel and powers to exercise discretionary authority over day-to-day operations.</p> <p>Executives: Persons who are in senior positions within a juridical person or a branch, and who primarily direct the management, have wide decision-making powers and are either members of the board of directors or receive directions from the board or the general body of shareholders.</p> <p>Specialists: Persons who possess high qualifications and knowledge at an advanced level relevant to the organization's activities or of the organization's research, equipment, techniques or management and may include persons who are members of accredited professional bodies.</p>		
	<p>c) Contractual Service Suppliers: Employees of a foreign based company or partnership who travel to Tanzania shall be granted up to two years of stay in order to perform a service pursuant to a contract between their employer and a client(s) located in Tanzania where the employer does not have an affiliate office and where remuneration</p>		

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	<p>must be paid solely to the employer.</p> <p>Access shall be available under this category only in the specific service sector in which contract has been entered into and employees should have appropriate educational and professional qualifications relevant to the services to be provided and requires an authorization by the competent authority</p>		
II. SPECIFIC COMMITMENTS			
2. COMMUNICATION SERVICES			
B: Courier services (CPC 7512)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) None 2) None 3) None 4) unbound, except as indicated in the horizontal commitment	
C. Telecommunication services			
a. Voice telephone services (CPC 7521) b. Packet-switched data transmission services (CPC 7523**)	1) None 2) None 3) Maximum shares for foreign service through listing with the stock exchange providers shall be 75% of a free float threshold prescribed in the stock exchange rules	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	
c. Circuit-switched data transmission services (CPC 7523**)	4) Unbound, except as indicated in the horizontal commitment		
d. Telex services (CPC 7523**)			

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D. Audio Visual Services			
(c) Radio and television services (CPC 9613)	1) None 2) None	1) None 2) None	
(d) Radio and television transmission services (CPC 7524)	3) Foreign capital is limited to 49% 4) Unbound, except as indicated in the horizontal commitment	3) None 4) Unbound, except as indicated in the horizontal commitment	
7. FINANCIAL SERVICES			
All Insurance insurance-related services			
a. Life, accident and health insurance services (CPC 8121)	1) Unbound 2) Unbound	1) Unbound 2) Unbound	
b. Non-life insurance services (CPC 8129)	3) At least a third of the controlling interest, whether in terms of shares, paid up capital or voting rights must be held by citizens of Tanzania	3) At least a third of the members of the Board must be citizens of Tanzania	
c. Reinsurance and retrocession (CPC 81299*)		4) Unbound, except as indicated in the horizontal commitment	
d. Services auxiliary to insurance (including broking and agency services) (CPC 8140)	4) Unbound, except as indicated in the horizontal commitment		
B: Banking and other Financial Services			

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a. Acceptance of deposits and other repayable funds from public CPC 81115-81119 c. Financial leasing (CPC 8112) d. All payments and transmission services (CPC 81339**) e. Guarantees and commitments (CPC 81199**)	1) None 2) None 3) Not more than five foreigners may be employed in one banking institution 4) Unbound, except as indicated in the Horizontal commitment	1) None 2) None 3) At least two members of the Board of Directors of a banking institution must be Tanzanians and 4) Unbound, except as indicated in the horizontal commitment.	
9. TOURISM SERVICES			
A: Hotels and Restaurant			
a. Hotels and Restaurants (CPC 641-643) 3 stars and above (for Islands, National Parks and Game Reserves should be from 4 stars and above) b. Tour Operators Services (CPC 7471) - Tanzania Mainland only	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	1) None 2) None 3) None 4) Unbound, as indicated in the horizontal section.	
11. TRANSPORT SERVICES			
A. Maritime Transport Services			
a. Passenger transportation (CPC 7211) b. Freight transportation (CPC 7212) c. Rental of vessels with crew (CPC 7213)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) None 2) None 3) The vessel must fly a Tanzanian flag and 7 out of 10 executive posts should be held by Tanzanian citizen. 4) Unbound, except as indicated in the	

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		horizontal commitment	
d. Maintenance and repair of vessels (8868**)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	
B. Internal Waterways			
a. Passenger Transportation CPC 7227 b. Freight transportation CPC 7222 c. Rental of vessels with crew CPC 7223	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) None 2) None 3) The vessel must fly a Tanzanian flag and 7 out of 10 executive posts should be held by Tanzanian citizen. 4) Unbound, except as indicated in the horizontal commitment	
d. Maintenance and repair of vessels CPC 8868** e. Pushing and towing services CPC 7224	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	
C. Air Transport Services			
a. Maintenance and repair of aircraft as defined in the GATS annex on air transport services	1) None 2) None	1) None 2) None	

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E. Rail Transport Services			
a. Passenger transportation (CPC 7111) b. Freight transportation (CPC 7112) d. Maintenance and repair of rail transport equipment (CPC 8868**) e. Supporting services for rail transport services (CPC 743)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	
F. Road Transport Services			
a. Passenger transportation (CPC 7121+7122) b. Freight transportation (CPC 7123)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal commitment	

The *indicates that services specified is a component of more aggregated CPC item specified elsewhere in the W/120 classification list

The (**) indicates that services specified constitutes only part of the total range of activities covered by the CPC concordance e.g. voice mail is only a component of CPC item 7523