

Document numéro : 1015-20120216

document 1 de 7

**Offres du gouvernement fédéral**

**Services financiers**

**Introduction (anglais)**

Canada-European Union CETA  
Market Access Offer – Financial Services  
October 12, 2011

**Without Prejudice**

Canada-European Union Comprehensive Economic and Trade Agreement (CETA) Negotiations

Financial Services Offer

**Canada**

## INTRODUCTION

Canada makes the financial services offer without prejudice. It is based on Canada's proposed text; changes that affect the scope of the obligations in the text may require changes to the reservations. This offer is made subject to the condition that the Canada obtains a satisfactory offer from the European Union representing an appropriate balance of market openness relative to Canada's offer with respect to the scope of non-conforming measures listed under Annex I and II against the obligations of the financial services chapter, including most favoured nation treatment. It is understood that a variety of matters outside the framework of this offer – for example, market access commitments and obligations relating to Investment and Cross-border Trade in Services – may also affect the overall balance of the negotiations, thus requiring adjustments to this offer.

**Annex X**

**Cross-Border Trade**

**Canada**

**Insurance and Insurance-Related Services**

1. Article 5(1) applies to the cross-border supply of or trade in financial services, as defined in subparagraph (a) of the definition of cross-border supply of financial services in Article 18, with respect to:

(a) insurance of risks relating to:

(i) maritime transport and commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods, and any liability deriving therefrom; and

(ii) goods in international transit; and

(b) reinsurance and retrocession, services auxiliary to insurance as described in subparagraph (d) of the definition of financial service, and insurance intermediation such as brokerage and agency as described in subparagraph (c) of the definition of financial service.

2. Paragraph 1 applies only if an EU entity is not in itself or through an agent insuring in Canada a risk.

***Banking and Other Financial Services (excluding insurance)***

3. Article 5(1) applies to the cross-border supply of or trade in financial services, as defined in subparagraphs (a) of the definition of cross-border supply of financial services in Article 18, with respect to:

(a) the provision and transfer of financial information and financial data processing as described in subparagraph (o) of the definition of financial service; and

(b) advisory and other auxiliary financial services, and credit reference and analysis, excluding intermediation, relating to banking and other financial services as described in subparagraph (p) of the definition of financial service.

4. Paragraph 3 applies only if neither the foreign bank nor one of its affiliates, if subject to the *Bank Act*, 1991, c. 46, maintains a financial establishment in Canada.

**Annex XX: Financial Services Non-Conforming Measures<sup>1</sup>**

1. The Schedule of a Party to this Annex sets out:

(a) headnotes that limit or clarify the commitments of a Party with respect to the obligations described in subparagraphs (b) and (c);

(b) in Section I, the reservations taken by that Party, pursuant to Article 9(1) and (2) (Financial Services, Non-Conforming Measures), with respect to existing measures that do not conform with obligations imposed by articles relating to:

(i) National Treatment (Article 2);

(ii) Most-Favoured-Nation Treatment (Article 3);

(iii) Right of Establishment (Article 4);

(iv) Cross-Border Trade (Article 5); or

(v) Senior Management and Boards of Directors (Article 8).

(c) in Section II, the reservations taken by the Party, pursuant to Article 9(3), for measures the Party may adopt or maintain that do not conform with obligations imposed by Article 2, 3, 4, 5, or 8.

(d) in Section III, the specific commitments to liberalize measures undertaken by that Party pursuant to Article 9(4).

2. Each reservation in Section I sets out the following elements:

(a) **Sector** refers to the general sector in which the reservation is taken;

(b) **Sub-Sector** refers to the specific sector in which the reservation is taken;

(c) **Type of Reservation** specifies the obligation referred to in paragraph 1(b) for which the reservation is taken;

(d) **Level of Government** indicates the level of government maintaining the measure for which the reservation is taken.

---

<sup>1</sup> Subject to legal review for consistency with Annexes I and II (Services and Investment).

- (e) **Measures** identifies the laws, regulations or other measures, as qualified by the **Description** element, for which the reservation is taken. A measure cited in the **Measures** element
    - (i) means the measure as amended, continued or renewed as of the date of entry into force of this Agreement, and
    - (ii) includes any subordinate measure adopted or maintained under the authority of and consistent with the measure;
  - (f) **Description** sets out references, if any, for liberalization on the date of entry into force of this Agreement pursuant to other sections of a Party's Schedule to this Annex, and the remaining non-conforming aspects of the existing measures for which the reservation is taken; and
  - (g) **Phase-Out** sets out commitments, if any, for liberalization after the date of entry into force of this Agreement.
3. Each reservation in Section II sets out the following elements:
- (a) **Sector** refers to the general sector in which the reservation is taken;
  - (b) **Sub-Sector** refers to the specific sector in which the reservation is taken;
  - (c) **Type of Reservation** specifies the obligation referred to in paragraph 1(c) for which the reservation is taken;
  - (d) **Level of Government** indicates the level of government maintaining the measure for which the reservation is taken; and
  - (e) **Description** sets out the scope of the sectors, subsectors, or activities covered by the reservation.
4. In the interpretation of a reservation in Section I, all elements of the reservation shall be considered. A reservation shall be interpreted in the light of the relevant provisions of the Chapter against which the reservation is taken. To the extent that:
- (a) the **Phase-Out** element provides for the phasing out of the non-conforming aspects of measures, the **Phase-Out** element shall prevail over all other elements;
  - (b) the **Measures** element is qualified by a specific reference in the **Description** element, the **Measures** element as so qualified shall prevail over all other elements; and

- (c) the **Measures** element is not so qualified, the **Measures** element shall prevail over all other elements, unless any discrepancy between the **Measures** element and the other elements considered in their totality is so substantial and material that it would be unreasonable to conclude that the **Measures** element should prevail, in which case the other elements shall prevail to the extent of that discrepancy.

5. In the interpretation of a reservation in Section II, all elements of the reservation shall be considered. The **Description** element shall prevail over all other elements.

6. Where a Party maintains a measure that requires that a service supplier be a citizen, permanent resident, or resident of its territory as a condition to the supply of a service in its territory, a Schedule entry for that measure taken with respect to Article 2, 3, 4, or 5 shall operate as a Schedule entry with respect to Article xx (Investment Chapter, NT), xx (Investment Chapter, MFN), or xx (Investment Chapter, Performance Requirements) to the extent of that measure.

**Annex XX**

**Schedule of Canada**

**Headnotes**

1. Commitments under the Agreement, in the subsectors listed in this Schedule, are undertaken subject to the limitations and conditions set forth in these headnotes and in the Schedule below.
2. To clarify the commitment of Canada with respect to Article 4 (Right of Establishment), juridical persons supplying financial services and constituted under the laws of Canada are subject to non-discriminatory limitations on juridical form. For example, partnerships and sole proprietorships with limited or unlimited liability are generally not acceptable juridical forms for financial institutions in Canada. This headnote does not affect or otherwise limit a choice by an investor of the other Party between branches and subsidiaries.
3. The listing of a measure as a reservation in Section I or II does not mean that it cannot otherwise be justified as a measure adopted or maintained for prudential reasons pursuant to *Article XX - Prudential Carve-Out*.



Document numéro : 1015-20120216

document 2 de 7

Offres du gouvernement fédéral

Services financiers

Annexe XX (anglais)

document 3 de 7

ASSEMBLÉE NATIONALE  
1015-30100016

CETA - Financial Services - Federal and Sub-national Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government      | Sector             | Sub-Sector   | Industry | Reservation Type(s)  | Measures | Description  |
|-------------|--------------------------|--------------------|--|----------|--|----------|--|
| FED01       | Federal                  | Financial Services | Banking and Other Financial Services (Excluding Insurance) |          | National Treatment (Article 2), Right of Establishment (Article 4)     |          | Canada reserves the right to adopt or maintain any measure requiring that a foreign bank establish as a subsidiary in order to accept or maintain retail deposits of less than CDN\$150,000.   |
| FED02       | Federal                  | Financial Services | Banking and Other Financial Services (Excluding Insurance) |          | National Treatment (Article 2), +F34Right of Establishment (Article 4) |          | Canada reserves the right to adopt or maintain any measure requiring that foreign banks that have been authorized to establish a branch in Canada be members of the Canadian Payments Association. Canada also reserves the right to adopt or maintain any measure prohibiting foreign lending branches from being members of the Canadian Payments Association. |
| FED03       | Federal and sub-national | Financial Services | Banking and Other Financial Services (Excluding Insurance) |          | Most-Favoured-Nation Treatment (Article 3)                             |          | Canada reserves the right to adopt or maintain any measure relating to cross-border trade in securities services.  |
| FED04       | Federal and sub-national | Financial Services | Banking and Other Financial Services (Excluding Insurance) |          | National Treatment (Article 3)   |          | Mutual funds which offer securities in Canada must use a resident custodian. A non-resident sub-custodian may be used if it has shareholders' equity of at least \$100 million.  |

Document numéro : 1015-20120216

document 3 de 7

Offres du gouvernement fédéral

Subfédéraux (provinces)

Services financiers

Annexe XX (anglais)

document 3 de 7

ASSEMBLÉE NATIONALE  
1615-2012016

CEA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government  | Sector             | Sub-Sector  | Industry        | Reservation Type(s)   | Measures   | Description  |
|-------------|----------------------|--------------------|---|-----------------|---|--|--|
| AB01        | Provincial - Alberta | Financial Services | Insurance and Insurance Related Services - Direct Insurance, Reinsurance  | CPC 812 and 814 | Cross-Border Trade  | Insurance Act, 1-3 RSA 2000  | (p.5 of GATS/SC/16/suppl.4/Rev.1)<br><br>The purchase of reinsurance services by a Canadian insurer, other than a life insurer or a reinsurer is limited to no more than 25 percent of the risks undertaken by the insurer purchasing the reinsurance. |
| AB02        | Provincial - Alberta | Financial Services | Insurance and Insurance Related Services - Direct Insurance and reinsurance and retrocession                                      | CPC 812 and 814 | Right of Establishment, National Treatment  | Insurance Act, 1-3 RSA 2000 (s.19)   | Subsidiaries of foreign insurance corporations must be federally-authorized.   |
| AB03        | Provincial - Alberta | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Trust and Loan companies   | CPC 81339       | National Treatment, Senior Management and Boards of Directors, Right of Establishment | Loan and Trust Corporations Act, L-20 RSA 2000 (s.104)<br>Loan and Trust Corporations Regulation, 171/1992 | At least three quarters of the directors must be ordinarily resident in Canada.  |
| AB04        | Provincial - Alberta | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Credit unions, caisses populaires and associations or groups thereof | CPC 81199       | National Treatment, Senior Management and Boards of Directors, Right of Establishment | Credit Union Act, C-32 RSA 2000<br>Credit Union Regulation, 249/1989                                       | Directors of credit unions must be Canadian citizens or permanent residents of Canada and three-quarters must at all times be ordinarily resident in the province.   |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government            | Sector             | Sub-Sector  | Industry                                    | Reservation Type(s)   | Measures  | Description  |
|-------------|--------------------------------|--------------------|---|---|---|---|--|
| BC01        | Provincial - British Columbia  | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Securities dealers and brokers                                       | CPC 81212 and 8132                          | Right of Establishment, National Treatment  | Securities Act (s.35)   | The British Columbia Securities Commission (BCSC) may refuse to register an applicant from a foreign jurisdiction if the applicant has not been similarly registered for at least one year immediately before the date of application in the jurisdiction in which the applicant last resided. |
| BC02        | Sub-national- British Columbia | Financial Services | Insurance and Insurance-Related Services  | CPC 81292 - Motor Vehicle Insurance Service | Right of Establishment  |   | Motor vehicle insurance is provided by public monopoly.  |
| MB01        | Sub-national- Manitoba         | Financial Services | Insurance and Insurance-Related Services- Direct Insurance  | CPC 812 and 814                             | National Treatment  |   | An applicant for a special insurance broker's license must be a resident of Manitoba.  |
| MB02        | Provincial - Manitoba          | Financial Services | Banking and Other Financial Services (Excluding Insurance)- Credit unions, caisses populaires and associations or groups thereof. | SIC 7051 Local Credit Unions                | National Treatment, Senior Management and Boards of Directors, Right of Establishment | The Credit Unions and Caisses Populaires Act, C.C.S.M. c C301   | A director of a credit union or caisse populaire must be a resident of Canada.   |
| MB03        | Provincial - Manitoba          | Financial Services | Guarantees and commitments - Community bond corporations  | CPC 81199                                   | National Treatment, Senior Management and Boards of Directors                         |   | Directors of Community Bonds corporations must be resident of the province.  |
| MB04        | Provincial - Manitoba          | Financial Services | Banking and Other Financial Services  | 81339, 81333, 81321, 81323 and 8119         | National Treatment  | The Securities Act, C.C.S.M. c.S50, Any subsidiary measure that may be adopted or maintained under any of the above | A director or officer of an applicant firm must have been a resident of Canada for a period of at least one year prior to the application.   |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government                          | Sector                | Sub-Sector   | Industry  | Reservation Type(s)  | Measures   | Description  |
|-------------|--|-----------------------|--|---|--|--|--|
| MB05        | Sub-national-<br>Manitoba                    | Financial<br>Services | Insurance and Insurance-<br>Related Services                                   | CPC 81292 -<br>Motor Vehicle<br>Insurance Service | Right of<br>Establishment  |  | Motor vehicle insurance is provided by<br>public monopoly.   |
| NB01        | Provincial -<br>New Brunswick                | Financial<br>Services | Guarantees and<br>commitments - Community<br>bond corporations                 | CPC 81199   | National Treatment,<br>Senior Management<br>and Boards of<br>Directors |  | Directors of Community Bonds<br>corporations must be resident of the<br>province.  |
| NI01        | Provincial -<br>Newfoundland<br>and Labrador | Financial<br>Services | Insurance and Insurance<br>Related Services - Direct<br>Insurance, Reinsurance | CPC 812 and 814                                   | Cross-Border Trade   | Insurance Companies Act, RSNL 1990-1-<br>10, Any subsidiary measure that may be<br>adopted or maintained under the above | The above measures permit the<br>Government of Newfoundland and<br>Labrador to limit the purchase of<br>reinsurance services. The purchase of<br>reinsurance services, by other than a<br>life insurer or a reinsurer, from a non<br>resident reinsurer is limited to no more<br>than 25 per cent of the risks<br>undertaken by the insurer purchasing<br>the reinsurance. |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government                    | Sector             | Sub-Sector  | Industry  | Reservation Type(s)               | Measures   | Description   |
|-------------|--|--------------------|---|---|-----------------------------------|--|---|
| NI02        | Provincial - Newfoundland and Labrador | Financial Services | Banking and Other Financial Services  | CPC81339, 82321, 81323, 81333, 8132, 8119, 81319, 8131, 842, 843, 844 | National Treatment                | Securities Act, RSNL 1990 S-13, Any subsidiary measure that may be adopted or maintained under any of the above. | The above measures permit the Government of Newfoundland and Labrador to require that: in certain restricted circumstances, the Superintendent of Securities may refuse registration:<br>(a) to an individual, or<br>(b) to a person or company, if the individual, or any director or officer of the person or company, has not been a resident of Canada for at least one year immediately prior to the date of application for registration. |
| NS01        | Provincial - Nova Scotia               | Financial Services | Banking and Other Financial Services - Residential Mortgages Services                 |   | Market Access, National Treatment | Mortgage Brokers' and Lenders' Registration Act, R.S.N.S. 1989, c.291, and any subsidiary measure made thereto.  | Services and Investment<br><br>Residence requirement - The Registrar shall not grant registration to any person other than a corporation which has not had his usual place of abode in the Province for at least three months before the date of application for registration or to any corporation which does not at the time of the application for registration maintain permanent office in the Province.                                   |
| NS02        | Provincial - Nova Scotia               | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Trust and Loan companies | CPC 81339   | Right of Establishment            | Trust and Loan Companies Act, S.N.S. 1991, c. 7, and any subsidiary measure made thereto.                        | Incorporation or registration will be refused unless authorities are satisfied that there exists a public benefit and advantage for an additional corporation.  |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government      | Sector             | Sub-Sector  | Industry  | Reservation Type(s)  | Measures  | Description   |
|-------------|--------------------------|--------------------|---|---|--|---|---|
| NS03        | Provincial – Nova Scotia | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Trust and Loan companies   | CPC 81339   | Right of Establishment, Senior Management and Board of Directors | Trust and Loan Companies Act, S.N.S. 1991, c. 7, and any subsidiary measure made thereto. | At least two of the directors of a provincial company must be ordinarily resident in the Province and a majority of the directors shall be ordinarily resident in Canada.   |
| ON01        | Provincial - Ontario     | Financial Services | Insurance and Insurance-Related Services- Direct Insurance  | SIC 6411 Insurance Agents, Brokers and Service                | National Treatment   | Insurance Act, 1990, s. 48, 102   | Mutual insurance companies incorporated in Ontario are entitled to less onerous capital requirements if they are members of the Fire Mutuals Guarantee Fund.  |
| ON02        | Provincial - Ontario     | Financial Services | Banking and Other Financial Services (Excluding Insurance)- Credit unions, caisses populaires and associations or groups thereof. | SIC 7051 Local Credit Unions, SIC 7052 Central Credit Unions  | Senior Management and Boards of Directors, National Treatment    | Credit Unions and Caisses Populaires Act, 1994, s. 332, s. 91                             | Only a person who is a Canadian citizen or permanent resident, or a person admitted to Canada for permanent residency who is ordinarily resident in Canada, is eligible to be a director of a credit union or caisses populaires. |
| ON03        | Provincial - Ontario     | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Mortgage Brokers   | SIC 6162 Securities Brokers, Dealers, and Flotation Companies | National Treatment, Right of Establishment                       | Mortgage Brokerages, Lenders and Administration Act, 2006; O. Reg. 409/07                 | A mortgage broker or mortgage agent must be a resident of Canada.   |



CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government                     | Sector                | Sub-Sector  | Industry  | Reservation Type(s)                              | Measures   | Description  |
|-------------|---|-----------------------|---|---|--|--|--|
| ON04        | Sub-national-<br>Ontario                | Financial<br>Services | Insurance and Insurance-<br>Related Services - Insurance<br>Industried                                | SIC 6411<br>Insurance Agents,<br>Brokers and<br>Service | National Treatment,<br>MFN                       | Insurance Act, 1990, s. 386 (1), (2), O.<br>Reg. 637/90, s.4, O. Reg. 347/04 | Service and Investment<br><br>Canada reserves the right to [adopt or] maintain any measure providing preferential access to the Ontario insurance services market to non-resident individual U.S. insurance agents (to all U.S. states based on reciprocity).  |
| PE01        | Provincial -<br>Prince Edward<br>Island | Financial<br>Services | Insurance and Insurance-<br>Related Services- Direct<br>Insurance and reinsurance<br>and retrocession | CPC 812 and 814   | Right of<br>Establishment,<br>National Treatment |  | Subsidiaries of foreign insurance corporations must be federally-authorized.   |
| QU01        | Provincial -<br>Québec                  | Financial<br>Services | Insurance and Insurance-<br>Related Services - Direct<br>Insurance                                    |   | National Treatment                               | Act respecting Insurance (L.R.Q., c. A-32)                                   | Every legal person not constituted under an act of Québec has, in respect of the activities it carries on in Québec, the rights and obligations of an insurance company or mutual association constituted under acts of Québec as the case may be. It is also bound to comply with its constituting act if it is more restrictive. |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government | Sector             | Sub-Sector  | Industry                          | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------|--------------------|---|-----------------------------------|---|--|---|
| QU02        | Provincial - Québec | Financial Services | Insurance and Insurance-Related Services - Direct Insurance                           | CTI 73- Industries des Assurances | National Treatment, Right of Establishment  | Loi modifiant la Loi concernant les Services de santé du Québec et concernant SSQ, Mutuelle de gestion et SSQ, Société d'assurance-vie inc. (L.Q. c. 107) (1993, P.L. 262 privé) | Upon any allotment or transfer of voting shares of the capital stock insurance company "SSQ, Société d'assurance vie inc" or of the holding company "Groupe SSQ inc," the minister may, if the transfer confers control of the company to non-residents, ask such companies to prove that the shares were offered in priority to Québec residents and subsidiarily to other Canadian residents, but that no offer was made or was acceptable. |
| QU03        | Provincial - Québec | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Trust and Loan companies | CTI 703 - Société de Fiducie      | National Treatment, Senior Management and Boards of Directors                         | Act respecting Trust Companies and Savings Companies (L.R.Q., S-29.01)   | Three-quarters of the directors trust companies and saving companies must be Canadian citizens and a majority of the directors shall reside in Québec.  |
| QU04        | Provincial - Québec | Financial Services | Insurance and Insurance-Related Services  | CTI 73- Industries des Assurances | National Treatment, Senior Management and Boards of Directors, Right of Establishment | Act respecting Insurance (L.R.Q., c. A-32)   | A majority of the directors shall reside in Québec  |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government | Sector             | Sub-Sector  | Industry                     | Reservation Type(s)                        | Measures   | Description  |
|-------------|---------------------|--------------------|---|------------------------------|--|--|--|
| QU05        | Provincial - Québec | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Trust and Loan companies | CTI 703 - Société de Fiducie | National Treatment, Right of Establishment | Act respecting Trust Companies and Savings Companies (L.R.Q., S-29.01) | No Quebec company nor any legal person that controls it directly or indirectly and that is constituted under an Act of Parliament of Canada or of a Canadian province may allot voting shares in the company or register any transfer of voting shares in the company to a non-resident where the non-resident, alone or with an associate, already has, directly or indirectly, 10% or more of the voting rights in the company or in the legal person that controls it, or where the allotment or transfer in effect gives him, directly or indirectly, more than 10% of the voting rights, where all the non-resident shareholders and their associates already hold, directly or indirectly, 25% or more of the voting rights attached to the shares in the company or in the legal person that controls it or where the allotment or transfer in effect gives them, |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation         | Level of Government     | Sector                | Sub-Sector  | Industry  | Reservation Type(s)                              | Measures  | Description   |
|---------------------|-------------------------|-----------------------|---|---|--|---|---|
| QU05<br>(continued) | Provincial -<br>Quebec  | Financial<br>Services | Banking and Other Financial<br>Services (Excluding<br>Insurance) - Trust and Loan<br>companies                  | CTI 703 - Société<br>de Fiducie                   | National Treatment,<br>Right of<br>Establishment | Act respecting Trust Companies and<br>Savings Companies (L.R.Q., S-29.01) | directly or indirectly, more than 25% of<br>the voting rights and where the<br>allotment or transfer directly or<br>indirectly gives control of the company<br>or of the legal person that controls it to<br>non-residents or their associates.   |
|                     |                         |                       |   |   |  |   | However, this prohibition does not<br>apply where the allotment or transfer<br>does not in effect increase the<br>percentage of voting rights already<br>held, nor does it apply where the<br>percentage is already over 50% or<br>where the shares carrying over 50% of<br>the voting rights at the incorporation.   |
| QU06                | Sub-national-<br>Quebec | Financial<br>Services | Insurance and Insurance-<br>Related Services  | CPC 81292 -<br>Motor Vehicle<br>Insurance Service | Right of<br>Establishment                        |   | Automobile insurance, with respect to<br>personal injury and death, is provided<br>by public monopoly   |
| QU07                | Sub-national-<br>Quebec | Financial<br>Services | Loan and investment<br>companies - Lending of all<br>types and trading for own<br>account of certain securities |   | National Treatment,<br>MFN                       |   | Services and Investment<br><br>Preferential treatment in Quebec for<br>allocation of licences is provided by the<br>Province of Quebec to loan and<br>investment companies incorporated<br>under the laws of the Great Britain and<br>Northern Ireland and the Republic of<br>Ireland for purposes of obtaining a<br>licence to carry on business. Maintains<br>an historical preference. |

CETA - Financial Services - Provincial and Territorial Governments - First Offer - Annex XX Reservations

| Reservation | Level of Government        | Sector             | Sub-Sector  | Industry                                    | Reservation Type(s)  | Measures  | Description   |
|-------------|----------------------------|--------------------|---|---|--|---|---|
| SK01        | Provincial - Saskatchewan  | Financial Services | Insurance and Insurance - related Services - Direct Insurance                         | CPC 8121/8129                               | National Treatment   | The Saskatchewan Insurance Act, R.S.S. 1978, c.s. -26 | Fire or hail insurance contracts have to be signed or countersigned by a licensed agent who resides in the province. Where there is disagreement concerning hail insurance, such damages are to be estimated by an appraiser who is a taxpayer of the province. |
| SK02        | Provincial - Saskatchewan  | Financial Services | Banking and Other Financial Services (Excluding Insurance) - Trust and Loan companies | CPC 81339                                   | National Treatment, Right of Establishment                   | The Trust and Loan Corporations Act, 1997             | Individual and collective foreign ownership of Saskatchewan loan corporations or Saskatchewan trust corporations can be no more than 10% of shares.   |
| SK03        | Provincial - Saskatchewan  | Financial Services | Guarantees and commitments - Community bond corporations                              | CPC 81199                                   | National Treatment, Senior Management and Board of Directors |   | Directors of Community Bonds corporations must be resident of the province.   |
| SK04        | Sub-national- Saskatchewan | Financial Services | Insurance and Insurance-Related Services  | CPC 81292 - Motor Vehicle Insurance Service | Right of Establishment                                       |   | Motor vehicle insurance is provided by public monopoly.   |

Document numéro : 1015-20120216

document 4 de 7

**Offres du gouvernement fédéral**

**Services et investissements**

**Annexe I (anglais)**

document 4 de 7

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

ASSEMBLÉE NATIONALE  
1015-20130216

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|-------------|------------|----------|---|--|--|
| FED01       | Federal             | All Sectors |            |          | National Treatment (Article -), Performance Requirements (Article -), Senior Management and Boards of Directors (Article -), [Market Access (Article )] | Investment Canada Act, RSC 1985, c. 28 (1st Supp), Investment Canada Regulations, SOR/85-611, as qualified by paragraphs 8 through 12 of the description element | Investment<br><br>1. Under the Investment Canada Act, the following acquisitions of Canadian businesses by a non-Canadian are subject to review by the Director of Investments:<br>(a) a direct acquisition of a Canadian business with assets of C\$5 million or more;<br>(b) an indirect acquisition of a Canadian business with assets of C\$50 million or more; and<br>(c) an indirect acquisition of a Canadian business with assets between C\$5 million and C\$50 million that represent more than 50% of the value of the assets of all the entities the control of which is being acquired, directly or indirectly, in the transaction in question. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | 2. For the purposes of this reservation:<br>non-Canadian is an individual,<br>government or agency thereof or an<br>entity that is not Canadian; and Canadian<br>means a Canadian citizen or permanent<br>resident, government in Canada or<br>agency thereof, or a Canadian-controlled<br>entity as described in the Investment<br>Canada Act.<br><br>3. In addition, the specific acquisition or<br>establishment of a new business in<br>designated types of business activities<br>relating to Canada's cultural heritage or<br>national identity may be subject to<br>review if the Governor-in-Council<br>authorizes a review in the public interest. |



CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | 4. An investment subject to review under<br>the Investment Canada Act may not be<br>implemented unless the Minister<br>responsible for the Investment Canada<br>Act advises the applicant that the<br>investment is likely to be of net benefit<br>to Canada. This determination is made in<br>accordance with 6 factors described in<br>the Act, summarized as follows:<br>(a) the effect of the investment on the<br>level and nature of economic activity in<br>Canada, including the effect on<br>employment, on the use of parts,<br>components and services produced in<br>Canada and on exports from Canada;<br>(b) the degree and significance of<br>participation by Canadians in the<br>investment; |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|----------------------|---------------------|-------------|------------|----------|---|--|--|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | (c) the effect of the investment on<br>productivity, industrial efficiency,<br>technological development and product<br>innovation in Canada;<br>(d) the effect of the investment on<br>competition within an industry in<br>Canada;<br>(e) the compatibility of the investment<br>with national industrial, economic and<br>cultural policies, taking into<br>consideration industrial, economic and<br>cultural policy objectives enunciated by<br>the government or legislature of any<br>province likely to be significantly affected<br>by the investment; and<br>(f) the contribution of the investment to<br>Canada's ability to compete in world<br>markets. |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|----------------------|---------------------|-------------|------------|----------|---|--|--|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | 5. In making a net benefit determination,<br>the Minister, through the Director of<br>Investments, may review plans under<br>which the applicant demonstrates the<br>net benefit to Canada of the proposed<br>acquisition. An applicant may also submit<br>undertakings to the Minister in<br>connection with a proposed acquisition<br>that is the subject of review. In the event<br>that an applicant fails to comply with an<br>undertaking, the Minister may seek a<br>court order directing compliance or<br>another remedy authorized under the<br>Investment Canada Act.<br><br>6. A non-Canadian who establishes or<br>acquires a Canadian business, other than<br>those that are subject to review as<br>described above must notify the Director<br>of Investments. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | <p>7. The Director of Investments will review an "acquisition of control", as defined in the Investment Canada Act, of a Canadian business by an investor of the EU if the value of the gross assets of the Canadian business is not less than the applicable threshold.</p> <p>8. The higher review threshold, calculated as set out in paragraph 13, does not apply to an acquisition in the cultural businesses sector.</p> <p>9. Notwithstanding the definition of "investor of a Party" in Article -, an investor may benefit from the higher review threshold only if that investor is:<br/>(a) a national of the EU; or<br/>(b) an entity controlled, as provided for in the Investment Canada Act, by a national of the EU.</p> |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|----------------------|---------------------|-------------|------------|----------|---|--|--|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | 10. An indirect "acquisition of control" by<br>an investor of the EU of a Canadian<br>business in a sector other than those<br>sectors identified in paragraph 8 is not<br>reviewable.<br><br>11. In connection with reviewing an<br>acquisition of an investment under the<br>Investment Canada Act, Canada may<br>impose requirements or enforce a<br>commitment or undertaking in<br>connection with the establishment,<br>acquisition, expansion, conduct or<br>operation of an investment of an<br>investor of the EU or of a non-Party for<br>the transfer of technology, production<br>process or other proprietary knowledge<br>to a national or enterprise, affiliated to<br>the transferor, in Canada. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | 12. Except for requirements,<br>commitments or undertakings relating to<br>technology transfer as set out in<br>paragraph 11 of this reservation, Article -<br>applies to requirements, commitments<br>or undertakings imposed or enforced<br>under the Investment Canada Act. Article<br>- shall not be construed to apply to a<br>requirement, commitment or<br>undertaking imposed or enforced in<br>connection with a review under the<br>Investment Canada Act to locate<br>production, carry out research and<br>development, employ or train workers,<br>or construct or expand particular<br>facilities, in Canada. |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | 13. For direct acquisition of control by an<br>investor of the EU or for an investor of a<br>non-Party where the Canadian business<br>is controlled by an investor of the EU, the<br>applicable threshold for review is C\$312<br>million for 2011 and in January of each<br>subsequent year the amount will be<br>determined by the Minister using the<br>following formula:<br><br>Annual Adjustment =<br><br>Current Nominal GDP<br>at Market Prices<br>----- X amount determined<br>for previous year<br>Previous Year Nominal GDP<br>at Market Prices<br><br>Current Nominal GDP at Market Prices<br>means the average of the Nominal Gross<br>Domestic Products at Market Prices for<br>the most recent 4 consecutive quarters. |

**CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations**

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|----------------------|---------------------|-------------|------------|----------|---|--|--|
| FED01<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -),<br>Performance<br>Requirements<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Investment Canada Act, RSC 1985, c. 28<br>(1st Supp), Investment Canada<br>Regulations, SOR/85-611, as qualified by<br>paragraphs 8 through 12 of the description<br>element | Previous Year Nominal GDP at Market<br>Prices means the average of the Nominal<br>Gross Domestic Products for the 4<br>consecutive quarters for the comparable<br>period in the year preceding the year<br>used in calculating the Current Nominal<br>GDP at Market Prices.<br><br>For the above-mentioned purposes, the<br>amounts will be rounded to the nearest<br>million CAD. |



CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                              | Description  |
|-------------|---------------------|-------------|------------|----------|--|---------------------------------------|--|
| FED02       | Federal             | All Sectors |            |          | National Treatment (Article -), Senior Management and Boards of Directors (Article -), Market Access (Article -) | As set out in the description element | Investment<br><br>1. Canada or a province or territory, when selling or disposing of its equity interests in, or the assets of, an existing government enterprise or an existing governmental entity, may prohibit or impose limitations on the ownership of such interests or assets and on the ability of owners of such interests or assets to control a resulting enterprise by investors of the European Union or of a non-Party or their investments. With respect to such a sale or other disposition, Canada or a province or territory may adopt or maintain a measure relating to the nationality of senior management or members of the board of directors. |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures                              | Description  |
|----------------------|---------------------|-------------|------------|----------|---|---------------------------------------|--|
| FED02<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), Market<br>Access (Article -) | As set out in the description element | 2. For the purposes of this reservation:<br>(a) a measure maintained or adopted<br>after the date of entry into force of this<br>Agreement that, at the time of sale or<br>other disposition, prohibits or imposes a<br>limitation on the ownership of equity<br>interests or assets or imposes a<br>nationality requirement described in this<br>reservation is an existing measure; and<br>(b) government enterprise means an<br>enterprise owned or controlled through<br>ownership interests by Canada or a<br>province or territory, and includes an<br>enterprise established after the date of<br>entry into force of this Agreement solely<br>for the purposes of selling or disposing of<br>equity interests in, or the assets of, an<br>existing State enterprise or governmental<br>entity. |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                  | Measures  | Description  |
|-------------|---------------------|-------------|------------|----------|--------------------------------------|---|--|
| FED03       | Federal             | All Sectors |            |          | [National Treatment<br>(Article -j)] | Canada Business Corporations Act, R.S.C. 1985, c. C-44, Canada Business Corporations Regulations, SOR/2001-512, Canada Cooperatives Act, S.C. 1998, c. 1, Canada Cooperatives Regulations, SOR/99-256 | Investment<br><br>1. A corporation or distributing cooperative may place constraints on the issue, transfer and ownership of shares in a federally incorporated corporation or cooperative. The object of those constraints is to permit a corporation or cooperative to meet Canadian ownership or control requirements, under certain laws set out in the Canada Business Corporations Regulations and Canada Cooperatives Regulations, in sectors where ownership or control is required as a condition to operate or to receive licences, permits, grants, payments or other benefits. In order to maintain certain Canadian ownership levels, a corporation is permitted to sell shareholders' shares without the consent of those shareholders, and to purchase its own shares on the open market. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                 | Measures  | Description   |
|----------------------|---------------------|-------------|------------|----------|-------------------------------------|---|---|
| FED03<br>(continued) | Federal             | All Sectors |            |          | [National Treatment<br>(Article -)] | Canada Business Corporations Act, R.S.C. 1985, c. C-44, Canada Business Corporations Regulations, SOR/2001-512, Canada Cooperatives Act, S.C. 1998, c. 1, Canada Cooperatives Regulations, SOR/99-256 | 2. For the purposes of this reservation Canadian means "Canadian" as defined in the Canada Business Corporations Regulations or in the Canada Cooperatives Regulations. |

**CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------|-------------|------------|----------|--|--|--|
| FED04       | Federal             | All Sectors |            |          | Senior Management and Boards of Directors (Article -), [National Treatment (Article )] | Canada Business Corporations Act, R.S.C. 1985, c. C-44, Canada Business Corporations Regulations, SOR/2001-512, Canada Cooperatives Act, S.C. 1998, c. 1, Canada Cooperatives Regulations, SOR/99-256, Special Acts of Parliament incorporating specific companies | Investment<br><br>1. The Canada Business Corporations Act requires, for most federally incorporated corporations, that 25% of directors be resident Canadians and, if such corporations have fewer than four directors, at least one director must be a resident Canadian. As provided in the Canada Business Corporations Regulations, a simple majority of resident Canadian directors is required for corporations in the following sectors: uranium mining; book publishing or distribution; book sales, where the sale of books is the primary part of the corporation's business, and film or video distribution. Similarly, corporations that, by an Act of Parliament or Regulation, are individually subject to minimum Canadian ownership requirements are required to have a majority of resident Canadian directors. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|--|--|---|
| FED04<br>(continued) | Federal             | All Sectors |            |          | Senior Management and Boards of Directors (Article -), [National Treatment (Article )] | Canada Business Corporations Act, R.S.C. 1985, c. C-44, Canada Business Corporations Regulations, SOR/2001-512, Canada Cooperatives Act, S.C. 1998, c. 1, Canada Cooperatives Regulations, SOR/99-256, Special Acts of Parliament incorporating specific companies | 2. For the purposes of the Canada Business Corporations Act, resident Canadian means an individual who is a Canadian citizen ordinarily resident in Canada, a citizen who is a member of a class set out in the Canada Business Corporations Regulations, or a permanent resident as defined in the Immigration and Refugee Protection Act other than a permanent resident who has been ordinarily resident in Canada for more than one year after becoming eligible to apply for Canadian citizenship.<br>3. In the case of a holding corporation, not more than one-third of the directors need be resident Canadians if the earnings in Canada of the holding corporation and its subsidiaries are less than 5% of the gross earnings of the holding corporation and its subsidiaries. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED04<br>(continued) | Federal             | All Sectors |            |          | Senior Management and Boards of Directors (Article 1), [National Treatment (Article 1)] | Canada Business Corporations Act, R.S.C. 1985, c. C-44, Canada Business Corporations Regulations, SOR/2001-512, Canada Cooperatives Act, S.C. 1998, c. 1, Canada Cooperatives Regulations, SOR/99-256, Special Acts of Parliament incorporating specific companies | 4. The Canada Cooperatives Act requires that not less than two-thirds of the directors be members of the cooperative. At least 25% of directors of a cooperative must be resident in Canada; if a cooperative has only three directors, at least one director must be resident in Canada.<br><br>5. For the purposes of the Canada Cooperatives Act, a resident of Canada is defined in the Canada Cooperatives Regulations as an individual who is a Canadian citizen and who is ordinarily resident in Canada; a Canadian citizen who is ordinarily resident in Canada and who is a member of a class set out in the Canada Cooperatives Regulations, or a permanent resident as defined in the Immigration and Refugee Protection Act other than a permanent resident who has been ordinarily resident in Canada for more than one year after becoming eligible to apply for Canadian citizenship. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)               | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|-----------------------------------|--|---|
| FED05                | Federal             | All Sectors |            |          | National Treatment<br>(Article -) | Citizenship Act, R.S.C. 1985, c. C-29,<br>Foreign Ownership of Land Regulations,<br>SOR/79-416 | Investment<br><br>1. The Foreign Ownership of Land Regulations are made pursuant to the Citizenship Act and the Agricultural and Recreational Land Ownership Act, RSA 1980, c. A-9. In Alberta, an ineligible person or foreign-owned or -controlled corporation may only hold an interest in controlled land consisting of a maximum of 2 parcels containing, in the aggregate, a maximum of 20 acres.<br><br>2. For the purposes of this reservation: ineligible person means:<br>(a) a natural person who is not a Canadian citizen or permanent resident;<br>(b) a foreign government or agency thereof; or |
| FED05<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -) | Citizenship Act, R.S.C. 1985, c. C-29,<br>Foreign Ownership of Land Regulations,<br>SOR/79-416 | (c) a corporation incorporated in a country other than Canada;<br>controlled land means land in Alberta but does not include:<br>(a) land of the Crown in right of Alberta;<br>(b) land within a city, town, new town, village or summer village; and<br>(c) mines or minerals.   |



CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                           | Measures  | Description  |
|-------------|---------------------|-------------|------------|----------|---|---|--|
| FED06       | Federal             | All Sectors |            |          | National Treatment (Article -), Market Access | Air Canada Public Participation Act, R.S.C. 1985, c. 35 (4th Supp.), Canadian Arsenal's Limited Divestiture Authorization Act, S.C. 1986, c. 20, Eldorado Nuclear Limited Reorganization and Divestiture Act, S.C. 1988, c. 41, Nordion and Theratronics Divestiture Authorization Act, S.C. 1990, c. 4 | Investment<br><br>1. A "non-resident" or "non-residents" may not own more than a specified percentage of the voting shares of the corporation to which each Act applies. For some companies the restrictions apply to individual shareholders, while for others the restrictions may apply in the aggregate. Where there are limits on the percentage that an individual Canadian investor can own, these limits also apply to non-residents. The restrictions are as follows:<br>- Air Canada: 25% in the aggregate;<br>- Cameco Limited (formerly Eldorado Nuclear Limited): 15% per non-resident natural person, 25% in the aggregate;<br>- Nordion International Inc.: 25% in the aggregate;<br>- Theratronics International Limited: 49% in the aggregate; and<br>- Canadian Arsenal's Limited: 25% in the aggregate. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                                 | Measures  | Description   |
|----------------------|---------------------|-------------|------------|----------|---|---|---|
| FED06<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article 1), Market<br>Access | Air Canada Public Participation Act, R.S.C.<br>1985, c. 35 (4th Supp.), Canadian Arsenals<br>Limited Divestiture Authorization Act, S.C.<br>1986, c. 20, Eldorado Nuclear Limited<br>Reorganization and Divestiture Act, S.C.<br>1988, c. 41, Nordion and Theratronics<br>Divestiture Authorization Act, S.C. 1990, c.<br>4 | 2. For the purposes of this reservation,<br>"non-resident" includes:<br>(a) a natural person who is not a<br>Canadian citizen and not ordinarily<br>resident in Canada;<br>(b) a corporation incorporated, formed<br>or otherwise organized outside Canada;<br>(c) the government of a foreign State or a<br>political subdivision thereof, or a person<br>empowered to perform a function or<br>duty on behalf of such a government;<br>(d) a corporation that is controlled<br>directly or indirectly by an entity referred<br>to in subparagraphs (a) through (c);<br>(e) a trust;<br>(f) established by an entity referred to in<br>subparagraphs (b) through (d), other<br>than a trust for the administration of a<br>pension fund for the benefit of natural<br>persons the majority of whom are<br>resident in Canada, or |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                                 | Measures   | Description   |
|----------------------|---------------------|-------------|------------|----------|---|--|---|
| FED06<br>(continued) | Federal             | All Sectors |            |          | National Treatment<br>(Article -), Market<br>Access | Air Canada Public Participation Act, R.S.C.<br>1985, c. 35 (4th Supp.); Canadian Arsenal<br>Limited Divestiture Authorization Act, S.C.<br>1986, c. 20, Eldorado Nuclear Limited<br>Reorganization and Divestiture Act, S.C.<br>1988, c. 41, Nordion and Theratronics<br>Divestiture Authorization Act, S.C. 1990, c.<br>4 | (ii) in which an entity referred to in<br>subparagraphs (a) through (d) has more<br>than 50% of the beneficial interest; and<br>(f) a corporation that is controlled<br>directly or indirectly by a trust referred<br>to in subparagraph (e).   |
| FED07                | Federal             | All Sectors |            |          | National Treatment,<br>Market Access                | Export and Import Permits Act, R.S.C.<br>1985, c. E-19   | Cross-Border Trade in Services<br><br>Only a natural person ordinarily resident<br>in Canada, an enterprise with its head<br>office in Canada or a branch office in<br>Canada of a foreign enterprise may apply<br>for and be issued an import or export<br>permit or transit authorization certificate<br>for a good or related service subject to<br>controls under the Export and Import<br>Permits Act. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                      | Sub-Sector      | Industry  | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------|-----------------------------|-----------------|---|--|--|--|
| FED08       | Federal             | Business Service Industries | Customs Brokers | SIC 7794 Customs Brokers, CPC 749 Other supporting and auxiliary transport services | National Treatment (Article -), Market Access (Article -), Senior Management and Boards of Directors (Article -) | Customs Act, R.S.C. 1985, c. 1 (2nd Supp.), Customs Brokers Licensing Regulations, SOR/86-1067 | Cross-Border Trade in Services and Investment<br><br>To be a licensed customs broker in Canada:<br>(a) a natural person must be a Canadian national;<br>(b) a corporation must be incorporated in Canada with a majority of its directors being Canadian nationals; and<br>(c) a partnership must be composed of persons who are Canadian nationals, or corporations incorporated in Canada with a majority of their directors being Canadian nationals. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                      | Sub-Sector      | Industry   | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------|-----------------------------|-----------------|--|---|---|--|
| FED09       | Federal             | Business Service Industries | Duty Free Shops | SIC 6599 Other Retail Stores, Not Elsewhere Classified (limited to duty free shops), CPC 631, 632 (limited to duty-free shops) | National Treatment (Article -), National Treatment (Article -), Market Access (Article -) | Customs Act, R.S.C. 1985, c. 1 (2nd Supp.), Duty Free Shop Regulations, SOR/86-1072 | Cross-Border Trade in Services and Investment<br><br>1. To be a licensed duty free shop operator at a land border crossing in Canada, a natural person must:<br>(a) be a Canadian national;<br>(b) be of good character;<br>(c) be principally resident in Canada; and<br>(d) have resided in Canada for at least 183 days of the year preceding the year of application for the licence.<br><br>2. To be a licensed duty free shop operator at a land border crossing in Canada, a corporation must:<br>(a) be incorporated in Canada; and<br>(b) have all of its shares beneficially owned by Canadian nationals who meet the requirements of paragraph 1. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                      | Sub-Sector  | Industry  | Reservation Type(s)               | Measures  | Description   |
|-------------|---------------------|-----------------------------|---|---|-----------------------------------|---|---|
| FED10       | Federal             | Business Service Industries | Examination Services relating to the Export and Import of Cultural Property | SIC 999 Other Services, Not Elsewhere Classified (limited to cultural property examination services), CPC 96321 Museum services except for historical sites and buildings (limited to cultural property examination services), CPC 87909 Other business services n.e.c. (limited to cultural property examination services) | National Treatment, Market Access | Cultural Property Export and Import Act, R.S.C. 1985, c. C-51 | <p>Cross-Border Trade in Services and Investment</p> <p>1. Only a resident of Canada or an institution in Canada may be designated as an expert examiner of cultural property for the purposes of the Cultural Property Export and Import Act.</p> <p>2. For the purposes of this reservation: institution means an entity that is publicly owned and operated solely for the benefit of the public, that is established for educational or cultural purposes and that conserves objects and exhibits them;</p> <p>resident of Canada means a natural person who is ordinarily resident in Canada, or a corporation that has its head office in Canada or maintains an establishment in Canada to which employees employed in connection with the business of the corporation ordinarily report for work.</p> |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                      | Sub-Sector    | Industry   | Reservation Type(s)   | Measures  | Description   |
|-------------|---------------------|-----------------------------|---------------|--|---|---|---|
| FED11       | Federal             | Business Service Industries | Patent Agents | SIC 999 Other Services, Not Elsewhere Classified (limited to patent agency), CPC 86120 Legal advisory and representation services in statutory procedures of quasi-judicial tribunals, boards, etc. (limited to patent agency) | National Treatment (Article -), [Market Access (Article )], [Performance Requirements (Article )] | Patent Act, R.S.C. 1985, c. P-4, Patent Rules, SOR/96-423 | Cross-Border Trade in Services<br><br>1. To represent a person in the presentation and prosecution of a patent application or in other business before the Patent Office, a patent agent must be resident in Canada and registered by the Patent Office.<br><br>2. A registered patent agent who is not resident in Canada must appoint a registered patent agent who is resident in Canada as an associate to prosecute an application for a patent. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                      | Sub-Sector       | Industry   | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|-----------------------------|------------------|--|---|--|--|
| FED12       | Federal             | Business Service Industries | Trademark Agents | SIC 999 Other Services, Not Elsewhere Classified (limited to trade-mark agency), CPC 86120 Legal advisory and representation services in statutory procedures of quasi-judicial tribunals, boards, etc. (limited to copyright/trade-mark agency) | National Treatment (Article -), [Market Access (Article)], [Performance Requirements (Article)] | Trade-marks Act, R.S.C. 1985, c. T-13, Trade-marks Regulations, SOR/96-195   | Cross-Border Trade in Services<br><br>1. To represent a person in the presentation and prosecution of an application for a trade-mark or in other business before the Trade-marks Office, a trade-mark agent must be resident in Canada and registered by the Trade-marks Office.<br><br>2. A registered trade-mark agent who is not resident in Canada must appoint a registered trade-mark agent who is resident in Canada as an associate to prosecute an application for a trade-mark. |
| FED13       | Federal             | Energy                      | Oil and Gas      | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 Services incidental to mining  | National Treatment (Article)  | Canada Petroleum Resources Act, R.S.C. 1985, c. 36 (2nd Supp.), Territorial Lands Act, R.S.C. 1985, c. T-7, Federal Real Property and Federal Immovables Act, S.C. 1991, c. 50, Canada-Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c. 3, Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation Act, S.C. 1988, c. 28 | Investment<br><br>1. This reservation applies to production licences issued for "frontier lands" and "offshore areas" (areas not under provincial jurisdiction) as defined in the applicable measures.<br><br>2. A person who holds an oil and gas production licence or shares therein must be a corporation incorporated in Canada.  |



CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)                 | Measures  | Description   |
|-------------|---------------------|--------|-------------|---|-------------------------------------|---|---|
| FED14       | Federal             | Energy | Oil and Gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 Services incidental to mining | Performance Requirements (Article ) | Canada Oil and Gas Production and Conservation Act, R.S.C. 1985, c. O-7, as amended by the Canada Oil and Gas Operations Act, S.C. 1992, c. 35, Canada - Nova Scotia Offshore Petroleum Resources Accord Implementation Act, S.C. 1988, c. 28, Canada - Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c. 3, Measures implementing the Canada-Yukon Oil and Gas Accord, Measures implementing the Northwest Territories Oil and Gas Accord | Cross-Border Trade in Services and Investment<br><br>1. Under the Canada Oil and Gas Operations Act, a "benefits plan" must be approved by the Minister in order to be authorized to proceed with an oil and gas development project.<br><br>2. A "benefits plan" is a plan for the employment of Canadians and for providing Canadian manufacturers, consultants, contractors and service companies with a full and fair opportunity to participate on a competitive basis in the supply of goods and services used in proposed work or activity referred to in the benefits plan. |

CEIA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)                 | Measures  | Description   |
|----------------------|---------------------|--------|-------------|---|-------------------------------------|---|---|
| FED14<br>(continued) | Federal             | Energy | Oil and Gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 Services incidental to mining | Performance Requirements (Article ) | Canada Oil and Gas Production and Conservation Act, R.S.C. 1985, c. O-7, as amended by the Canada Oil and Gas Operations Act, S.C. 1992, c. 35, Canada - Nova Scotia Offshore Petroleum Resources Accord Implementation Act, S.C. 1988, c. 28, Canada - Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c. 3, Measures implementing the Canada-Yukon Oil and Gas Accord, Measures implementing the Northwest Territories Oil and Gas Accord | 3. The benefits plan contemplated by the Canada Oil and Gas Operations Act permits the Minister to impose on the applicant an additional requirement to ensure that disadvantaged individuals or groups have access to training and employment opportunities or can participate in the supply of goods and services used in proposed work referred to in the benefits plan.<br><br>4. The Canada - Nova Scotia Offshore Petroleum Resources Accord Implementation Act and the Canada-Newfoundland Atlantic Accord Implementation Act have the same requirement for a benefits plan but also require that the benefits plan ensures that:<br>(a) the corporation or other body submitting the plan establishes in the applicable province an office where appropriate levels of decision-making are to take place, prior to carrying out work or an activity in the offshore area; |

**CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations**

| Reservation          | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)                 | Measures  | Description  |
|----------------------|---------------------|--------|-------------|---|-------------------------------------|---|--|
| FED14<br>(continued) | Federal             | Energy | Oil and Gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 Services incidental to mining | Performance Requirements (Article ) | Canada Oil and Gas Production and Conservation Act, R.S.C. 1985, c. O-7, as amended by the Canada Oil and Gas Operations Act, S.C. 1992, c. 35, Canada - Nova Scotia Offshore Petroleum Resources Accord Implementation Act, S.C. 1988, c. 28, Canada - Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c. 3, Measures implementing the Canada-Yukon Oil and Gas Accord, Measures implementing the Northwest Territories Oil and Gas Accord | (b) expenditures be made for research and development to be carried out in the province, and for education and training to be provided in the province; and (c) first consideration be given to goods produced or services provided from within the province, where those goods or services are competitive in terms of fair market price, quality and delivery. |
|                      |                     |        |             |   |                                     |   | 5. The Boards administering the benefits plan under these Acts may also require that the plan include provisions to ensure that disadvantaged individuals or groups, or corporations owned or cooperatives operated by them, participate in the supply of goods and services used in proposed work or activity referred to in the plan.                          |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)                 | Measures  | Description   |
|----------------------|---------------------|--------|-------------|---|-------------------------------------|---|---|
| FED14<br>(continued) | Federal             | Energy | Oil and Gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 Services incidental to mining | Performance Requirements (Article ) | Canada Oil and Gas Production and Conservation Act, R.S.C. 1985, c. O-7, as amended by the Canada Oil and Gas Operations Act, S.C. 1992, c. 35, Canada - Nova Scotia Offshore Petroleum Resources Accord Implementation Act, S.C. 1988, c. 28, Canada - Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c. 3, Measures implementing the Canada-Yukon Oil and Gas Accord, Measures implementing the Northwest Territories Oil and Gas Accord | 6. In addition, Canada may impose a requirement or enforce a commitment or undertaking for the transfer of technology, a production process or other proprietary knowledge to a person of Canada in connection with the approval of development projects under the applicable Acts.<br><br>7. Provisions similar to those set out above are included in laws which implement the Canada-Yukon Oil and Gas Accord.<br><br>8. Provisions similar to those set out above will be included in laws or regulations to implement the Northwest Territories Oil and Gas Accord. For the purposes of this reservation this accord shall be deemed, once concluded, to be an existing measure. |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)                 | Measures  | Description   |
|-------------|---------------------|--------|-------------|---|-------------------------------------|---|---|
| FED15       | Federal             | Energy | Oil and Gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 Services incidental to mining | Performance Requirements (Article ) | Canada - Newfoundland Atlantic Accord Implementation Act, S.C. 1987, c. 3, Hibernia Development Project Act, S.C. 1990, c. 41 | Investment<br><br>1. Under the Hibernia Development Project Act, Canada and the Hibernia Project Owners may enter into agreements. Those agreements may require the Project Owners to undertake to perform certain work in Canada and Newfoundland and to use their best efforts to achieve specific Canadian and Newfoundland target levels in relation to the provisions of a "benefits plan" required under the Canada - Newfoundland Atlantic Accord Implementation Act. "Benefits plans" are further described in the Schedule of Canada, Annex I at pages I-C-26-28.<br>2. In addition, Canada may impose in connection with the Hibernia project a requirement or enforce a commitment or undertaking for the transfer of technology, a production process or other proprietary knowledge to a national or enterprise in Canada. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector | Sub-Sector | Industry  | Reservation Type(s)  | Measures   | Description   |
|-------------|---------------------|--------|------------|---|--|--|---|
| FED16       | Federal             | Energy | Uranium    | SIC 0616 Uranium Mines, CPC 883 Services incidental to mining | National Treatment (Article ), Most-Favoured-Nation Treatment (Article ) | Investment Canada Act, R.S.C. 1985, c. 28 (1st Supp.), Investment Canada Regulations, SOR/85-611, Non-Resident Ownership Policy in the Uranium Mining Sector, 1987 | Investment<br><br>1. Ownership by "non-Canadians", as defined in the Investment Canada Act, of a uranium mining property is limited to 49% at the stage of first production. Exceptions to this limit may be permitted if it can be established that the property is in fact "Canadian controlled" as defined in the Investment Canada Act.<br><br>2. Exemptions from the policy are permitted, subject to approval of the Governor-in-Council, only in cases where Canadian participants in the ownership of the property are not available. Investments in properties by non-Canadians, made prior to December 23, 1987 and that are beyond the permitted ownership level, may remain in place. No increase in non-Canadian ownership is permitted. |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector   | Sub-Sector            | Industry                  | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------|--|-----------------------|---------------------------|--|--|--|
| FED17       | Federal             | Professional, Technical and Specialized Services | Professional Services | CPC 862 Auditing Services | National Treatment (Article ), Most-Favoured-Nation Treatment (Article ) | Bank Act, S.C. 1991, c. 46, Insurance Companies Act, S.C. 1991, c. 47, Cooperative Credit Associations Act, S.C. 1991, c. 48, Trust and Loan Companies Act, S.C. 1991, c. 45 | <p>Cross-Border Trade in Services</p> <p>1. Banks are required to have a firm of accountants to be auditors of the bank. A firm of accountants must be qualified as set out in the Bank Act. Among the qualifications required is that two or more members of the firm must be ordinarily resident in Canada and that the member of the firm jointly designated by the firm and the bank to conduct the audit must be ordinarily resident in Canada.</p> <p>2. An insurance company, a cooperative credit association, and a trust or loan company require an auditor who can either be a natural person or a firm of accountants. An auditor of such an institution must be qualified as set out in the Insurance Companies Act, the Cooperative Credit Associations Act or the Trust and Loan Companies Act, as the case may be.</p> |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector   | Sub-Sector            | Industry                  | Reservation Type(s)  | Measures   | Description  |
|----------------------|---------------------|--|-----------------------|---------------------------|--|--|--|
| FED17<br>(continued) | Federal             | Professional, Technical and Specialized Services | Professional Services | CPC 862 Auditing Services | National Treatment (Article ), Most-Favoured-Nation Treatment (Article ) | Bank Act, S.C. 1991, c. 46, Insurance Companies Act, S.C. 1991, c. 47, Cooperative Credit Associations Act, S.C. 1991, c. 48, Trust and Loan Companies Act, S.C. 1991, c. 45 | In the case where a natural person is appointed to be the auditor of such a financial institution, among the qualifications required is that the person must be ordinarily resident in Canada. In the case where a firm of accountants is appointed to be the auditor of such a financial institution, the member of the firm jointly designated by the firm and the financial institution to conduct the audit must be ordinarily resident in Canada. |



CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector         | Industry  | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|----------------|--------------------|---|---|--|--|
| FED18       | Federal             | Transportation | Air Transportation | CPC 73 Air Transport Services (passenger and freight), Specialty air services, as set out in the description section below, CPC 7512 Courier Services | National Treatment (Article ____), Market Access (Article ____) | Canada Transportation Act, S.C. 1996, c. 10, Aeronautics Act, R.S.C. 1985, c. A-2, Canadian Aviation Regulations, SOR/96-433: Part II "Aircraft Markings & Registration"; Part IV "Personnel Licensing & Training"; and Part VII "Commercial Air Services" | Investment<br><br>The Canada Transportation Act, in Section 55, defines "Canadian" in the following manner:<br><br>"... 'Canadian' means a Canadian citizen or a permanent resident within the meaning of the Immigration and Refugee Protection Act, a government in Canada or an agent of such a government or a corporation or other entity that is incorporated or formed under the laws of Canada or a province, that is controlled in fact by Canadians and of which at least seventy-five per cent, or such lesser percentage as the Governor in Council may by regulation specify, of the voting interests are owned and controlled by Canadians..." |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector         | Industry  | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|----------------|--------------------|---|---|--|---|
| FED18<br>(continued) | Federal             | Transportation | Air Transportation | CPC 73 Air Transport Services (passenger and freight), Specialty air services, as set out in the description section below, CPC 7512 Courier Services | National Treatment (Article ____), Market Access (Article ____) | Canada Transportation Act, S.C. 1996, c. 10, Aeronautics Act, R.S.C. 1985, c. A-2, Canadian Aviation Regulations, SOR/96-433: Part II "Aircraft Markings & Registration"; Part IV "Personnel Licensing & Training"; and Part VII "Commercial Air Services" | Regulations made under the Aeronautics Act incorporate by reference the definition of "Canadian" found in the Canada Transportation Act. These Regulations require that a Canadian operator of commercial air services operate Canadian-registered aircraft. These regulations require an operator to be Canadian in order to obtain a Canadian Air Operator Certificate and to qualify to register aircraft as "Canadian". |
|                      |                     |                |                    |   |   |  | Only "Canadians" may provide the following commercial air transportation services:<br>(a) "domestic services" (air services between points, or from and to the same point, in the territory of Canada, or between a point in the territory of Canada and a point not in the territory of another country);  |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector         | Industry  | Reservation Type(s)   | Measures   | Description   |
|----------------------|---------------------|----------------|--------------------|---|---|--|---|
| FED18<br>(continued) | Federal             | Transportation | Air Transportation | CPC 73 Air Transport Services (passenger and freight), Specialty air services, as set out in the description section below, CPC 7512 Courier Services | National Treatment (Article ____), Market Access (Article ____) | Canada Transportation Act, S.C. 1996, c. 10, Aeronautics Act, R.S.C. 1985, c. A-2, Canadian Aviation Regulations, SOR/96-433: Part II "Aircraft Markings & Registration", Part IV "Personnel Licensing & Training", and Part VII "Commercial Air Services" | (b) "scheduled international services" (scheduled air services between a point in the territory of Canada and a point in the territory of another country) where those services have been reserved to Canadian carriers under existing or future air services agreements;<br>(c) "non-scheduled international services" (nonscheduled air services between a point in the territory of Canada and a point in the territory of another country) where those services have been reserved to Canadian carriers under the Canada Transportation Act.<br>(d) "specialty air services" (include, but are not limited to: aerial mapping, aerial surveying, aerial photography, forest fire management, fire-fighting, aerial advertising, glider towing, parachute jumping, aerial construction, heli-logging, aerial inspection, aerial surveillance, flight training, aerial sightseeing and aerial crop spraying). |

CEIA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector         | Industry   | Reservation Type(s)   | Measures   | Description  |
|----------------------|---------------------|----------------|--------------------|--|---|--|--|
| FED18<br>(continued) | Federal             | Transportation | Air Transportation | CPC 73 Air Transport Services<br>(passenger and freight), Specialty air services, as set out in the description section below, CPC 7512 Courier Services | National Treatment (Article ____), Market Access (Article ____) | Canada Transportation Act, S.C. 1996, c. 10, Aeronautics Act, R.S.C. 1985, c. A-2, Canadian Aviation Regulations, SOR/96-433: Part II "Aircraft Markings & Registration", Part IV "Personnel Licensing & Training", and Part VII "Commercial Air Services" | No foreign individual is qualified to be the registered owner of a Canadian-registered aircraft.<br><br>Further to the Canadian Aviation Regulations, a corporation incorporated in Canada, but that does not meet the Canadian ownership and control requirements, may only register an aircraft for private use where a significant majority of use of the aircraft (at least 60 percent) is in Canada.<br><br>The Canadian Aviation Regulations also have the effect of limiting foreign-registered private aircraft registered to "non-Canadian" corporations to be present in Canada for a maximum of 90 days per twelve-month period. Such foreign-registered private aircraft would be limited to private use, as would be the case for Canadian-registered aircraft requiring a private operating certificate. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector         | Industry  | Reservation Type(s)   | Measures  | Description   |
|-------------|---------------------|----------------|--------------------|---|---|---|---|
| FED19       | Federal             | Transportation | Air Transportation | Aircraft repair and maintenance services, as defined in the Cross-Border Trade in Services chapter. | National Treatment (Article ___), Market Access (Article ___) | Aeronautics Act, R.S.C. 1985, c. A-2, Canadian Aviation Regulations, SOR/96-433; Part IV "Personnel Licensing & Training"; Part V "Airworthiness"; Part VI "General Operating & Flight Rules"; and Part VII "Commercial Air Services" | Cross-Border Trade in Services<br><br>Aircraft and other aeronautical product repair, overhaul or maintenance activities required to maintain the airworthiness of Canadian-registered aircraft and other aeronautical products must be performed by persons meeting Canadian aviation regulatory requirements (i.e., approved maintenance organizations and aircraft maintenance engineers). Certifications are not provided for persons located outside Canada, except sub-organizations of approved maintenance organizations that are themselves located in Canada. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector          | Industry   | Reservation Type(s)   | Measures  | Description   |
|-------------|---------------------|----------------|---------------------|--|---|---|---|
| FED20       | Federal             | Transportation | Land Transportation | CPC 7121 Other scheduled passenger transportation by land other than by railway, CPC 7122 Other non-scheduled passenger transportation by land other than by railway, CPC 7123 Freight transportation by land other than by Railway, CPC 7512 Courier Services | National Treatment (Article ____), Market Access (Article ____) | Motor Vehicle Transport Act, R.S.C. 1985, c. 28 (3rd Supp.), as amended by S.C. 2001, c. 13, Canada Transportation Act, S.C. 1996, c. 10, Customs Tariff, 1997, c. 36 | Cross-Border Trade in Services<br><br>Only persons of Canada using Canadian-registered and either Canadian built or duty-paid trucks or buses, may provide truck or bus services between points in the territory of Canada. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)   | Measures                                    | Description   |
|-------------|---------------------|----------------|----------------------|--|---|---|---|
| FED21       | Federal             | Transportation | Water Transportation | CPC 721<br>Transport services (passengers and freight) by sea-going vessels, CPC 722 Transport services (passengers and freight) by non-seagoing vessels, CPC 74520<br>Pilotage and berthing services, CPC 74540 Vessel salvage and refloating services, CPC 74590 Other supporting services for water transport, CPC 5133/5223<br>Construction for waterways, harbours, dams and other water works. | National Treatment (Articles __ and __), Market Access (Articles __ and __) | Canada Shipping Act, 2001, S.C. 2001, c. 26 | Cross-Border Trade in Services and Investment<br><br>1. To register a ship in Canada, the owner of that ship or the person who has exclusive possession of that ship must be:<br>(a) a Canadian citizen or a permanent resident within the meaning of subsection 2(1) of the Immigration and Refugee Protection Act,<br>(b) a corporation incorporated under the laws of Canada or a province or territory; or<br>(c) when the ship is not already registered in another country, a corporation incorporated under the laws of a country other than Canada if one of the following is acting with respect to all matters relating to the ship, namely:<br>(i) a subsidiary of the corporation that is incorporated under the laws of Canada or a province or territory, |

CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)   | Measures  | Description  |
|----------------------|---------------------|----------------|----------------------|--|---|---|--|
| FED21<br>(continued) | Federal             | Transportation | Water Transportation | CPC 721, CPC 722, CPC 74520, CPC 74540, CPC 74590, CPC 5133/5223 | National Treatment (Articles ___ and ___), Market Access (Articles ___ and ___) | Canada Shipping Act, 2001, S.C. 2001, c. 26   | (ii) an employee or director, in Canada of any branch office of the corporation that is carrying on business in Canada, or (iii) a ship management company incorporated under the laws of Canada or a province or territory.<br><br>2. A ship registered in a foreign country which has been bareboat chartered may be listed in Canada for the duration of the charter while the ship's registration is suspended in its country of registry, if the charterer is:<br>(a) a Canadian citizen or permanent resident as defined in subsection 2(1) of the Immigration and Refugee Protection Act; or<br>(b) a corporation incorporated under the laws of Canada or a province or territory. |
| FED22                | Federal             | Transportation | Water Transportation | CPC 721, CPC 722, CPC 74520, CPC 74540, CPC 74590, CPC 5133/5223 | National Treatment (Article ___), Market Access (Article ___)                   | Canada Shipping Act, 2001, S.C. 2001, c. 26, Marine Certification Regulations, SOR/2007-115 | Cross-Border Trade in Services<br><br>Masters, mates, engineers and certain other seafarers must hold certificates granted by the Minister of Transport as a requirement of service on Canadian registered ships. Such certificates may be granted only to Canadian citizens or permanent residents.   |



CEFTA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector           | Industry  | Reservation Type(s)   | Measures  | Description   |
|-------------|---------------------|----------------|----------------------|---|---|---|---|
| FED23       | Federal             | Transportation | Water Transportation | CPC 74520<br>Pilotage and berthing services             | National Treatment (Article ____), Market Access (Article ____) | Pilotage Act, R.S.C., 1985, c. P-14, General Pilotage Regulations, SOR/2000-132, Atlantic Pilotage Authority Regulations, C.R.C., 1978, c. 1264, Laurentian Pilotage Authority Regulations, C.R.C., 1978, c. 1268, Great Lakes Pilotage Regulations, C.R.C., 1978, c. 1266, Pacific Pilotage Regulations, C.R.C., 1978, c. 1270 | Cross-Border Trade in Services<br><br>Subject to the Schedule of Canada, Annex II, at pages ____ a licence or a pilotage certificate issued by the relevant regional Pilotage Authority is required to provide pilotage services in the compulsory pilotage waters of the territory of Canada. Only Canadian citizens or permanent residents may obtain such a licence or pilotage certificate. A permanent resident of Canada who has been issued a pilot's licence or pilotage certificate must become a Canadian citizen within five years of receipt of such licence or pilotage certificate in order to retain it. |
| FED24       | Federal             | Transportation | Water Transportation | CPC 721<br>Transportation services by sea-going vessels | Market Access (Article ____)                                    | Shipping Conferences Exemption Act, 1987, R.S.C. 1985, c.17 (3rd Supp.)   | Cross-Border Trade in Services<br><br>Members of a shipping conference must maintain jointly an office or agency in the region of Canada where they operate. A shipping conference is an association of ocean carriers that has the purpose or effect of regulating rates and conditions for the transportation by those carriers of goods by water.  |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------|----------------|----------------------|--|---|---|--|
| FED25       | Federal             | Transportation | Water Transportation | CPC 721<br>Transportation services by sea-going vessels, CPC 722<br>Transportation services by non-sea-going vessels   | Most-Favoured-Nation Treatment (Article ____)                                       | Coasting Trade Act, S.C. 1992, c. 31  | Cross-Border Trade in Services<br><br>The prohibitions under the Coasting Trade Act, set out in Schedule of Canada, Annex II, at pages ____, do not apply to any vessel that is owned by the U.S. Government when used solely for the purpose of transporting goods owned by the U.S. Government from the territory of Canada to supply Distant Early Warning sites. |
| FED26       | Federal             | Communication  | Postal Services      | CPC 7511 Postal Services<br>CPC 7321 Mail transportation by air, CPC 71124 Mail transportation by railway, CPC 71235 Transport of mail by any land mode of transport other than railway. Mail transportation by water. | National Treatment (Articles ____ and ____), Market Access (Articles ____ and ____) | Canada Post Corporation Act, R.S.C., 1985, c. C-10, Letter Definition Regulations, SOR/83-481 | Cross-Border Trade in Services and Investment<br><br>Canada Post Corporation has the exclusive privilege to collect, transmit and deliver "letters", as defined in the Letter Definition Regulations, addressed in Canada, and its consent is required for other persons to sell stamps.   |

CETA - Services and Investment - Federal Government - First Offer - Annex | Reservations

| Reservation | Level of Government | Sector         | Sub-Sector          | Industry   | Reservation Type(s)   | Measures  | Description   |
|-------------|---------------------|----------------|---------------------|--|---|---|---|
| FED27       | Federal             | Transportation | Land Transportation | Public Passenger Transit Systems, CPC 7121 Other scheduled passenger transportation by land other than by railway, CPC 7122 Other non-scheduled passenger transportation by land other than by railway | National Treatment (Articles _____ and _____), Market Access (Articles _____ and _____) | Motor Vehicle Transport Act, R.S.C. 1985, c. 29 (3rd Supp.), as amended by S.C. 2001, c. 13 | Cross-Border Trade in Services and Investment<br><br>Provincial agencies have been delegated authority to permit persons to provide extra-provincial (inter-provincial and cross-border) bus services in their respective provinces and territories on the same basis as local bus services. Most provincial agencies permit the provision of local bus services on the basis of a public convenience and necessity test. |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector         | Sub-Sector   | Industry  | Reservation Type(s)    | Measures   | Description   |
|-------------|---------------------|----------------|--|---|------------------------|--|---|
| FED28       | Federal             | Transportation | Air Transportation<br>Water<br>Transportation, Land<br>Postal Services.<br>Including all<br>supporting and<br>auxiliary transport<br>services. | CPC related to the<br>activity engaged<br>in by a monopoly<br>or exclusive<br>service supplier. | (Articles ___ and ___) | Civil Air Navigation Services<br>Commercialization Act S.C. 1996, c.20,<br>Canadian Air Transport Security Authority<br>Act S.C. 2002, c.9, s.2, Pilotage Act, R.S.C.,<br>1985, c. P-14, ss. 18, 20, Canada Marine<br>Act, S.C. 1998, c.10, Canada Post<br>Corporation Act, R.S.C., 1985, c. C-10,<br>Marine Atlantic Inc. Acquisition<br>Authorization Act, S.C. 1986, c.36, Harbour<br>Commissions Act (R.S.C., 1985, c. H-1, An<br>Act respecting the Buffalo and Fort Erie<br>Public Bridge Company, S.C. 1934, c. 63,<br>Blue Water Bridge Authority Act, S.C. 1964-<br>65, c. 6, Motor Vehicle Safety Act, section<br>7. (2), Motor Vehicle Safety Regulations,<br>Section 12, Civil Air Navigation Services<br>Commercialization Act, S.C. 1996, c.20, ss.<br>9,10, Letters Patent issued to the<br>Belledune Port Authority, 2000, Letters<br>Patent issued to the Halifax Port Authority,<br>1999, Letters Patent issued to the<br>Hamilton Port Authority, 2001, Letters<br>Patent issued to the Montreal Port | Cross-Border Trade in Services and<br>Investment<br>Canada maintains the following<br>monopolies or exclusive services<br>suppliers:<br>- NAVCANADA<br>- Canadian Air Transport Security<br>Authority<br>- Atlantic Pilotage Authority<br>- Great Lakes Pilotage Authority<br>- Laurentian Pilotage Authority<br>- Pacific Pilotage Authority<br>- St. Lawrence Seaway Management<br>Corporation<br>- Canada Post Corporation<br>- Blue Water Bridge Canada<br>- Federal Bridge Corporation Limited and<br>its subsidiaries<br>- Oshawa Harbour Commission, and any<br>successor entity<br>- Buffalo and Fort Erie Public Bridge<br>Authority<br>- Belledune Port Authority<br>- Halifax Port Authority<br>- Hamilton Port Authority<br>- Montreal Port Authority<br>- Nanaimo Port Authority |

CETA - Services and Investment - Federal Government - First Offer - Annex I Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector  | Industry  | Reservation Type(s)                     | Measures  | Description  |
|----------------------|---------------------|----------------|---|---|---|---|--|
| FED28<br>(continued) | Federal             | Transportation | Air Transportation<br>Water<br>Transportation, Land<br>Transportation,<br>Postal Services.<br>Including all<br>supporting and<br>auxiliary transport<br>services. | CPC related to the<br>activity engaged<br>in by a monopoly<br>or exclusive<br>service supplier. | Market Access<br>(Articles ___ and ___) | <p>Authority, 1999, Letters Patent issued to the Nanaimo Port Authority, 1999, Letters Patent issued to the Port Alberni Port Authority, 1999, Letters Patent issued to the Prince Rupert Port Authority, 1999, Letters Patent issued to the Quebec Port Authority, 1999, Letters Patent issued to the Saguenay Port Authority, 1999, Letters Patent issued to the Saint John Port Authority, 1999, Letters Patent issued to the Sept-Îles Port Authority, 1999, Letters Patent issued to the Thunder Bay Port Authority, 1999, Letters Patent issued to the Toronto Port Authority, 1999, Letters Patent issued to the Trois-Rivières Port Authority, 1999, Letters Patent issued to the Vancouver Fraser Port Authority, 2007, Letters Patent issued to the Windsor Port Authority., 1999, Financial Administration Act (R.S.C., 1985, c. F-11) Section III</p> | <p>Port Alberni Port Authority<br/>- Prince Rupert Port Authority<br/>- Quebec Port Authority<br/>- Saguenay Port Authority<br/>- Saint John Port Authority<br/>- Sept-Îles Port Authority<br/>- St. John's Port Authority<br/>- Thunder Bay Port Authority<br/>- Toronto Port Authority<br/>- Trois-Rivières Port Authority<br/>- Vancouver Fraser Port Authority<br/>- Windsor Port Authority<br/>- Ridley Terminals Inc.<br/>- Marine Atlantic Inc.<br/>- Registrar of Imported Vehicles</p> <p>Other entities may be added to the above list subject to a decision by the Parties on whether to include monopolies and exclusive service suppliers created through a procurement contract.</p> |

Document numéro : 1015-20120216

document 5 de 7

**Offres du gouvernement fédéral**

**Services et investissements**

**Annexe II (anglais)**

document 5 de 7

ASSEMBLÉE NATIONALE  
1015-20120016

CEFTA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector             | Sub-Sector | Industry | Reservation Type(s)  | Existing Measures   | Description  |
|-------------|---------------------|--------------------|------------|----------|--|---|--|
| FED01       | Federal             | Aboriginal Affairs |            |          | National treatment (Articles ___ and ___), Market Access (Articles ___ and ___), Most-Favoured-Nation Treatment (___ and ___), Performance Requirements (Article ___), Senior Management and Boards of Directors (Article ___) | Constitution Act, 1982, being Schedule B of the Canada Act 1982 (U.K.), 1982, c. 11 | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure denying investors of the European Union (Member States) and their investments, or service providers of the European Union (Member States), rights or preferences provided to aboriginal peoples. |

**CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Existing Measures | Description   |
|-------------|---------------------|-------------|------------|----------|---|-------------------|---|
| FED02       | Federal             | Agriculture |            |          | Market Access   |                   | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure related to the production or marketing of agricultural products, including selling, offering for sale, buying, importing, exporting, pricing, pooling, and the management of other activities such as assembling, packing, processing, disposing, transporting, storing, handling, researching, promoting, insuring, or any other act necessary to prepare the product in a form or make it available at a place or time for purchase for consumption or use. |
| FED03       | Federal             | All Sectors |            |          | National Treatment (Article ___), Market Access (Article ___) |                   | Investment<br><br>Canada reserves the right to adopt or maintain any measure relating to residency requirements for the ownership by investors of the European Union [Member States], or their investments, of oceanfront land.   |



**CEIA - Services and Investment - Federal Government - First Offer - Annex II Reservations**

| Reservation | Level of Government | Sector         | Sub-Sector   | Industry                                     | Reservation Type(s)  | Existing Measures  | Description   |
|-------------|---------------------|----------------|--|--|--|--|---|
| FED04       | Federal             | Communications | Telecommunications<br>Transport Networks<br>and Services,<br>Radiocommunications | CPC 752<br>Telecommunications<br>on Services | National Treatment<br>(Article -), Senior<br>Management and<br>Boards of Directors<br>(Article -), [Market<br>Access (Article )] | Telecommunications Act, S.C. 1993, c. 38,<br>Canadian Telecommunications Common<br>Carrier Ownership and Control<br>Regulations, SOR/94-667,<br>Radiocommunications Act, R.S.C. 1985, c. R<br>2, Radiocommunication Regulations,<br>SOR/96-484 | Investment<br><br>1. Canada reserves the right to adopt or<br>maintain any measure:<br>(a) limiting foreign investment in facilities-<br>based telecommunications service<br>suppliers, provided that the measure<br>adopted or maintained by Canada does<br>not limit foreign investment to less than<br>a cumulative total of 46.7% of voting<br>shares, based on 20% direct investment<br>and 33.3% indirect investment;<br>(b) requiring that facilities-based<br>telecommunications service suppliers be<br>controlled in fact by a Canadian;<br>(c) requiring that at least 80% of the<br>members of the board of directors of<br>facilities-based telecommunications<br>service suppliers be Canadian; and |

CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector  | Industry                            | Reservation Type(s)  | Existing Measures   | Description   |
|----------------------|---------------------|----------------|---|-------------------------------------|--|---|---|
| FED04<br>(continued) | Federal             | Communications | Telecommunications Transport Networks and Services, Radiocommunications | CPC 752 Telecommunications Services | National Treatment (Article 1), Senior Management and Boards of Directors (Article 1), [Market Access (Article 1)] | Telecommunications Act, S.C. 1993, c. 38, Canadian Telecommunications Common Carrier Ownership and Control Regulations, SOR/94-667, Radiocommunications Act, R.S.C. 1985, c. R-42, Radiocommunication Regulations, SOR/96-484 | (d) imposing restrictions on facilities-based telecommunications service suppliers exceeding the permissible cumulative foreign investment level on July 22, 1987, and continuing to exceed this level.<br><br>2. The following exceptions apply to this reservation:<br>(a) foreign investment is allowed up to 100% for suppliers conducting operations under an international submarine cable licence;<br>(b) mobile satellite systems owned and controlled up to a level of 100% by a foreign service provider may be used by a Canadian service provider to provide services in Canada; and<br>(c) fixed satellite systems owned and controlled up to a level of 100% by foreign service providers may be used to provide services between points in Canada and all points outside Canada. |

CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector         | Sub-Sector   | Industry  | Reservation Type(s)   | Existing Measures   | Description  |
|-------------|---------------------|----------------|--|---|---|---|--|
| FED05       | Federal             | Communications | Telecommunications Transport Networks and Services, Radiocommunications, Telecommunications Services | CPC 7529 Other Telecommunications Services, CPC 7549 Other Telecommunications Services not elsewhere classified   | National Treatment (Article -), Senior Management and Boards of Directors (Article -), [Market Access (Article )] | Radiocommunication Act, R.S.C. 1985, c. R-2, Radiocommunication Regulations, SOR/96-484, Telecommunications Act, S.C. 1993, c. 38, Canadian Telecommunications Common Carrier Ownership and Control Regulations, SOR/94-667 | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure relating to providing, or investing in, telecommunications services classified in CPC 7529, excluding mobile services, and CPC 7549. |
| FED06       | Federal             | Communications | Telecommunications Transport Networks and Services   | CPC 752 Telecommunications Services, CPC 7543 Connection Services, CPC 7549 Other Telecommunications Services not elsewhere. Classified (limited to telecommunications transport networks and services) | National Treatment (Article -), [Market Access (Article )]  | Telecommunications Act, S.C. 1993, c. 38  | Investment<br><br>Canada reserves the right to adopt or maintain any measure that may limit competition in providing local wireline telephone services in the serving areas of Northwest Inc.  |

CEFTA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector             | Sub-Sector                                  | Industry  | Reservation Type(s)   | Existing Measures  | Description  |
|-------------|---------------------|--------------------|---|---|---|--|--|
| FED07       | Federal             | Fisheries          | Fishing and Related Services and Investment | SIC 031 Fishing Industry, SIC 032 Services<br>Incidental to Fishing, CPC 882. Services<br>Incidental to Fishing | National Treatment (Article X), Most-Favoured Nation Treatment (Article X), Market Access (Article X), Performance Requirements (Article X) | Fisheries Act, R.S.C. 1985, c. F14, Coastal Fisheries Protection Act, R.S.C. 1985, c.33, Coastal Fisheries Protection Regulations, C.R.C. 1978, c. 413, Commercial Fisheries Licensing Policy, Policy on Foreign Investment in the Canadian Fisheries Sector, 1985 | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measures with respect to licensing fishing or fishing related activities, including entry of foreign fishing vessels to Canada's exclusive economic zone, territorial sea, internal waters or ports and use of any services therein. |
| FED08       | Federal             | Government Finance | Securities                                  | SIC 8152 Finance and Economic Administration  | National Treatment (Article 9.04), Market Access  | Financial Administration Act, R.S.C. 1985, c. F-11   | Investment<br><br>Canada reserves the right to adopt or maintain any measure relating to the acquisition, sale or other disposition by nationals of the European Union of bonds, treasury bills or other kinds of debt securities issued by the Government of Canada or a Canadian sub-national government.                                  |
| FED09       | Federal             | Minority Affairs   |   |   | National Treatment (Articles ), Performance Requirements (Article ), Senior Management and Boards of Directors (Article ), Market Access    |  | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure conferring rights or privileges to a socially or economically disadvantaged minority.  |

**CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations**

| Reservation | Level of Government | Sector          | Sub-Sector | Industry | Reservation Type(s)   | Existing Measures | Description  |
|-------------|---------------------|-----------------|------------|----------|---|-------------------|--|
| FED10       | Federal             | Social Services |            |          | National Treatment (Articles ), Most-Favoured-Nation Treatment (Articles ), Senior Management and Boards of Directors (Article 1107), Market Access |                   | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure with respect to the provision of public law enforcement and correctional services, and the following services to the extent that they are social services established or maintained for a public purpose: income security or insurance, social security or insurance, social welfare, public education, public training, health, and child care. |
| FED11       | Federal             | All Sectors     |            |          | Market Access (Articles XX)   |                   | Cross Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure affecting services supplied in the exercise of government authority which is neither supplied on a commercial basis, nor in competition with one or more service suppliers.  |

CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector         | Sub-Sector         | Industry   | Reservation Type(s)  | Existing Measures | Description   |
|-------------|---------------------|----------------|--------------------|--|--|-------------------|---|
| FED12       | Federal             | Transportation | Air Transportation | Not CPC-defined, rather aircraft repair and maintenance services, as defined in the Cross-Border Trade in Services chapter | Most-Favoured-Nation Treatment (Article __)  |                   | Cross-Border Trade in Services<br><br>Canada reserves the right to selectively negotiate agreements or arrangements with other States, organisations of States, aeronautical authorities or service providers to recognize their accreditation of repair, overhaul and maintenance facilities and certification by such facilities of work performed on Canadian-registered aircraft and other related aeronautical products. |
| FED13       | Federal             | Transportation | Air Transportation | Selling and marketing of air transport services, as defined in the Cross-Border Trade in Services chapter                  | National Treatment (Articles __ and __), Most-Favoured-Nation Treatment (Articles __ and __), Market Access (Articles __ and __) |                   | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure relating to the selling and marketing of air transportation services.   |

CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)  | Existing Measures  | Description   |
|-------------|---------------------|----------------|----------------------|--|--|--|---|
| FED14       | Federal             | Transportation | Water Transportation | CPC 5133/5223, CPC 721, CPC 722, CPC 74510, CPC 74520, CPC 74540, CPC74590 | National Treatment (Articles__ and __), Most-Favoured-Nation Treatment (Articles__ and __), Market Access (Articles__ and __), Performance Requirements (Article__), Senior Management and Boards of Directors (Article__) | Coasting Trade Act, S.C., 1992, c. 31, Canada Shipping Act, 2001, S.C. 2001, c.26, Customs Act, R.S.C., 1985, c.1 (2nd Supp.), Customs and Excise Offshore Application Act, R.S.C., 1985, c. C-53. | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure relating to the investment in or provision of marine cabotage services, including:<br><br>(a) the transportation of either goods or passengers by ship between points in the territory of Canada or above the continental shelf of Canada, either directly or by way of a place outside Canada; but with respect to waters above the continental shelf of Canada, the transportation of either goods or passengers only in relation to the exploration, exploitation or transportation of the mineral or non-living natural resources of the continental shelf of Canada; and |

CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)   | Existing Measures  | Description   |
|----------------------|---------------------|----------------|----------------------|--|---|--|---|
| FED14<br>(continued) | Federal             | Transportation | Water Transportation | CPC 5133/5223, CPC 721, CPC 722, CPC 74510, CPC 74520, CPC 74540, CPC74590 | National Treatment (Articles ___ and ___), Most-Favoured-Nation Treatment (Articles ___ and ___), Market Access (Articles ___ and ___), Performance Requirements (Article ___), Senior Management and Boards of Directors (Article ___) | Coasting Trade Act, S.C., 1992, c. 31, Canada Shipping Act, 2001, S.C. 2001, c.26, Customs Act, R.S.C., 1985, c.1 (2nd Supp.), Customs and Excise Offshore Application Act, R.S.C., 1985, c. C-53. | (b) the engaging by ship in any other marine activity of a commercial nature in the territory of Canada and, with respect to waters above the continental shelf, in such other marine activities of a commercial nature that are in relation to the exploration, exploitation or transportation of the mineral or non-living natural resources of the continental shelf of Canada.<br><br>This reservation relates to, among other things, limitations and conditions for services providers entitled to participate in these activities, criteria for the issuance of a temporary cabotage license to foreign ships and limits on the number of cabotage licenses issued to foreign ships. |



CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation          | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)   | Existing Measures  | Description  |
|----------------------|---------------------|----------------|----------------------|--|---|--|--|
| FED14<br>(continued) | Federal             | Transportation | Water Transportation | CPC 5133/5223, CPC 721, CPC 722, CPC 74510, CPC 74520, CPC 74540, CPC74590 | National Treatment (Articles ___ and ___), Most-Favoured-Nation Treatment (Articles ___ and ___), Market Access (Articles ___ and ___), Performance Requirements (Article ___), Senior Management and Boards of Directors (Article ___) | Coasting Trade Act, S.C., 1992, c. 31, Canada Shipping Act, 2001, S.C. 2001, c.26, Customs Act, R.S.C., 1985, c.1 (2nd Supp.), Customs and Excise Offshore Application Act, R.S.C., 1985, c. C-53. | For greater certainty this reservation applies, inter alia, to feeder services. This reservation does not apply to EU Member State shipping companies repositioning owned/ leased empty containers on a non-revenue basis using ships vessels of any registry. |

CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector         | Sub-Sector           | Industry   | Reservation Type(s)                         | Existing Measures | Description   |
|-------------|---------------------|----------------|----------------------|--|---|-------------------|---|
| FED15       | Federal             | Transportation | Water Transportation | CPC 721, CPC 722, CPC 74510, CPC 74520, CPC 74540, CPC 74590     | Most-Favoured-Nation Treatment (Article __) |                   | Cross-Border Trade in Services<br>Canada reserves the right to adopt or maintain any measure relating to the implementation of agreements, arrangements and other formal or informal undertakings with other countries with respect to maritime activities in waters of mutual interest in such areas as pollution control (including double hull requirements for oil tankers), safe navigation, barge inspection standards, water quality, pilotage, salvage, drug abuse control and maritime communications. |
| FED16       | Federal             | Transportation | Water Transportation | CPC 721, CPC 722, CPC 74520, CPC 74540, CPC 74590, CPC 5133/5223 | Most-Favoured Nation Treatment (Article __) |                   | Cross-Border Trade in Services<br>Canada reserves the right to selectively negotiate agreements or arrangements with other States, organisations of States, or maritime authorities to recognize the certification of masters, mates, engineers and certain other seafarers.  |
| FED17       | Federal             | Transportation |                      | CPC Section 7  | Market Access (Article __)                  |                   | Investment<br>Canada reserves the right to adopt or maintain any measure relating to the specific type of legal entity operating transportation infrastructure.   |

CEFTA - Services and Investment - Federal Government - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector         | Sub-Sector   | Industry | Reservation Type(s)                    | Existing Measures | Description  |
|-------------|---------------------|----------------|--|----------|--|-------------------|--|
| FED18       | Federal             | Transportation | All sub-sectors excluding, Maritime Freight Forwarding Services, Computer Reservation Systems Services and services auxiliary to all modes of transportation other than Maritime Transportation Services (CPC 7411, 7419, 742, 748). | CPC 7    | Market Access (Articles ____ and ____) |                   | Cross-Border Trade in Services and Investment<br><br>Canada reserves the right to adopt or maintain any measure that is not inconsistent with Canada's obligations under Article XVI of the GATS, incorporating any modifications thereto. |

**CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations**

| Reservation | Level of Government | Sector         | Sub-Sector | Industry   | Reservation Type(s)        | Existing Measures | Description  |
|-------------|---------------------|----------------|------------|--|----------------------------|-------------------|--|
| FED19       | Federal             | Transportation |            | CPC 74<br>(Supporting and Auxiliary Transport Services), Ground handling services as defined in the Cross-Border Trade in Services Chapter | Market Access (Article __) |                   | Investment<br><br>Canada reserves the right to adopt or maintain any measure limiting the number of providers of certain supporting and auxiliary transport services related to the handling of passengers, freight, cargo (including mail) and transportation conveyances that support transportation carriers, at airports, ports and land terminals, where physical or operational constraints arise primarily as a result of safety or security considerations.<br><br>For greater certainty, in the case of ground handling services, this reservation does not affect Canada's rights and obligations under the Agreement on Air Transport Between Canada and the European Community and its Member States |

**CETA - Services and Investment - Federal Government - First Offer - Annex II Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                         | Existing Measures | Description  |
|-------------|---------------------|-------------|------------|----------|---|-------------------|--|
| FED20       | Federal             | All Sectors |            |          | Most-Favoured-Nation Treatment (Article __) |                   | <p><b>Investment</b></p> <p>Canada reserves the right to adopt or maintain any measure that accords differential treatment under any bilateral or multilateral international agreement in force or signed prior to the date of entry into force of this Agreement.</p> <p>Canada reserves the right to adopt or maintain any measure that accords differential treatment pursuant to any existing or future bilateral or multilateral agreement relating to:</p> <ul style="list-style-type: none"> <li>(a) aviation;</li> <li>(b) fisheries;</li> <li>(c) maritime matters, including salvage.</li> </ul> |

Document numéro : 1015-20120216

document 6 de 7

**Offres des gouvernements subfédéraux  
(provinces)**

**Services et investissements**

**Annexe I (anglais)**

document 1 de 7

ASSEMBLÉE NATIONALE  
1015-20120216

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector            | Sub-Sector  | Industry    | Reservation Type(s)  | Measures   | Description   |
|-------------|----------------------|-------------------|---|-------------|--|--|---|
| AB01        | Provincial - Alberta | Business Services | Professional Services – Accounting, auditing and bookkeeping services | CPC 862     | National Treatment, Market Access, Senior Management and Boards of Directors | Regulated Accounting Profession Act (R-12 RSA 2000), Certified General Accountants Regulation (AR 176/2001), Certified Management Accountants Regulation (AR 177/2001), Chartered Accountants Regulation (AR 178/2001) | Services and Investment: An applicant for registration as a regulated member must provide proof of Canadian citizenship or proof of having been lawfully admitted to and entitled to work in Canada.<br>Office must be under the management of a resident.            |
| AB02        | Provincial - Alberta | Business Services | Professional Services – Veterinary Services                           | CPC 932     | National Treatment (Services), Market Access (Services)                      | Veterinary Profession Act (V-2 RSA 2000), General Regulation (Veterinary Profession Act) (44/1986)   | Services: No person shall be approved for registration as a registered veterinarian unless he provides the Registration Committee with evidence satisfactory to the Committee that he is a Canadian citizen or lawfully admitted into and entitled to work in Canada. |
| AB03        | Provincial - Alberta | Business Services | Real Estate Services  | CPC 821/822 | National Treatment, Market Access  | Real Estate Act (R-5, RSA 2000)  | Services and Investment: Residency requirement. Services must be supplied through a commercial presence.  |
| AB04        | Provincial - Alberta | Business Services | Other – Related Scientific and Technical Consulting Services          | CPC 8675    | Market Access  | Land Surveyors Act (L-3, RSA 2000)   | Services and Investment: Commercial presence must take the form a surveyor's corporation.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector                            | Sub-Sector  | Industry    | Reservation Type(s)  | Measures   | Description   |
|-------------|----------------------|-----------------------------------|---|-------------|--|--|---|
| AB05        | Provincial - Alberta | Alcoholic Beverages, Distribution | Wholesale trade services, Food services, Food retailing services, Liquor, wine and beer stores, Liquor, wine and beer | CPC 622/631 | National Treatment (Services and Investment); Performance Requirements (Investment); Senior Management and Boards of Directors | Gaming and Liquor Act, G-1 RSA 2000; <i>Gaming and Liquor Regulation</i> , 143/1996; Alberta Gaming and Liquor Commission Board Policy   | The above measures permit Alberta to control the manufacture, import, sale, purchase, possession, storage, transportation, use and consumption of liquor, and to conduct such activities, including through provincial monopolies.                                |
| AB06        | Provincial - Alberta | Business Services                 | Other - Services incidental to Agriculture (*except rental of agricultural equipment with operator)                   | CPC 8811 *  | National Treatment (Services and Investment); Market Access (Services and Investment)  | <i>Provincial Parks Act, (P-35 RSA 2000); Provincial Parks (Dispositions) Regulations (AR 241/77); Provincial Parks (General) Regulation (AR 102/85); Dispositions and Fees Regulation (AR 54/2000); Special Areas Disposition Regulation (AR 137/2001); Declaration Regulation (AR 195/2001); Forest Reserves Regulation (AR 42/2005)</i> | Services and Investment. Dispositions of Crown land, including within provincial parks (leases for grazing, cultivation) are limited to residents of Alberta who are Canadian citizens or permanent residents within the meaning of the Immigration Act (Canada). |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector            | Sub-Sector                                | Industry | Reservation Type(s)   | Measures   | Description  |
|-------------|----------------------|-------------------|---|----------|---|--|--|
| AB07        | Provincial - Alberta | Business Services | Other - Services<br>Incidental to Hunting | CPC 8813 | National Treatment<br>(Services and Investment); Market<br>Access (Services and Investment) | Wildlife Act (W-10 RSA 2000); <i>Wildlife Regulation</i> (AR 143/97) | Services and Investment: the Minister may issue a big game guide's designation to an adult resident or to an adult non-resident who is a Canadian citizen or is admitted to permanent residence in Canada, and<br>- a person is eligible to obtain or hold an outfitter-guide (big game) permit if and only if that person<br>(a) is an individual who is an adult resident or non-resident who, in the case of a non-resident, is a Canadian citizen or has been admitted to permanent residence in Canada, and who holds a big game guide's designation, or<br>(b) is a business corporation or society at least one of whose current officers is an individual described in clause (a). |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government  | Sector            | Sub-Sector                                | Industry | Reservation Type(s)   | Measures   | Description  |
|---------------------|----------------------|-------------------|---|----------|---|--|--|
| AB07<br>(continued) | Provincial - Alberta | Business Services | Other - Services<br>Incidental to Hunting | CPC 8813 | National Treatment<br>(Services and<br>Investment); Market<br>Access (Services and<br>Investment) | Wildlife Act (W-10 RSA 2000); <i>Wildlife Regulation</i> (AR 143/97) | the Minister may issue a bird game guide's designation, issued by to an adult who is legally entitled to be employed in Canada.<br>- a person is eligible to obtain or hold an outfitter guide (bird game) permit if and only if that person<br>(a) is an individual who holds a bird game guide's designation, or<br>(b) is a business corporation or society at least one of whose current officers is an individual who holds such a designation<br>- Only an adult resident, an extended non resident, a business corporation or a society that holds land in a Metis settlement or any other land that is not public land is eligible to obtain or hold a game bird farm permit.<br>Only an adult resident, an extended non resident, a business corporation or a society is eligible to obtain or hold a game bird shooting ground licence |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government  | Sector            | Sub-Sector                                | Industry | Reservation Type(s)   | Measures   | Description   |
|---------------------|----------------------|-------------------|---|----------|---|--|---|
| AB07<br>(continued) | Provincial - Alberta | Business Services | Other – Services<br>Incidental to Hunting | CPC 8813 | National Treatment<br>(Services and<br>Investment); Market<br>Access (Services and<br>Investment) | Wildlife Act (W-10 RSA 2000); <i>Wildlife<br/>Regulation</i> (AR 143/97) | the minister may issue a zoo permit to an adult resident, an extended non resident, a business corporation or a society. ;<br>- A person is entitled to obtain or hold a commercial falconry permit if the person<br>(a) is an individual who is an adult resident or an extended non resident, is a member of the Alberta Falconry Association and maintains a facility in Alberta that is approved by the Minister, or<br>(b) a business corporation or a society that maintains a facility in Alberta and satisfies the Minister that the falconry birds authorized to be kept under the permit will be in the direct care of an adult member of the Alberta Falconry Association<br>A person is eligible to obtain or hold a taxidermy permit, a tannery permit or a fur dealer permit if the person is an adult resident, an extended non resident, a business corporation or a society. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government  | Sector            | Sub-Sector                                | Industry | Reservation Type(s)   | Measures   | Description   |
|---------------------|----------------------|-------------------|---|----------|---|--|---|
| AB07<br>(continued) | Provincial - Alberta | Business Services | Other - Services<br>Incidental to Hunting | CPC 8813 | National Treatment<br>(Services and<br>Investment); Market<br>Access (Services and<br>Investment) | Wildlife Act (W-10 RSA 2000); <i>Wildlife Regulation</i> (AR 143/97) | A person is eligible to obtain or hold a resident fur management licence if and only if he is a resident, is at least 14 years of age, and has previously held a trapping licence or completed approved training or testing<br><br>- A person is eligible to obtain a registered fur management licence in respect of a registered fur management area if and only if, the applicant is neither a non resident, nor a non resident alien nor a corporation other than a society, has held a licence authorizing the trapping of fur bearing animals in Alberta or elsewhere, or has completed approved training or testing<br>"extended non resident" means an adult individual who is not a resident and who makes his home and is ordinarily present in Canada. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations

| Reservation | Level of Government  | Sector             | Sub-Sector  | Industry      | Reservation Type(s)   | Measures  | Description   |
|-------------|----------------------|--------------------|---|---------------|---|---|---|
| AB08        | Provincial - Alberta | Business Services  | Services incidental to Fishing                                | CPC 882       | National Treatment (Services and Investment); Market Access (Services and Investment) | Fisheries (Alberta) Act (F-16 RSA 2000); <i>General Fisheries (Alberta) Regulation</i> (203/1997); <i>Fisheries (Administrative) Regulation</i> (220/1997) Fishing Licensing Policies | Services and Investment. An applicant for a Commercial Fishing Licence, Commercial Fishing Lake Licence, Competitive Fishing Event Licence, Fish Establishment Licence or a Commercial Bait Fishing Licence must be a resident of Alberta. "resident of Alberta" means (i) A person who makes his home in Alberta and is normally present in the province<br>(ii) A partnership, if at least one of the partners makes his home in Alberta and is ordinarily present in Alberta, or<br>(iii) A corporation that is lawfully carrying out on business in Alberta |
| AB09        | Provincial - Alberta | Transport Services | Interurban bus transport and non-scheduled/scheduled services | CPC 7121-7122 | Market Access   | <i>Motor Transport Act</i> , M-21 RSA 2000; <i>Motor Vehicle Administration Act</i> , M-23 RSA 2000   | Services and Investment. Public convenience and needs test (Criteria related to approval include:<br>examination of the adequacy of current levels of service; market conditions establishing the requirement for expanded service; the effect of new entrants on public convenience, including the continuity and quality of service, and the fitness, willingness and ability of the applicant to provide proper service).  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector | Sub-Sector | Industry | Reservation Type(s)  | Measures   | Description  |
|-------------|----------------------|--------|------------|----------|--|--|--|
| AB10        | Provincial - Alberta | All    |            |          | National Treatment; Market Access; Performance Requirement | Industrial Benefits Policy   | First consideration may be given to service suppliers from within Alberta or Canada where competitive in terms of price and quality in the case of all large scale projects needing Industrial Development, Forest Management, Oil Sands, Power Plant or Gas Plant and Coal Development Permits. |
| AB11        | Provincial - Alberta | All    |            |          | National Treatment; Senior Marketing Board of Directors    | Business Corporations Act (B-9, RSA 2000); <i>Business Corporations Regulation</i> (AR 118/2000); Companies Act (C-21 RSA 2000); Cooperatives Act (C-28.1 2001); Partnership Amendment Act (25 (Supp) RSA 2000); Societies Act (S-14 RSA 2000) | Service and Investments. At least 50 percent of the directors of an Alberta Corporation must be resident Canadians.  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector          | Industry  | Reservation Type(s)   | Measures  | Description  |
|-------------|----------------------|---|---------------------|-----------|---|---|--|
| AB12        | Provincial - Alberta | All   |                     |           | National Treatment; Market Access   | Land Titles Act (L-4, RSA 2000); Agricultural and Recreational Land Ownership Act (A-9, RSA 2000); Regulations Respecting the Ownership of Agricultural and Recreational Land in Alberta (AR 150/79); Public Lands Act (P-40, RSA 2000) | Services and Investment. Public lands cannot be sold a person who is not a Canadian citizen or a permanent resident as defined in the Immigration Act (Canada), a corporation that is not a Canadian corporation, or a person or corporation acting as a trustee for a person who is not a Canadian citizen or a permanent resident as defined in the Immigration Act (Canada) or for a corporation that is not a Canadian corporation. There are limitations on the sale of non-urban real estate to a non-Canadian person. |
| AB13        | Provincial - Alberta | Other Recreational Services – Gambling and Betting Services | Gambling and Gaming | CPC 96492 | National Treatment (Services and Investment); Performance Requirements (Services and Investment); Senior Management and Boards of Directors | Gaming and Liquor Act, G-1 RSA 2000; Horse Racing Alberta Act, H-11.3 RSA 2000; Gaming and Liquor Regulation, 143/1996; Alberta Gaming and Liquor Commission Board Policy   | Services and Investment. The above measures permit Alberta to regulate and authorize services, suppliers of services, manufacturing, suppliers of materials, operations and repairs relating to lottery schemes, gaming terminals, games of chance, races, bingo and casinos, and to conduct such activities, including through provincial monopolies.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector            | Sub-Sector  | Industry  | Reservation Type(s)   | Measures  | Description  |
|-------------|-------------------------------|-------------------|---|---|---|---|--|
| AB14        | Provincial - Alberta          | Business Services | Other – Services incidental to Agriculture (Animal Husbandry Services)                              | CPC 8812  | National Treatment (Services and Investment), Market Access (Services and Investment) | Horse Capture Regulation (AR 59/1994)                       | Services and investment. A person is not eligible to apply for, obtain or hold a licence unless the person (a) is a Canadian citizen or has been lawfully admitted into Canada for permanent residence.  |
| BC01        | Provincial - British Columbia | All sectors       | Non-profit  |   | National Treatment (Investment)   | Society Act [RSBC 1996] CHAPTER 433                         | Investment. At least one of the directors of a society must be ordinarily resident in British Columbia.  |
| BC02        | Provincial - British Columbia | Business Services | Other – Engineering related scientific and technical consulting                                     | CPC Prov: 86/75   | National Treatment (Services); Market Access (Services)                               | Land Surveyors Act [RSBC 1996] CHAPTER 248                  | Services. A person must not be, admitted as a British Columbia land surveyor unless the person is a Canadian citizen or permanent resident of Canada; the person has satisfied the board that the person has passed all required examinations and has complied with this Act and the bylaws. |
| BC03        | Provincial - British Columbia | Business Services | Other – Services incidental to agriculture (except rental of agricultural equipment with operator*) | CPC Prov: 88 – Agricultural, mining and manufacturing services; CPC Prov: 8811*; CPC Prov: 8812; CPC Prov: 7112 | Market Access (Services); National Treatment (Services, Investment)                   | Natural Products Marketing (BC) Act [RSBC 1996] CHAPTER 330 | Services and investments. Powers given to a marketing board or commission to place market restrictions on regulated natural products   |
| BC04        | Provincial - British Columbia | Business Services | Professional Services – lawyers and Notaries  | CPC Prov: 861   | National Treatment (Services); Market Access (Services)                               | Notaries Act [RSBC 1996] CHAPTER 334                        | Services. Citizenship or permanent residency is required to be a notary public in British Columbia.  |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector                                       | Sub-Sector  | Industry   | Reservation Type(s)   | Measures   | Description  |
|-------------|-------------------------------|--|---|--|---|--|--|
| BC05        | Provincial - British Columbia | Business Services                            | Other – Services incidental to hunting (Hunting guides; Outfitters; Angling guides) | CPC Prov: 8813 – Services incidental to hunting; CPC hunting; CPC Prov: 747 – Travel agency, tour operator and tourist guide services; CPC Prov: 8820 – Services incidental to fishing | National Treatment (Services; Investment); Market Access (Services, Investment) | Wildlife Act [RSBC 1996] CHAPTER 488                           | Services and investment. Guide outfitter and angling guide licences are restricted to individuals who are citizens or permanent residents of Canada.   |
| BC06        | Provincial - British Columbia | Recreational, Cultural and Sporting Services | Sporting and Other Recreational Services – Gambling and Betting Services            | CPC Prov: 96492  | National Treatment (Services; Investment); Market Access (Services, Investment) | Gaming Control Act [SBC 2002] c. 14, Gaming Control Regulation | Services and investment. The BC Lottery Corporation (BCLC) operates as a monopoly responsible for conducting and administering all gambling in the province including lottery schemes, games of chance or games combining chance and skill, as well as operating businesses that play a role in the operation of government casinos. It may also offer, for consideration, consulting and implementation services within its areas of expertise. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector                                     | Sub-Sector   | Industry  | Reservation Type(s)   | Measures   | Description  |
|-------------|-------------------------------|--|--|---|---|--|--|
| BC07        | Provincial - British Columbia | Distribution Services; Alcoholic Beverages | Beverages, Wholesale, Liquor, Wine and Beer Stores | CPC Prov: 24 – Beverages  | National Treatment (Investment); Market Access                                  | <i>Liquor Control and Licensing Act</i> [RSBC 1996] CHAPTER 267  | Investment. A liquor license applicant must be a resident of British Columbia, or a Canadian citizen, or lawfully admitted to Canada under the <i>Immigration and Refugee Protection Act</i> (Canada) for permanent residence.   |
| BC08        | Provincial - British Columbia | Distribution; Alcoholic Beverages          | Beverages, Wholesale; liquor, Wine and Beer Stores | CPC Prov: 24 – Beverages  | National Treatment (Services, Investment); Market Access (Services, Investment) | <i>Liquor Distribution Act, Liquor Control and Licensing Act</i> | Services and investment. A liquor license applicant must be a resident of British Columbia, or a Canadian citizen, or lawfully admitted to Canada under the <i>Immigration and Refugee Protection Act</i> (Canada) for permanent residence.  |
| BC09        | Provincial - British Columbia | Distribution; Alcoholic Beverages          | Beverages, Wholesale; liquor, Wine and Beer Stores | CPC Prov: 24 – Beverages  | National Treatment (Services, Investment); Market Access (Services, Investment) | <i>Liquor Distribution Act, Liquor Control and Licensing Act</i> | Services and investment. Liquor Distribution Act, Liquor Control and Licensing Act.  |
| BC10        | Provincial - British Columbia | Forestry and Logging                       | Professional Services                              | CPC Prov: 88140 – Services incidental to forestry and logging; CPC Prov: 03 – Forestry and logging products | National Treatment (Services); Market Access (Services)                         | <i>Foresters Act</i> [SBC 2003] c. 19                            | Services. Requirements for permanent residency for registered professional foresters and registered forest technologists. This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government           | Sector               | Sub-Sector  | Industry                                     | Reservation Type(s)   | Measures   | Description  |
|-------------|-------------------------------|----------------------|---|--|---|--|--|
| BC11        | Provincial - British Columbia | Forestry and Logging | Christmas Tree Permits; Log Salvage Permits; Woodlot Licenses | CPC Prov: 03 – Forestry and logging products | National Treatment (Investment); Market Access (Investment) | Forest Act [RSBC 1996] c. 157; Log Salvage Regulation for the Vancouver Log Salvage District, B.C. Reg. 220/81 | Investment. Canadian citizenship or permanent residency requirement for Christmas tree permits. Canadian citizenship or landed immigrant requirement for log salvage permit. Canadian citizenship or permanent resident or first nation requirement for woodlot licence. This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140 |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government           | Sector               | Sub-Sector   | Industry                                     | Reservation Type(s)   | Measures  | Description   |
|-------------|-------------------------------|----------------------|--|--|---|---|---|
| BC12        | Provincial - British Columbia | Forestry and Logging | Community Forest Agreements/Tenures with First Nations | CPC Prov: 03 – Forestry and logging products | Market Access (Investment); National Treatment (Investment) | Forest Act [RSBC 1996] c. 157, Community Tenures Regulation | Limits on what persons can enter into a community forest agreement or receive a community salvage licence <ul style="list-style-type: none"> <li>• A society incorporated under the Society Act</li> <li>• An association as defined in the Cooperative Association Act</li> <li>• A corporation, if the corporation is established by or under an enactment, or registered as an extraprovincial company under the Business Corporations Act</li> <li>• A partnership, if the partnership is comprised of a band as defined in the Indian Act (Canada)</li> <li>• A municipality or regional district</li> <li>• Certain societies, associations or corporations.</li> </ul> <p>This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140.</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government           | Sector               | Sub-Sector   | Industry   | Reservation Type(s)   | Measures   | Description  |
|-------------|-------------------------------|----------------------|--|--|---|--|--|
| BC13        | Provincial - British Columbia | Business Services    | Other – Services incidental to agriculture (*except rental of agricultural equipment with operator); Grazing Lease Tenures | CPC Prov: 88110 – Services incidental to agriculture*; CPC Prov: 01 – Products of agriculture, horticulture and market gardening | National Treatment (Investment); Market Access (Investment); Performance Requirement (Investment) | Range Act [SBC 2004] c. 71; Ministry of Forest and Range Policy - Grazing Lease Policy | Investment. Preference for local presence for grant of grazing licence or grazing permit. Citizenship requirements for individuals and performance requirements for companies in order to hold grazing lease tenures.  |
| BC14        | Provincial - British Columbia | Forestry and Logging | Forest License   | CPC Prov: 03 – Forestry and logging products   | Market Access (Investment); Performance Requirements (Investment)                                 | Forest Act [RSBC 1996] c. 157  | Performance requirements and market access requirements can be placed on holders of forest licences in the mountain pine beetle salvage area.<br><br>Applicants may have to commit to the establishment of a manufacturing facility to qualify for a forest license.<br><br>This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector               | Sub-Sector                | Industry                                     | Reservation Type(s)  | Measures                      | Description  |
|-------------|-------------------------------|----------------------|---------------------------|--|--|-------------------------------|--|
| BC15        | Provincial - British Columbia | Forestry and Logging | Community Salvage Licence | CPC Prov: 03 – Forestry and logging products | Market Access (investment); National Treatment (investment); Performance Requirements (investment) | Forest Act [RSBC 1996] c. 157 | Grant of community salvage licenses limited to specific groups (e.g. first nations, societies, cooperative associations) and purposes (e.g. providing social and economic benefits to British Columbia, including contributing to government revenues, providing opportunities for achieving a range of community objectives, including employment and other social, environmental and economic benefits, encouraging cooperation within the community and among stakeholders, providing for the use of qualifying timber, and other factors that the minister or a person authorized by the minister specifies in the invitation or advertising.)<br><br>This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector               | Sub-Sector                 | Industry   | Reservation Type(s)  | Measures  | Description  |
|-------------|-------------------------------|----------------------|----------------------------|--|--|---|--|
| BC16        | Provincial - British Columbia | Forestry and Logging | Restricted Forest Licences | CPC Prov: 03 – Forestry and logging products   | Market Access (Investment); Performance requirement (Investment) | Forest Act [RSBC 1996] c. 157, Forest Licence Regulation                                | Investment. Conditions may be placed upon granting of restricted forest licences including a requirement to own or lease processing facilities.  |
|             |                               |                      |                            |  |  |   | This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140.   |
| BC17        | Provincial - British Columbia | Forestry and Logging | Woodlot Licences           | CPC Prov: 03 – Forestry and logging products   | Market Access (Investment)                                       | Forest Act [RSBC 1996] c. 157, Woodlot Licence Regulation                               | Investment. Proximity of residence from the proposed woodlot license is one of the criteria used to award a license.   |
|             |                               |                      |                            |  |  |   | This reservation is limited to the measure listed in the Measures element and does not include any other measures falling within the scope of CPC Prov: 88140.   |
| BC18        | Provincial - British Columbia | Fish and Aquaculture | Aquaculture industry       | CPC Prov: 04 – Fish and other fishing products; CPC Prov: 88200 – Services incidental to fishing | National Treatment (Investment); Market Access (Investment)      | Fisheries Act [RSBC 1996] c. 149, Fisheries Act Regulations, and Act [RSBC 1996] c. 245 | Investment. Canadian citizenship or permanent residency requirement for grants of Crown land with respect to aquaculture: A person who is not a citizen or permanent resident of Canada is not entitled to a Crown grant unless the person's application for a disposition of Crown land was allowed before May 1, 1970. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector               | Sub-Sector                                   | Industry                                 | Reservation Type(s)   | Measures                         | Description  |
|-------------|-------------------------------|----------------------|--|--|---|----------------------------------|--|
| BC19        | Provincial - British Columbia | Fish and Aquaculture | Support services to fishing; Wholesale trade | CPC Prov: 04; CPC Prov: 88200; CPC 62224 | National Treatment (Services, Investment); Market Access (Services, Investment) | Fisheries Act [R5BC 1996] c. 149 | <p>Services and Investment: Fish Processing Licence: Permanent residency is required to obtain a Fish Processing Licence in the Province of BC. If an individual resides outside Canada, the enterprise must incorporate as a BC company and operate from a permanent location in BC.</p> <p>Fish Buying Station License: Canadian citizenship or permanent residency is required to obtain a Fish Buying Station Licence in the Province of B.C. or, if an individual resides outside Canada, the Ministry requires non-resident buyers to operate through a business registered in B.C. and operate from a shore-based buying station.</p> |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government           | Sector               | Sub-Sector                                   | Industry                                 | Reservation Type(s)   | Measures                         | Description   |
|---------------------|-------------------------------|----------------------|--|--|---|----------------------------------|---|
| BC19<br>(continued) | Provincial - British Columbia | Fish and Aquaculture | Support services to fishing; Wholesale trade | CPC Prov: 04; CPC Prov: 88200; CPC 62224 | National Treatment (Services; Investment); Market Access (Services; Investment) | Fisheries Act [RSBC 1996] c. 149 | <p>Fish Broker's licence:</p> <p>A Fish Broker's licence (for persons who are buying fish or offering to buy fish and are not licensed under the Fisheries Act) may be issued by the minister to a person who is a citizen or permanent resident of Canada who resides in B.C. or who has a registered declaration under section 88 of the Partnership Act; maintains a registered office in B.C. under the Company Act or the Partnership Act; or has a registered declaration under section 81 or 88 of the Partnership Act.</p> <p>Licensing of fisheries not regulated by the federal government:</p> <p>Only a Canadian citizen, a person who is serving or has served in the Canadian Armed Forces; or a person who has been lawfully admitted to Canada under the Immigration and Refugee Protection Act (Canada) for permanent residence can apply for a license.</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government           | Sector               | Sub-Sector                                   | Industry                                 | Reservation Type(s)   | Measures  | Description   |
|---------------------|-------------------------------|----------------------|--|--|---|---|---|
| BC19<br>(continued) | Provincial - British Columbia | Fish and Aquaculture | Support services to fishing; Wholesale trade | CPC Prov: 04; CPC Prov: 88200; CPC 62224 | National Treatment (Services, Investment); Market Access (Services, Investment) | Fisheries Act [RSBC 1996] c. 149                                    | Marine Plant Harvesting License:<br>Only a Canadian citizen, a person who is serving or has served in the Canadian Armed Forces, or a person who has been lawfully admitted to Canada under the Immigration Act (Canada) for permanent residence can apply for a license. |
| BC20                | Provincial - British Columbia | Fish and Aquaculture | Support services to fishing                  | CPC Prov: 04; CPC Prov: 88200            | Performance Requirement (Services, Investment)                                  | <i>Commercial Fisheries and Mariculture: A Policy for the 1980s</i> | Services and investment. Off shore processing/processing at sea is limited to fishermen who process their own catches and where the fish species cannot be economically processed in existing shore based facilities.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government           | Sector                  | Sub-Sector   | Industry                                | Reservation Type(s)   | Measures                                    | Description  |
|-------------|-------------------------------|-------------------------|--|---|---|---|--|
| BC21        | Provincial - British Columbia | Transportation Services | Passenger Transportation [Maritime Transportation] | CPC Prov: 72 - Water transport services | National Treatment (Services, Investment); Market Access (Services, Investment) | <i>Coastal Ferry Act</i> (British Columbia) | Services and investment. The BC Ferry Authority has a partial monopoly over ferry routes in British Columbia. B.C. Ferry Authority is a no-share-capital corporation created under the Coastal Ferry Act (British Columbia). It is the owner of the single issued voting share of British Columbia Ferry Services Inc. ("BC Ferries"), a Company incorporated in British Columbia, which is subject to the Business Corporations Act (British Columbia).<br><br>The BC Ferries fleet provides service on twenty-five routes along the coast of British Columbia, Canada.<br><br>British Columbia reserves the right to maintain and modify the powers of the BC Ferry Authority in all of the activities cited in the previous paragraphs. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government           | Sector                  | Sub-Sector   | Industry   | Reservation Type(s)  | Measures   | Description  |
|-------------|-------------------------------|-------------------------|--|--|--|--|--|
| BC22        | Provincial - British Columbia | Transportation Services | Commercial Transport – Road Transport Services; Passenger Transportation | CPC Prov: 7112 – Freight transportation; CPC Prov: 712 – Other land transport services | National Treatment (Services); Most favoured nation (Services) | Commercial Transport Act [RSBC 1996] CH 58; Passenger Transportation Act [SBC 2004] CH 39, Passenger Transportation Regulation | Services. Government (Canada or any province or territory, the United States of America, and the government of any state or county in the United States of America), municipal and school vehicles exempt from fees for overload, crossing and oversize permits.<br><br>Requirements of the Passenger Transportation Act and its regulation do not apply to commercial passenger vehicles operated by various levels of government in Canada and the United States of America. |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector | Sub-Sector  | Industry   | Reservation Type(s)   | Measures  | Description  |
|-------------|-------------------------------|--------|---|--|---|---|--|
| BC23        | Provincial - British Columbia | Energy | Electricity; Other – Services incidental to energy distribution | CPC Prov. 17100; CPC 887                                 | National Treatment (Investment, Services); Market Access (Investment, Services); Performance Requirement (Investment, Services) | BC Hydro Public Power Legacy and Heritage Contract Act; Clean Energy Act; Utilities Commission Act; Hydro and Power Authority Act | Services and investment. In British Columbia, each electric utility operates as a regulated monopoly distributor of electricity within its service territory.<br><br>BC Hydro is a Crown corporation and is the main electricity distributor in British Columbia.<br><br>Some BC Hydro investments may be given favourable treatment by being exempted from the need for BC Utilities Commission review. |
| BC24        | Provincial - British Columbia | Energy | Natural Gas; Other – Services incidental to energy distribution | CPC Prov. 120 - Crude petroleum and natural gas; CPC 887 | Market Access (Investment, Services); Performance Requirement (Investment, Services)  | Gas Utility Act; Utilities Commission Act   | Services and investment. Natural gas distribution is a regulated natural monopoly in British Columbia, and there are currently a small number of natural gas distributors in British Columbia  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government           | Sector            | Sub-Sector  | Industry | Reservation Type(s)   | Measures  | Description   |
|-------------|-------------------------------|-------------------|---|----------|---|---|---|
| BC25        | Provincial - British Columbia | Business Services | Other – Engineering related scientific and technical consulting | CPC 8675 | National Treatment (Services); Market Access (Services)     | <i>Mineral Tenure Act</i> [RSBC 1996] CHAPTER 292 | Services. To obtain a free miner certificate a person must be resident of Canada for at least 183 days in each calendar year or authorized to work in Canada.   |
|             |                               |                   |   |          |   |   | Only a BC land surveyor may conduct surveys for the purposes of mineral titles under this Act.  |
| BC26        | Provincial - British Columbia | All sectors       |   |          | National Treatment (Investment); Market Access (Investment) | <i>Land Act</i>                                   | Investment. The Land Act restricts Crown grants to Canadian citizens and permanent residents over the age of 19. As well, Crown land may also be granted in some circumstances to a government corporation, municipality, regional district, hospital board, university, college, board of education, francophone education authority as defined in the School Act or other government related body or to the South Coast British Columbia Transportation Authority continued under the South Coast British Columbia Transportation Authority Act or any of its subsidiaries. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector                               | Sub-Sector  | Industry   | Reservation Type(s)               | Measures   | Description  |
|-------------|-----------------------|--------------------------------------|---|--|-----------------------------------|--|--|
| MB01        | Provincial - Manitoba | All sectors                          |   | 9703 Funeral, cremation and undertaking services | National Treatment                | <i>The Prearranged Funeral Services Act</i> , C.C.S.M. c. F200 | Services. Anyone supplying funeral services under a prearranged funeral plan, on a for-profit basis, must have a licence. The licence may only be applied for by a person who regularly carries on such business and maintains an establishment in Manitoba for this purpose.  |
| MB02        | Provincial - Manitoba | Services of Membership Organizations | Legal Documentation & certification; Religious Services | CPC 8613; CPC 95910                              | National Treatment; Market Access | <i>The Marriage Act</i> , C.C.S.M. c. M50                      | Services. Under <i>The Marriage Act</i> , the minister responsible may appoint any person more than 18 years of age as a marriage commissioner for the province or any part thereof specified by the minister and the person may solemnize ceremonies of marriage in accordance with the tenor of the appointment. Manitoba maintains a policy that requires marriage commissioners to be Canadian citizens, landed immigrants or permanent residents of Manitoba. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector               | Sub-Sector                             | Industry                                 | Reservation Type(s)               | Measures  | Description   |
|-------------|-----------------------|----------------------|--|--|-----------------------------------|---|---|
| MB03        | Provincial - Manitoba | Business Services    | Professional Services – Legal Services | 8613 Legal Documentation & Certification | National Treatment; Market Access | <i>The Manitoba Evidence Act, C.C.S.M. c. E150</i>  | Services. To be considered for an appointment as a Manitoba Commissioner for Oaths, you must be a Canadian citizen or have landed immigrant status, permanent resident status or a work visa. The following are requirements for appointment as a Manitoba Commissioner for Oaths:<br><br>- employed and your job requires that you take an affidavit on Manitoba documents staying in Manitoba; at least 18 years old; a Canadian Citizen or have landed immigrant status, permanent resident status or a work visa. |
| MB04        | Provincial - Manitoba | Educational Services | Other education services               | CPC 9290                                 | National Treatment                | <i>The Manitoba Registered Music Teachers' Association Incorporation Act, R.S.M. 1990, c. 100</i> | Services. No individual may be admitted as a member of the Association and thus use the title "Registered Music Teacher" unless the individual has resided in Manitoba for at least six months before applying for membership.  |



**CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures   | Description  |
|-------------|-----------------------|-------------|------------|----------|--|--|--|
| MB05        | Provincial - Manitoba | All Sectors |            |          | Senior Management and Boards of Directors; National Treatment; Market Access | <i>The Community Development Bonds Act, C.C.S.M. c. C160</i> | Community development bond corporations. All directors of the corporation must be residents of Manitoba. Incorporators of the corporation must be resident of the municipality in which the corporation's head office is located or of a municipality nearby. Where the Government of Manitoba has provided a guarantee of the bond, only eligible bondholders may call on the guarantee. Eligible bondholders are essentially those with a connection to Manitoba or Canada when they purchased the bond: e.g., individuals resident in Manitoba, corporations incorporated under Manitoba law or under the Canada Business Corporations Act, corporations with a head office in Manitoba, trusts where the majority of trustees or beneficiaries are residents in Manitoba, a Manitoba municipality. |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government      | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures  | Description  |
|---------------------|--------------------------|-------------|------------|----------|--|---|--|
| MB05<br>(continued) | Provincial -<br>Manitoba | All Sectors |            |          | Senior Management<br>and Boards of<br>Directors; National<br>Treatment; Market<br>Access | <i>The Community Development Bonds</i><br>Act, C.C.S.M. c. C160 | The proceeds raised from the issue of community development bonds must be invested in "eligible businesses". These are corporations or co-operatives (a) incorporated under The Corporations Act (Manitoba) or the Canada Business Corporations Act or The Co-operatives Act (Manitoba), as the case may be; (b) that carry on or are about to carry on business, on a for-profit basis, in Manitoba; and (c) the Manitoba assets of which are (or will be, when the entity commences business) be controlled by persons resident in Manitoba (among other tests not involving a Manitoba presence or control or ownership by Manitoba residents). |
|                     |                          |             |            |          |  |   |  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector | Sub-Sector                                      | Industry | Reservation Type(s)               | Measures   | Description   |
|-------------|-----------------------|--------|---|----------|-----------------------------------|--|---|
| MB06        | Provincial - Manitoba | Land   | Agricultural land, forest and other wooded land | CPC 5310 | National Treatment; Market Access | <i>The Farm Lands Ownership Act</i> , C.C.S.M. c. F35; <i>The Real Property Act</i> , C.C.S.M. c. R30; <i>The Registry Act</i> , C.C.S.M. c. R50 | Services. More than 40 acres of Manitoba farm land may only be owned by individuals who are citizens of Canada or permanent residents of Canada within the meaning of the <i>Immigration and Refugee Protection Act</i> (Canada) (these are defined as "eligible individuals") by corporations, trusts, partnerships or other business entities that are entirely owned by active or retired farmers or eligible individuals or a combination of these, by governments (municipal and provincial) or government agencies, or by qualified immigrants who are entitled and intend to become eligible individuals within 2 years after acquiring the farm land. |

**CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures  | Description  |
|-------------|-----------------------|-------------|------------|----------|--|---|--|
| MB07        | Provincial - Manitoba | All sectors |            |          | Performance Requirements, Senior Management and Boards of Directors; Market Access | <i>The Labour-sponsored Venture Capital Corporations Act, C.C.S.M. c. 112</i> | Investments. Labour-sponsored Venture Capital Corporations are required to invest in active businesses (with assets valued at less than \$50 million) of which at least 50% of the full-time employees are employees employed in Manitoba, or where at least 50% of employees' wages and salaries are attributable to services rendered in Manitoba by the employees.<br><br>The corporations must be registered under the Act, and only corporations that have been incorporated under The Corporations Act (Manitoba) may apply to be registered (s. 3(1)). This means that at least 25% of the corporation's directors must be residents of Canada (or at least 1, where there are 3 or fewer directors). The Corporations Act (Manitoba)). |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector      | Sub-Sector | Industry | Reservation Type(s) | Measures                                       | Description  |
|-------------|-----------------------|-------------|------------|----------|---------------------|--|--|
| MIB08       | Provincial - Manitoba | All sectors |            |          |                     | <i>The Co-operatives Act, C.C.S.M. c. C223</i> | Investment. The registered office of a co-operative must be in Manitoba. A co-operative must keep the co-operative's records in its registered office or in another Manitoba location. A co-operative may, in its articles, prohibit the co-operative's investment shares from being issued or transferred to persons who are not resident in Canada. A majority of directors of a co-operative must be resident in Canada. For directors' meetings of a co-operative to be properly constituted, a majority of the directors at the meeting must be resident in Canada. A director who is a resident of Canada but not present at the meeting can approve the business transacted at a meeting, if the requisite majority would have been present had that director been present. The managing director of a co-operative must be resident in Canada. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector            | Sub-Sector                                     | Industry | Reservation Type(s)               | Measures                                    | Description   |
|-------------|-----------------------|-------------------|--|----------|-----------------------------------|---|---|
| MB09        | Provincial - Manitoba | Business Services | Professional Services – Architectural services | CPC 8671 | National Treatment; Market Access | <i>The Architects Act, C.C.S.M. c. A130</i> | Services and investment. Non-resident architectural firms or corporations may use the designation "architects" and conduct the practice of architecture in Manitoba if (a) at least one member or permanent employee of the firm or (b) at least one shareholder or permanent employee of the corporation, is a registered architect under the Act. |
|             |                       |                   |  |          |                                   |   |   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector | Sub-Sector   | Industry | Reservation Type(s)               | Measures                                     | Description  |
|-------------|-----------------------|--------|--|----------|-----------------------------------|--|--|
| MB10        | Provincial - Manitoba | Land   | Agricultural land, forest and other wooded land; Crown land leases and permits | CPC 5310 | National Treatment; Market Access | <i>The Crown Lands Act, C.C.S.M. c. C340</i> | Services and investment. To be eligible to obtain a forage lease of agricultural Crown lands, the tenant must be a Canadian citizen or have landed Canadian immigrant status and must be a resident of Manitoba. If the tenant is a partnership or forage co-operative, every partner or member, as the case may be, must be a Canadian citizen or have landed Canadian immigrant status and must be a resident of Manitoba. If the tenant is a corporation, every shareholder must be a Canadian citizen or have landed Canadian immigrant status and must be a resident of Manitoba, and the corporation must be registered to carry on business in Manitoba.<br><br>A grazing permit or hay permit on agricultural Crown lands must only be granted to a person who is ordinarily resident in or near where the land described in the permit is situated. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector      | Sub-Sector  | Industry          | Reservation Type(s) | Measures                                     | Description   |
|-------------|-----------------------|-------------|---|-------------------|---------------------|--|---|
| MB11        | Provincial - Manitoba | All Sectors | Agricultural land, forest and other wooded land; Recreational and Other Open Land | CPC 5310; CPC 533 | National Treatment  | <i>The Crown Lands Act, C.C.S.M. c. C340</i> | Services and investment. Preferential treatment is afforded to Manitoba residents over non-residents in the allocation of cottage lots in Crown Land and Provincial Park subdivisions being made available for sale or lease. |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | level of Government   | Sector                          | Sub-Sector   | Industry            | Reservation Type(s)               | Measures  | Description  |
|-------------|-----------------------|---------------------------------|--|---------------------|-----------------------------------|---|--|
| MB12        | Provincial - Manitoba | Business - Services - Fisheries | Services incidental to fishing; Wholesale trade services | CPC 8820; CPC 61222 | National Treatment; Market Access | The Fisheries Act, C.S.M. c. P90; Manitoba Fisheries Policy | Services and investment. Unless otherwise authorized by regulation or by the Freshwater Fish Marketing Corporation (the "corporation"), or in certain limited circumstances, no person is permitted to sell or purchase fish in Manitoba for delivery in Manitoba except through the corporation.<br><br>The Program Plan from the Manitoba Fisheries Branch of the Department of Water Stewardship specifies that commercial fishing licences will be allocated according to the value of the benefits generated to: 1) local, 2) regional, and 3) provincial economies. Administrative procedures have been developed by local management boards in cooperation with Manitoba's regional fisheries managers that give priority to local area residents for commercial fishing licence allocations, reallocations and renewals. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex 1 Reservations

| Reservation | Level of Government   | Sector            | Sub-Sector   | Industry | Reservation Type(s)               | Measures  | Description  |
|-------------|-----------------------|-------------------|--|----------|-----------------------------------|---|--|
| MB13        | Provincial - Manitoba | Business services | Other – Related scientific and technical consulting (Land surveyors) | CPC 8675 | National Treatment; Market Access | <i>The Land Surveyors Act, C.C.S.M. c. L60</i>    | Services and investment. "Manitoba land surveyor" means an "individual", i.e., not a corporation. Land surveyors are not permitted to provide land surveying services through a corporation. Commercial presence must take the form of a sole proprietorship or partnership.<br><br>Any surveyor who practiced land surveying in Manitoba and then became the citizen or subject of a foreign country must "become re-naturalized" under the Citizenship Act (Canada) before being permitted to resume practice in Manitoba. |
| MB14        | Provincial - Manitoba | Business services | Professional Services – Legal advisory and representation services   | CPC 8612 | National Treatment; Market Access | <i>The Legal Profession Act, C.C.S.M. c. L107</i> | Services and investment. Inter-jurisdictional law firms may provide legal services to the public in Manitoba if (among other things) the firm maintains an office in Manitoba and in at least one Canadian or foreign jurisdiction, and if at least one member of the firm is entitled to, and does, practice law principally in Manitoba.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector       | Sub-Sector  | Industry  | Reservation Type(s) | Measures                                    | Description   |
|-------------|-----------------------|--------------|---|-----------|---------------------|---|---|
| MB15        | Provincial - Manitoba | Distribution | Wholesale Trade -- Pharmaceutical and Medical Goods | CPC 62251 | National Treatment  | <i>The Hearing Aid Act, C.C.S.M. c. H38</i> | Services and investment. The Hearing Aid Board has the authority to prescribe qualifications of applicants who want to be certified as hearing aid dealers and to certify them. Interim certification will only be granted only upon proof of the applicant having been in the hearing aid business in Manitoba for one year before applying for certification. In addition, the Board has the right to refuse certification to an applicant if the Board "is of the opinion that it would be injurious to the public interest to grant certification". |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector                  | Sub-Sector          | Industry                                   | Reservation Type(s) | Measures                                 | Description   |
|-------------|-----------------------|-------------------------|---------------------|--|---------------------|--|---|
| MB16        | Provincial - Manitoba | Transportation Services | Land Transportation | SIC 457 – Public Passenger Transit Systems | Market Access       | The Highway Traffic Act, C.C.S.M. c. H60 | Services and investment. The Manitoba Transport Board may limit the number of certificates granted for a public road in Manitoba. The Board may limit new motor carriers from entering the public service vehicle market or require motor carriers to take on less profitable routes where it considers the availability of the service to be necessary, and thereby affect their income-earning potential.<br><br>The Board also has the power to regulate minimum and maximum fares that motor carriers may not go below or exceed. |

**CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations**

| Reservation | Level of Government   | Sector            | Sub-Sector  | Industry | Reservation Type(s)   | Measures   | Description  |
|-------------|-----------------------|-------------------|---|----------|---|--|--|
| MB17        | Provincial - Manitoba | Business Services | Professional Services – Accounting, auditing and bookkeeping services | CPC 8621 | National Treatment; Senior Management and Boards of Directors | The <i>Chartered Accountants Act</i> ; C.C.S.M. c. C70; The <i>Certified General Accountants Act</i> , C.C.S.M. c. C46; The <i>Certified Management Accountants Act</i> , C.C.S.M. c. C46.1. | Services and Investment. Professional corporations, either alone or in partnership, are allowed to provide the services of accounting, auditing and financial management under these Acts. But the professional corporations must be incorporated under The Corporations Act (Manitoba), The Chartered Accountants Act; The Certified General Accountants Act; The Certified Management Accountants Act). This means that at least 25% of the corporation's directors must be residents of Canada (or at least 1, where there are 3 or fewer directors). |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                                      | Description   |
|-------------|-----------------------|-------------|------------|----------|--|---|---|
| MB18        | Provincial - Manitoba | All sectors |            |          | National Treatment; Senior Management and Boards of Directors; Market Access | <i>The Corporations Act, C.C.S.M. c. C225</i> | <p>Services and Investment: Corporations generally: At least 25% of a corporation's directors must be residents of Canada (or at least 1, where there are 3 or fewer directors). Directors must not transact business at a meeting of directors unless at least 25% of the directors present are residents of Canada (or if there are only 3 directors, at least 1 of the directors present is a resident of Canada). If the directors delegate any of their powers to a managing director or a committee, the managing director or a majority of the members of the committee, as the case may be, must be a resident or residents of Canada.</p> <p>Generally, corporations incorporated in other jurisdictions must be registered under this Act before starting to carry on business in Manitoba.</p> |

**CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government      | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                                      | Description   |
|---------------------|--------------------------|-------------|------------|----------|--|---|---|
| MB18<br>(continued) | Provincial -<br>Manitoba | All sectors |            |          | National Treatment;<br>Senior Management<br>and Boards of<br>Directors; Market<br>Access | <i>The Corporations Act, C.C.S.M. c. C225</i> | However, those incorporated under the laws of Canada (other than trust and loan corporations) are given a 30-day grace period after commencing to carry on business within which to register.<br><br>Trust and loan companies<br><br>Incorporation under Manitoba law or under the laws of another Canadian jurisdiction required.<br><br>A majority of directors must be residents of Canada.<br><br>Not more than 25% of the issued shares may be held (directly or indirectly) by non-residents. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government      | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                                      | Description  |
|---------------------|--------------------------|-------------|------------|----------|--|---|--|
| M818<br>(continued) | Provincial -<br>Manitoba | All sectors |            |          | National Treatment;<br>Senior Management<br>and Boards of<br>Directors; Market<br>Access | <i>The Corporations Act, C.C.S.M. c. C225</i> | "Non-resident" means an individual not ordinarily resident in Canada, a corporation incorporated outside Canada, a corporation controlled by one or more non-residents, a trust established by a non-resident, or a trust of which one or more non-residents are entitled to more than 50% of the beneficial interest. Not more than 10% of the issued shares may be held by a single non-resident shareholder and other shareholders associated with the non-resident shareholder |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector            | Sub-Sector  | Industry                      | Reservation Type(s) | Measures   | Description  |
|-------------|-----------------------|-------------------|---|-------------------------------|---------------------|--|--|
| MB19        | Provincial - Manitoba | Business Services | Other – Services incidental to hunting; Hunting, Fishing and Trapping Industries; Tourist Guide Agencies; Own-account hunting | CPC 8813; CPC 7472; CPC 96419 | National Treatment  | <i>The Wildlife Act</i> , C.C.S.M. c. W130; <i>The Resource Tourism Operators Act</i> , C.C.S.M. c. 46 | Services and Investment<br><br>The minister may make regulations restricting the issuance of permits or licences of any kind, class or type to residents of Manitoba, or prescribing separate permits or licences for residents of Manitoba, non residents and foreign residents. The minister may make regulations requiring anyone who resides outside of Manitoba, including non-residents and foreign residents to use the services of guides while hunting.<br><br>A person is eligible to receive an allocation of hunting licences if they first are a holder of an outfitter licence under <i>The Resource Tourism Operators Act</i> . If they are a resident of Manitoba, they may then be eligible to receive an allocation of hunting licences without any capital asset requirement. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government      | Sector               | Sub-Sector   | Industry                         | Reservation Type(s) | Measures   | Description  |
|---------------------|--------------------------|----------------------|--|----------------------------------|---------------------|--|--|
| MB19<br>(continued) | Provincial -<br>Manitoba | Business<br>Services | Other – Services<br>Incidental to hunting;<br>Hunting, Fishing and<br>Trapping Industries;<br>Tourist Guide<br>Agencies; Own-<br>account hunting | CPC 8813; CPC<br>7472; CPC 96419 | National Treatment  | <i>The Wildlife Act</i> , C.C.S.M. c. W130; <i>The Resource Tourism Operators Act</i> , C.C.S.M. c. 46 | Non residents and foreign residents who hold the outfitters licence must have an operation with capital assets of more than \$350,000, is in partnership with others who are all residents of Manitoba, or is the holder of a corporation where the majority of equity shares are held by Manitoba residents before they are eligible to receive an allocation of hunting licences.<br><br>Falconry permits may only be issued to residents of Manitoba. Falconry permits may allow licensed Manitoba resident falconers (but not non-resident falconers) to capture raptors from the wild, to breed them and to temporarily export and re-import raptors registered under the regulation. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government      | Sector               | Sub-Sector   | Industry                         | Reservation Type(s) | Measures   | Description   |
|---------------------|--------------------------|----------------------|--|----------------------------------|---------------------|--|---|
| MB19<br>(continued) | Provincial -<br>Manitoba | Business<br>Services | Other – Services<br>Incidental to hunting;<br>Hunting, Fishing and<br>Trapping Industries;<br>Tourist Guide<br>Agencies; Own-<br>account hunting | CPC 8813; CPC<br>7472; CPC 96419 | National Treatment  | <i>The Wildlife Act</i> , C.C.S.M. c. W130; <i>The Resource Tourism Operators Act</i> , C.C.S.M. c. 46 | A person who conducts falconry in Manitoba but is not a resident is required to be licensed by their residing jurisdiction and obtain the appropriate permits to import/export any falcons in Manitoba.<br><br>Only residents of Manitoba may hunt exotic wildlife and only in specific areas as defined under the <i>Exotic Wildlife Regulation M.R. 78/99</i> .<br><br>Foreign residents are not permitted to hunt big game animals unless they are using the services of a licensed hunting guide. Non-residents are not permitted to hunt caribou unless they are using the services of a licensed hunting guide. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government      | Sector               | Sub-Sector   | Industry                         | Reservation Type(s) | Measures   | Description   |
|---------------------|--------------------------|----------------------|--|----------------------------------|---------------------|--|---|
| MB19<br>(continued) | Provincial -<br>Manitoba | Business<br>Services | Other – Services<br>Incidental to hunting;<br>Hunting, Fishing and<br>Trapping Industries;<br>Tourist Guide<br>Agencies; Own-<br>account hunting | CPC 8813; CPC<br>7472; CPC 96419 | National Treatment  | <i>The Wildlife Act</i> , C.C.S.M. c. W130; <i>The Resource Tourism Operators Act</i> , C.C.S.M. c. 46 | No person is permitted to train a dog for hunting using live domestically raised game bird without having obtained a dog training club license. A "dog training club" is defined as a non-share capital corporation incorporated in Manitoba, of which not fewer than 10 members are residents of Manitoba.<br><br>With certain exceptions, non-residents and foreign residents are prohibited from bringing dogs into Manitoba for the purpose of training the dogs for hunting using live game birds unless they first obtain a dog trainer's license.<br><br>Under specific conditions, Manitoba residents only may shoot or kill a rock dove or domestically raised game bird while training a dog for hunting. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations**

| Reservation         | Level of Government      | Sector               | Sub-Sector   | Industry                         | Reservation Type(s) | Measures   | Description  |
|---------------------|--------------------------|----------------------|--|----------------------------------|---------------------|--|--|
| MB19<br>(continued) | Provincial -<br>Manitoba | Business<br>Services | Other – Services<br>Incidental to hunting;<br>Hunting, Fishing and<br>Trapping Industries;<br>Tourist Guide<br>Agencies; Own-<br>account hunting | CPC 8813; CPC<br>7472; CPC 96419 | National Treatment  | <i>The Wildlife Act</i> , C.C.S.M. c. W130; <i>The Resource Tourism Operators Act</i> , C.C.S.M. c. 46 | Hunting guides (in the business for profit, remuneration, compensation or hopes thereof) require guide licences. Guide licences are issued only to Canadian citizens.<br>Reg. 165/71 (Hunting Seasons and Bag Limits Regulation) sets out the hunting seasons and the types of licences granted to residents of Manitoba, non residents and foreign residents. It also sets out the bag limits and hunting areas throughout the Province. In certain seasons, only residents of Manitoba are entitled to obtain a hunting licence. For example, Manitoba residents are entitled to apply for and obtain an elk hunting licence in a specific area through a draw system. Other differences, between where one resides relate to the areas in which these groups are permitted to hunt, and in some instances, to the bag limits permitted for these groups (Schedules B through G, Reg. 165/71). |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government   | Sector            | Sub-Sector   | Industry                         | Reservation Type(s) | Measures   | Description  |
|---------------------|-----------------------|-------------------|--|----------------------------------|---------------------|--|--|
| MB19<br>(continued) | Provincial - Manitoba | Business Services | Other – Services<br>Incidental to hunting;<br>Hunting, Fishing and<br>Trapping Industries;<br>Tourist Guide<br>Agencies; Own-<br>account hunting | CPC 8813; CPC<br>7472; CPC 96419 | National Treatment  | <i>The Wildlife Act</i> , C.C.S.M. c. W130; <i>The Resource Tourism Operators Act</i> , C.C.S.M. c. 46 | A Manitoba resident does not require a permit or licence to possess, sell, trade or export shed antlers from any deer, elk or moose and the shed antlers were personally collected by the resident from the location where the antlers were shed. A non-resident or foreign resident may not possess shed antlers that they have found.  |
|                     |                       |                   |  |                                  |                     |  | Trapping licences are available only to residents of Manitoba (2009-2010 Trapping Guide). Individuals may apply to hold a registered trampoline ("RTL") and preference is given to those who have experience in trapping and those who live in the local area of the trampoline which they are applying to hold (2009-2010 Trapping Guide and Furbearer Management Policy Directive issued January, 2002). Manitoba residents can also apply for an Open Trapping Area Permit which allows them to trap in open area zones as defined under the Trapping Areas and Zones Regulation M.R. 149/2001. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector                           | Sub-Sector                                 | Industry | Reservation Type(s)               | Measures                                   | Description   |
|-------------|-----------------------|----------------------------------|--|----------|-----------------------------------|--|---|
| MB20        | Provincial - Manitoba | Business Services<br>Agriculture | Other – Services incidental to agriculture | CPC 8811 | National Treatment; Market Access | <i>The Wild Rice Act, C.C.S.M. c. W140</i> | Services and investment. Only persons who have been resident in Manitoba for at least one year are entitled to apply for a license, permit, load slip or export certificate under this Act. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations**

| Reservation | Level of Government   | Sector            | Sub-Sector  | Industry  | Reservation Type(s)  | Measures                                | Description  |
|-------------|-----------------------|-------------------|---|-----------|--|---|--|
| MB21        | Provincial - Manitoba | Business services | Other – Services incidental to forestry, and logging (*except | Forestry* | Performance Requirement; National Treatment; Market Access | <i>The Forest Act, C.C.S.M. c. F150</i> | Services and Investment. No one may cut or remove timber from forest land owned by the Crown without a license or permit. Timber cutting rights, including forest management licences, timber sales and timber permits, must be granted in a way that the minister believes secures the maximum benefit for Manitoba's forestry industry. Except if the minister authorizes it, a right to cut timber is not assignable or transferable. The Lieutenant Governor in Council may make regulations that set out the terms and conditions under which licences or permits may be granted. |
|             |                       |                   |   |           |  |   | Under Regulation 227/88R, no timber cutting rights for an area of more than 65 square kilometres may be granted to or owned by any person other than a Canadian citizen or resident 18 years or older, or a company incorporated under the law of Canada or of a province of Canada.   |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations

| Reservation | Level of Government   | Sector                  | Sub-Sector | Industry | Reservation Type(s) | Measures                                | Description   |
|-------------|-----------------------|-------------------------|------------|----------|---------------------|---|---|
| MB22        | Provincial - Manitoba | Transportation Services | Taxicabs   |          | Market Access       | <i>The Taxicab Act, C.C.S.M. c. T10</i> | Services and investment. The Act requires all persons to apply for and obtain a taxicab business licence from the Taxicab Board if they want to operate a taxi or carry on a taxi business. The Board has the power to impose terms and conditions on the taxicab business licence. In deciding on whether or not to grant the licence, the Board is obligated to consider "public convenience" and "necessity in respect of the number of taxicabs required in The City of Winnipeg", and after having considered these issues may limit the number of licences it grants. In this way, the Board has the power to prevent new taxicab operators from entering the taxi market and thereby presumably assure licensed operators that their income-earning potential will not be diluted. |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector      | Sub-Sector | Industry | Reservation Type(s) | Measures   | Description  |
|-------------|-----------------------|-------------|------------|----------|---------------------|--|--|
| MB23        | Provincial - Manitoba | Agriculture |            |          |                     | <p><i>The Farm Products Marketing Act, C.C.S.M. c. F47; The Milk Prices Review Act, C.C.S.M. c. M130</i></p> | <p>The production and marketing of the following farm products is regulated under The Farm Products Marketing Act:</p> <p>1. Dairy Products</p> <p>The Dairy Farmers of Manitoba Marketing Plan Regulation (89/2004) authorizes the Dairy Farmers of Manitoba Board to promote, regulate and manage the production of dairy products in Manitoba. It may establish quotas for Manitoba dairy product producers and prohibit the purchase, sale or transfer of such quotas. It may also prohibit the production or marketing of dairy products.</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government      | Sector      | Sub-Sector | Industry | Reservation Type(s) | Measures  | Description   |
|---------------------|--------------------------|-------------|------------|----------|---------------------|---|---|
| MB23<br>(continued) | Provincial -<br>Manitoba | Agriculture |            |          |                     | <i>The Farm Products Marketing Act</i> ,<br>C.C.S.M. c. F47; <i>The Milk Prices Review Act</i> , C.C.S.M. c. M130 | 2. Eggs<br><br>Under the Manitoba Egg and Pullet Producers Marketing Plan Regulation (70/2005), Manitoba Egg Farmers Board may establish quotas for Manitoba egg producers and prohibit the purchase, sale or transfer of such quotas. It may also prohibit the production or marketing of eggs.<br><br>3. Chickens and Hatching Eggs<br><br>Under the Manitoba Chicken Broiler Producers Marketing Plan Regulation (246/2004), Manitoba Chicken Producers Board may establish quotas for producers that raise or keep chicken broilers in Manitoba or produce broiler hatching eggs in Manitoba and prohibit the purchase, sale or transfer of such quotas. It may also prohibit the production or marketing of chicken broilers or broiler hatching eggs. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government      | Sector      | Sub-Sector | Industry | Reservation Type(s) | Measures  | Description  |
|---------------------|--------------------------|-------------|------------|----------|---------------------|---|--|
| MB23<br>(continued) | Provincial -<br>Manitoba | Agriculture |            |          |                     | <i>The Farm Products Marketing Act</i> ,<br>C.C.S.M. c. F47; <i>The Milk Prices Review Act</i> , C.C.S.M. c. M130 | 4. Turkeys<br><br>Under the Manitoba Turkey Producers Marketing Plan Regulation (38/2004), Manitoba Turkey Producers Board may establish quotas for Manitoba turkey producers and prohibit the purchase, sale or transfer of such quotas. It may also prohibit the production or marketing of turkeys.<br><br>5. Table Potatoes and Root Vegetables<br><br>Under the Vegetable Producers Marketing Plan Regulation (117/2009), the Peak of the Market Board may establish quotas for Manitoba producers of table potatoes, parsnips, onions, carrot and rutabagas and prohibit the purchase, sale or transfer of such quotas. It may also prohibit the production or marketing of table potatoes, parsnips, onions, carrots and rutabagas. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government      | Sector      | Sub-Sector | Industry | Reservation Type(s) | Measures   | Description  |
|---------------------|--------------------------|-------------|------------|----------|---------------------|--|--|
| MB23<br>(continued) | Provincial -<br>Manitoba | Agriculture |            |          |                     | <i>The Farm Products Marketing Act</i> ,<br>C.C.S.M. c. F47; The Milk Prices Review<br>Act, C.C.S.M. c. M130 | Co-ordinated marketing of dairy<br>products, eggs, chickens and hatching<br>eggs, and turkeys is achieved through<br>agreements by the boards that regulate<br>them and their Canadian counterpart<br>marketing boards.<br><br>The Peak of the Market Board does not<br>have an agreement with a Canadian<br>counterpart marketing board to co-<br>ordinate marketing of table potatoes<br>and root vegetables.<br><br>The Manitoba Milk Prices Review<br>Commission established under The Milk<br>Prices Review Act is authorized to fix<br>the selling price of fluid milk to<br>consumers in Manitoba, and is<br>authorized to regulate who may supply,<br>distribute, process or sell milk or dairy<br>products. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector        | Sub-Sector       | Industry | Reservation Type(s) | Measures  | Description   |
|-------------|-----------------------|---------------|------------------|----------|---------------------|---|---|
| MB24        | Provincial - Manitoba | Power/Utility | Electrical Power |          | National Treatment  | <i>The Manitoba Hydro Act, C.C.S.M. c. H190</i> | Services and investment. Under 15.2, only Manitoba Hydro may supply electrical power to consumers in Manitoba. With the approval of the Lieutenant Governor in Council, others may be permitted to supply power to Manitoba Hydro or to other entities that are not the ultimate consumers. |
|             |                       |               |                  |          |                     |   |   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector               | Sub-Sector                          | Industry | Reservation Type(s)  | Measures  | Description   |
|-------------|-----------------------|----------------------|-------------------------------------|----------|--|---|---|
| MB 25       | Provincial - Manitoba | Agriculture and Food | Liquor, wine and beer, retail trade |          | National Treatment; Senior Management and Board of Directors | <i>The Liquor Control Act, C.C.S.M. c. L160</i> | <p>Services and Investment:</p> <p>The Liquor Control Commission controls essentially all transactions in liquor that take place wholly within Manitoba. The Commission is the sole importer of liquor products into Manitoba. It may require a supplier to maintain a certain level of sales within Manitoba for the Commission to continue to offer the supplier's products for sale at its establishments.</p> <p>The Commission establishes, maintains and operates liquor stores throughout Manitoba. They have the right to, and do, grant permission to others to operate retail beer vendor establishments and retail specialty wine stores. But liquor (spirits) may only be sold at a retail level by the Commission.</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation          | Level of Government      | Sector                  | Sub-Sector                             | Industry | Reservation Type(s)   | Measures   | Description   |
|----------------------|--------------------------|-------------------------|--|----------|---|--|---|
| MB 25<br>(continued) | Provincial -<br>Manitoba | Agriculture and<br>Food | Liquor, wine and<br>beer, retail trade |          | National Treatment;<br>Senior Management<br>and Board of<br>Directors | <i>The Liquor Control Act</i> , C.C.S.M. c. L160 | The Commission has the discretion to grant licenses to sell liquor. Where the applicant is an individual, the license may only be issued to an adult who is a Canadian citizen or has permanent residence status and resides in Canada. Where the applicant is a partnership, all of its members must meet this requirement [s. 61(a) and (b)]. If the applicant is a corporation, it must be incorporated or authorized to carry on its business in Manitoba under Manitoba law [s. 61(c)]. The board of a corporation incorporated under Manitoba law has to meet certain requirements with respect to Canadian residency (see reservation taken in respect of The Corporations Act generally). |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector                                       | Sub-Sector   | Industry | Reservation Type(s) | Measures   | Description   |
|-------------|-----------------------|--|--|----------|---------------------|--|---|
| MB 26       | Provincial - Manitoba | Recreational, Cultural and Sporting Services | Other recreational services – Gambling and Betting |          | National Treatment  | <i>The Manitoba Lotteries Corporation Act, C.C.S.M. c. L210; The Gaming Control Act, C.C.S.M. c.65</i> | The above measures permit the Manitoba Government to regulate and authorize services, suppliers of services, manufacturing, suppliers of materials, operations and repairs relating to lottery schemes, amusement machines, video lottery terminals, games of chance, races, betting theatres, bingo casinos and promotional contests, and to conduct such activities, including through provincial monopolies. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government        | Sector                          | Sub-Sector   | Industry                          | Reservation Type(s)      | Measures  | Description   |
|-------------|----------------------------|---------------------------------|--|-----------------------------------|--------------------------|---|---|
| MB27        | Provincial - Manitoba      | Transport services via pipeline | Transportation of natural gas  | Pipeline Transport of Natural Gas |                          | <i>The Public Utilities Board Act, C.C.S.M. c. P280</i> | The Public Utilities Board regulates who is authorized to sell or directly purchase, deliver, distribute, store or transmit gas within Manitoba. No one may do so without an order of the Public Utilities Board (s. 115(1) and 120(1) of <i>The Public Utilities Board Act</i> ). In this way, the Public Utilities Board regulates the gas market in Manitoba, but no single entity has a monopoly to do any one or more of the foregoing within all of Manitoba. However, where a municipality has granted gas distribution rights to an entity within its municipality (this is done by way of a franchise agreement), the entity has the exclusive gas distribution rights within the boundaries of that municipality. |
| NB01        | Provincial - New Brunswick | Business Services; Land         | Other – Services incidental to forestry and logging (*except 8814); Agricultural, forest and Other Wooded Land | CPC 5310; Forestry*               | Performance Requirements | <i>Crown Lands and Forest Act, RSNB 1980, c. C-38.1</i> | Every licence/permit that authorizes the cutting of Crown timber is subject to the condition, subject to certain exceptions, that all timber cut thereunder shall be processed in New Brunswick into lumber, pulp or various other products.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government        | Sector  | Sub-Sector   | Industry   | Reservation Type(s)   | Measures                                       | Description  |
|-------------|----------------------------|---|--|--|---|--|--|
| NB02        | Provincial - New Brunswick | Business Services (Mining, Quarrying and Oil Well Industries) | Other – Mining Industries; Services incidental to mining; Site preparation work for mining             | SIC 061 - Metal Mines; SIC 062 - Non-Metal Mines (Except Coal); SIC 063 - Coal Mines; CPC 883 + 5115 | Performance Requirements  | <i>Mining Act</i> , RSNB 1985, c. M-14.1       | Investment. When required to do so by the Minister at the time a mining lease is granted or at any time thereafter, a lessee shall process or further process in the Province any minerals mined in the Province under the mining lease. |
|             |                            |   |  |  |   |  | The Minister shall not require a lessee to process or further process minerals in the Province unless he is satisfied that the lessee is economically able to do so.   |
| NB03        | Provincial - New Brunswick | Alcoholic Beverages   | Wholesale Trade Services; Food Retailing Services; Liquor, Wine and Beer Stores; Liquor, Wine and Beer | SIC 6021 - Liquor Stores ; CPC 6310  | National Treatment; Market Access; Most Favoured Nation; Performance Requirements | <i>Liquor Control Act</i> , RSNB 1990, c. L-10 | The New Brunswick Liquor Commission (ANBL) is a Government of New Brunswick crown agency that is the sole importer and wholesaler, retailer, and distributor of alcoholic beverages in New Brunswick.                                    |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government        | Sector                               | Sub-Sector         | Industry | Reservation Type(s) | Measures  | Description   |
|-------------|----------------------------|--------------------------------------|--------------------|----------|---------------------|---|---|
| NB04        | Provincial - New Brunswick | Services of Membership Organizations | Religious services | CPC 9591 | National Treatment  | <i>The Marriage Act</i> , RSNB 1973, c. M-3, as amended by SNB: 1986, c. 52, and Regulation 85-30 | Services. To be registered for the purposes of solemnization of marriage, a person must be resident in the Province and be charged with that function by a church or denomination which is permanently established as to continuity of its existence as per regulation 85-30. Non-residents may be registered on a temporary basis.<br><br>Regulation 85-30 states that to be permanently established, a church must have a least five years of continuous existence in New Brunswick as an organized body of believers or worshippers. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations

| Reservation | Level of Government        | Sector            | Sub-Sector                                  | Industry   | Reservation Type(s)   | Measures   | Description   |
|-------------|----------------------------|-------------------|---|--|---|--|---|
| NB05        | Provincial - New Brunswick | Other services    | Funeral, cremation and undertaking services | SIC 9731 - Funeral Homes; CPC 9703                     | National Treatment; Market Access                           | <i>The Embalmers and Funeral Director's Act</i> , SNB 1978, Regulation 92-705. | Services. To practice as an apprentice, embalmer or funeral director in New Brunswick, it is necessary to be registered or licensed to do so. For the purposes of registering or licensing of apprentices, embalmers and funeral directors under the Act, applicants are required to be either a Canadian citizen or a landed immigrant, and, a resident of New Brunswick.<br><br>Resident is not defined by the Act or Regulations, but in practice, the Board would consider such things as possession of a New Brunswick Medicare number or driver's license, or an indication that income tax is filed with the Province. |
| NB06        | Provincial - New Brunswick | Business Services | Other - Services incidental to agriculture  | CPC VER.2-0 Agriculture, forestry and fishery products | National Treatment; Performance Requirements; Market Access | Natural Products Act, [RSNB 1999] N1.2   | Producers are required to be a licensed quota holder in order to produce and market broiler hatching eggs, chickens, milk, eggs and turkeys.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations**

| Reservation | Level of Government        | Sector            | Sub-Sector   | Industry  | Reservation Type(s)                          | Measures                                   | Description   |
|-------------|----------------------------|-------------------|--|-----------|--|--|---|
| NB07        | Provincial - New Brunswick | Business Services | Other Recreational Services – Gambling and Betting Service | CPC 96492 | National Treatment; Performance Requirements | Gaming Control Act (S.N.B. 2008, c. G-1.5) | The Lotteries Commission of New Brunswick is authorized under the Gaming Control Act to develop, organize, undertake, conduct and manage lottery schemes and pari-mutuel betting systems on behalf of the government of the province or on behalf of the government of the province and the governments of other provinces that have any agreement with this province respecting any such lottery schemes or pari-mutuel systems and internet based gaming. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector | Sub-Sector                | Industry   | Reservation Type(s)  | Measures  | Description   |
|-------------|---------------------------|--------|---------------------------|--|--|---|---|
| NI01        | Provincial - Newfoundland | Energy | Crude Oil and Natural Gas | CPC 120, 7112, 71232, 7131, 7422, 8675, 883 and 887; CPC 72122 (water transportation by sea-going vessels) | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | <i>Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act, RSNL 1990, c.C-2; Canada-Newfoundland 1990, c.C-2; Atlantic Accord-February 11, 1985; Energy Corporation Act, SNL 2007, c.E-11.01; Petroleum and Natural Gas Act, RSNL 1990, c.P-10; Energy Plan: Focusing our Energy</i> | The above measures permit the Government of Newfoundland and Labrador to regulate and issue various authorizations relating to the exploration, production, extraction, development and transportation of hydrocarbons, and the granting of exclusive rights to operate hydrocarbon distribution systems and storage facilities, including, but not limited to related hydrocarbon pipelines, marine distribution, transshipment facilities and transport services. Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector | Sub-Sector  | Industry | Reservation Type(s)  | Measures  | Description  |
|-------------|---------------------------|--------|-------------|----------|--|---|--|
| NL02        | Provincial - Newfoundland | Energy | Electricity |          | National Treatment; Most Favoured Nation Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | <i>Electric Power Control Act, 1994, SNL 1994, c.E-5.1; Energy Corporation Act, SNL 2007, c.E-11.01; Energy Corporation of Newfoundland and Labrador Water Rights Act, SNL 2008, c.E-11.02; Hydro Corporation Act, 2007, SNL 2007, c.H-17; Lower Churchill Development Act, RSNL 1990, c.L-27; Lands Act, SNL 1991, c.36; Water Resources Act SNL 2002, c.W-401; Energy Plan: Focusing Our Energy</i> | The above measures, <i>inter alia</i> , permit the Government of Newfoundland and Labrador to:<br><br>(1) regulate and issue various authorizations relating to the production, generation, development, transmission (including but not limited to system control), distribution, delivery, supply and exportation of electricity, and the maintenance of related facilities;<br><br>(2) provide for the granting of the lands or waters within the domain of the Province for any good, source or force of energy from which it is possible to produce electricity, including but not limited to the installation of wind turbines and hydroelectric developments; and |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government          | Sector   | Sub-Sector  | Industry                      | Reservation Type(s)  | Measures  | Description  |
|---------------------|------------------------------|----------|-------------|-------------------------------|--|---|--|
| NL02<br>(continued) | Provincial -<br>Newfoundland | Energy   | Electricity |                               | National Treatment;<br>Most Favoured<br>Nation Treatment;<br>Market Access;<br>Performance<br>Requirements;<br>Senior Management<br>and Boards of<br>Directors | <i>Electric Power Control Act, 1994, SNL 1994, c-E-5.1; Energy Corporation Act, SNL 2007, c-E-11.01; Energy Corporation of Newfoundland and Labrador Water Rights Act, SNL 2008, c-E-11.02; Hydro Corporation Act, 2007, SNL 2007, c-H-17; Lower Churchill Development Act, RSNL 1990, c-L-27; Lands Act, SNL 1991, c-36; Water Resources Act SNL 2002, c-W-401; Energy Plan: Focusing Our Energy</i> | (3) set and modify rates for electricity. Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers.  |
| NL03                | Provincial -<br>Newfoundland | Forestry |             | CPC 031, 31, 321<br>and 88430 | National Treatment;<br>Market Access;<br>Performance<br>Requirements;<br>Senior Management<br>and Boards of<br>Directors                                       | <i>Forestry Act, RSNL 1990, c-F-23; Forest Protection Act, RSNL 1990, c-F-22; Plant Protection Act, RSNL 1990, c-P-16</i>   | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to the production, extraction and development of forestry resources and related products within the Province. Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry  | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------------|-------------|------------|---|--|--|--|
| NL04        | Provincial - Newfoundland | Agriculture |            | CPC 01, 021, 029, 04, 21, 881 (except rental of agricultural equipment with operator) and 882 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | <i>Farm Products Corporation Act</i> , RSNL 1990, c.F-5; <i>Natural Products Marketing Act</i> , RSNL 1990, c.N-2; <i>Poultry and Poultry Products Act</i> , RSNL 1990, c.P-18 | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to the production and marketing of agricultural and food products and the marketing of fish products and wild fur within the Province, including measures related to the supply management of dairy, eggs and poultry products. Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector    | Sub-Sector | Industry            | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------------|-----------|------------|---------------------|--|--|--|
| NL05        | Provincial - Newfoundland | Fisheries |            | CPC 04, 212 and 882 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | Fisheries Act, SNL 1995, c.F-12.1; Aquaculture Act, RSNL 1990, c.A-13; Fish Inspection Act, RSNL 1990, c.F-12; Fishing Industry Collective Bargaining Act, RSNL 1990, c.F-18; Fish Processing Licensing Board Act, SNL 2004, c.F-12.01; Professional Fish Harvesters Act, SNL 1996, c.P-26.1; Lands Act SNL1991 CHAPTER 36: Water Resources Act SNL2002 CHAPTER W-4.01 | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to the production, processing or marketing of fish and aquaculture fish products, including the transfer, delivery or transmission of marine products by fish harvesters, aquaculturalists and subsequent purchasers. Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                         | Description   |
|-------------|---------------------------|-------------|------------|----------|--|----------------------------------|---|
| NL06        | Provincial - Newfoundland | All sectors |            |          | National Treatment; Market Access; Senior Management and Boards of Directors | Corporations Act RSN 1990 c.C-36 | <p>Services and Investment</p> <p>"Constraints" may be placed on the issue, transfer and ownership of shares in corporations incorporated under the Corporations Act. The object of these constraints is to allow corporations to qualify to receive permits, licenses, grants, payments, or other benefits that are tied or related to a specified level of Canadian ownership or control.</p> <p>The Registrar of Companies may refuse an application for registration of an extra-provincial company other than a federal company, at the order of the Lieutenant-Governor in Council.</p> <p>The Registrar of Companies may restrict the powers or activities that an extra-provincial company other than a federal company may exercise or carry on in the Province.</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations**

| Reservation         | Level of Government          | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                                | Description   |
|---------------------|------------------------------|-------------|------------|----------|--|---|---|
| NL06<br>(continued) | Provincial -<br>Newfoundland | All sectors |            |          | National Treatment;<br>Market Access;<br>Senior Management<br>and Boards of<br>Directors | <i>Corporations Act</i> RSN 1990 c.C-36 | Registration under the Corporations Act is required in order for an extra-provincial company other than a federal company to maintain an action, suit or to enforce an assignment of debt within the Province.<br><br>At least 25% of the directors of a corporation incorporated under the Corporations Act must be resident Canadian, except: (1) a body corporate that was incorporated under The Companies Act and was continued under the Corporation Act, and maintains the same proportion of nonresident directors after January 1, 1987 that it had before January 1, 1987; or (2) a corporation that earns no income in Canada. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government          | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures                                | Description   |
|---------------------|------------------------------|-------------|------------|----------|--|---|---|
| NL06<br>(continued) | Provincial -<br>Newfoundland | All sectors |            |          | National Treatment;<br>Market Access;<br>Senior Management<br>and Boards of<br>Directors | <i>Corporations Act</i> RSN 1990 c.C-36 | Directors of a corporation incorporated under the Corporations Act must not transact any business at a meeting of directors unless at least 25% of directors present are resident Canadian, except where a resident Canadian director who is unable to be present approves, in writing or by telephone or other communications facilities, of the business transacted, and at least 25% of the directors at the meeting would have been resident Canadian had that director been present. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations

| Reservation | Level of Government       | Sector            | Sub-Sector   | Industry     | Reservation Type(s)               | Measures                                   | Description   |
|-------------|---------------------------|-------------------|--|--------------|-----------------------------------|--|---|
| NL07        | Provincial - Newfoundland | All sectors       |  |              | National Treatment; Market Access | Partnership Act, RSNL 1990, c.P-3          | Services and investment. In order for a limited liability partnership to be registered in the Province, it must have a registered office in the Province and at least one member of the partnership must be a resident of the Province.   |
|             |                           |                   |  |              |                                   |  | An application for registration of a limited liability partnership in the Province must provide the name and residential address within the Province of the partner designated as the partnership's representative for matters relating to the partnership; and, the address of the registered office of the partnership within the Province. |
| NL08        | Provincial - Newfoundland | Business services | Real Estate Services – Agent Industries and Insurance Real state | CPC 821, 822 | National Treatment; Market Access | Real Estate Trading Act, RSN 1990 c.R-2    | Services and investment. A head office and branch office of a licensed agent shall be in a place of business satisfactory to the Superintendent of Real Estate Agents and Salespersons.   |
| NL09        | Provincial - Newfoundland | Business services | Other – Related scientific and technical consulting              | CPC 86752    | National Treatment; Market Access | Land Surveyors Act, 1991, SNL 1991, c.C-37 | Services and investment. Canadian residency is required for the issuance of a certificate of authorization to a firm, a partnership or corporate body to practice surveying within the Province.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector                    | Sub-Sector   | Industry                      | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------------|---------------------------|--|-------------------------------|---|--|---|
| NL10        | Provincial - Newfoundland | Business services         | Other – Private Investigation and Security Services                              | CPC 873                       | Market Access; National Treatment; Senior Management and Boards of Directors    | <i>Private Investigation and Security Services Act</i> , RSNL 1990, c.P-24 | Services. With respect to "agencies" the person who manages the agency must be ordinarily resident in the Province.   |
| NL11        | Provincial - Newfoundland | Business Services Tourism | Other – Services incidental to hunting; Tour Guide Agencies; Own-account hunting | CPC 8813; CPC 7472; CPC 96419 | National Treatment; Market Access   | <i>Wild Life Act</i> , RSNL 1990 c.W-8                                     | Services and investment. Non-residents of the Province must employ licensed guides while undertaking certain licensed hunting activities within the Province.<br><br>Non-residents of the Province are not permitted to obtain certain types of licenses, and are required to obtain non-resident licenses to undertake certain fishing activities within the Province.<br><br>Canadian residency is required in order to obtain registration as a guide. |
| NL12        | Provincial - Newfoundland | Land                      | Recreational and other open land   | CPC 5330                      | <i>Lands Act</i> , SNL 1991, c.36; Policy Directive FT. 004 (Amendment 1), 2001 |  | Investment. Residential cottage licenses for Crown Land are only issued to permanent residents of the Province.   |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector         | Sub-Sector                          | Industry | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------------|----------------|-------------------------------------|----------|---|---|--|
| NL13        | Provincial - Newfoundland | Transportation | Transportation services by railroad | CPC 711  | Performance Requirements; Senior Management and Boards of Directors | <i>Rail Service Act, 2009</i> , SNL 2009, c.R-1.2 | Services and investment. Approval of the Province is required for any person to purchase, operate, or construct a rail service within the Province. Such approval may be granted on terms and conditions the Province considers appropriate. Without limiting the generality of the foregoing, any such approval may involve discretionary decisions based on various factors and the imposition of performance requirements.  |
| NL14        | Provincial - Newfoundland | Transportation | Other land transportation services  | CPC 712  | National Treatment; Performance Requirements; Market Access         | <i>Motor Carrier Act</i> , RSN 1990, c.M-19       | Services and investment. A motor carrier certificate is required for any person to operate as a motor carrier within the Province. The Board of Commissioners for Public Utilities may consider various factors in determining whether to issue a motor carrier certificate, including the economic or social development of the Province or region thereof (including the net impact on employment and productivity in all industry sectors), and international and inter-provincial trade. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures  | Description   |
|-------------|---------------------------|-------------|------------|----------|--|---|---|
| NL15        | Provincial - Newfoundland | All sectors |            |          | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | <i>Labour Relations Act</i> , RSNL 1990, c. L-1 | Services and investment. The above measures allow the Lieutenant Governor in Council of Newfoundland and Labrador to issue Special Project Orders under the <i>Labour Relations Act</i> . Without limiting the generality of the foregoing, such Orders may involve discretionary decisions based on various factors and limitations on or linkages to investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector                               | Sub-Sector                    | Industry                           | Reservation Type(s)  | Measures                             | Description   |
|-------------|---------------------------|--------------------------------------|-------------------------------|------------------------------------|--|--------------------------------------|---|
| NLI6        | Provincial - Newfoundland | Recreational and Associated Services | Gambling and betting services | CPC 6330, 84500, 8844, 885 and 964 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | <i>Lotteries Act, SNL 1991, c.53</i> | Services and investment. The above measures permit the Government of Newfoundland and Labrador to regulate and issue various authorizations relating to services, suppliers of services, manufacturing, suppliers of materials, operations and repairs relating to lotteries, lottery schemes, amusement machines, video lottery machines, games of chance, races, betting theatres, bingo casinos and promotional contests.<br><br>Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers. |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government       | Sector   | Sub-Sector | Industry                                    | Reservation Type(s)   | Measures   | Description   |
|---------------------|---------------------------|--|------------|---|---|--|---|
| NL17                | Provincial - Newfoundland | Production, distribution, and transport of alcohol |            | CPC 62226, 2112, 63107, 643, 7123 and 88411 | National Treatment; Performance requirements; Market Access | <i>Liquor Corporation Act</i> , RSNL 1990, c.L-19; <i>Liquor Control Act</i> , RSNL 1990, c.L-18 | Services and investment. The above measures permit the Government of Newfoundland and Labrador to regulate and issue various authorizations relating to the production, distribution, supply, transport, sale, and marketing of alcoholic beverages.<br><br>The Newfoundland Liquor Corporation operates as a monopoly responsible for the distribution, supply, transport, sale and marketing of alcoholic beverages. Newfoundland and Labrador reserves the right to maintain, modify, and expand the powers of the Newfoundland Liquor Corporation in all the activities cited in the foregoing paragraph. |
| NL17<br>(continued) | Provincial - Newfoundland | Production, distribution, and transport of alcohol |            | CPC 62226, 2112, 63107, 643, 7123 and 88411 | National Treatment; Performance requirements; Market Access | <i>Liquor Corporation Act</i> , RSNL 1990, c.L-19; <i>Liquor Control Act</i> , RSNL 1990, c.L-18 | Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Newfoundland and Labrador persons, investors and service providers.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector                       | Sub-Sector  | Industry  | Reservation Type(s)    | Measures  | Description  |
|-------------|---------------------------|------------------------------|---|---|------------------------|---|--|
| NI18        | Provincial - Newfoundland | Business Services,           | Professional Services – Legal services (Notaries) | CPC 861   | National Treatment     | Notaries Public Act, RSN 1990 c.N-5   | Services. Canadian citizenship or residency is required in the province to be a notary public in the province.   |
| NS01        | Provincial - Nova Scotia  | Professional Services        | Accounting Services                               | CPC 862 - (Accounting and Bookkeeping Services)     |                        | Certified General Accountants Act, S. N.S. 1998, c 10; Certified Management and Accountants of Nova Scotia Act, S.N.S. 2005, c. 35; | Services and investment. To be licensed to practice as a public accountant in Nova Scotia and to use the designation 'Public Accountant', the applicant must satisfy the Board that she/he is a resident of Canada.<br><br>Certain requirements apply for members of the Institute to practice public accounting in association with or as an investor in a professional corporation for that purpose. These include requirements relating to the control of a majority of issued shares and a majority of directors be Institute members. |
| NS02        | Provincial - Nova Scotia  | Business Services Industries | Offices of Lawyers and Notaries                   | SIC 7761 - Offices of Lawyers and Notaries; CPC 861 | National Treatment (S) | Legal Profession Act, S.N.S 2004, c 28  | Membership in the Nova Scotia Barristers' Society is required for a person to practice law in Nova Scotia as a barrister and solicitor. A member must be an individual who is entitled to work in Canada. Must be resident for most of the Society's Officer and Council positions.  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government      | Sector                          | Sub Sector   | Industry      | Reservation Type(s)                           | Measures  | Description  |
|-------------|--------------------------|---------------------------------|--|---------------|---|---|--|
| NS03        | Provincial - Nova Scotia | All sectors                     |  |               | National Treatment (S&I); Market Access (S&I) | Partnership Act, RSNS, c. 334   | A Nova Scotia limited liability partnership must have and maintain a registered office in the Province.  |
|             |                          |                                 |  |               |   |   | That registered office must be the business premises of the Nova Scotia limited liability partnership or firm that has agreed to act as the partnership's registered office. The office must be accessible to the public during normal business hours. |
| NS04        | Provincial - Nova Scotia | Fishing and Trapping Industries | CPC 8813 - (Furs & skins, Wildlife, Services incidental) |               | National Treatment (S)                        | Wildlife Act, R.S.N.S. c 504  | Issuance of fur harvesters' license and moose hunting license is limited to Nova Scotia residents. Non-resident may be subject to supervision by a qualified guide while hunting or fishing.   |
| NS05        | Provincial - Nova Scotia | Transportation                  | Interurban motor bus transport & scheduled services      | CPC 7121-7123 | Market Access (S+I)                           | Public Utilities Act, R.S.N.S. 1989, c. 380   | Public convenience and needs tests apply to new entrants.  |
| NS06        | Provincial - Nova Scotia | Real Estate Services            |  | CPC 8210      | National Treatment (I)                        | Land Holdings Disclosure Act, R.S.N.S., 1989, c. 248; Land Registration Act, S.N.S. 2001, c.6 | Non-residents must file a disclosure statement when purchasing land and all new landowners must file residency status.   |
| NS07        | Provincial - Nova Scotia | Real Estate Services            |  | CPC 8210      | National Treatment (I)                        | Land Titles Clarification Act, R.S.N.S. 1989, c. 250  | Investment. Applicants who claim land in a land titles clarification area based on historical adverse possession must be residents of Nova Scotia.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government      | Sector                | Sub-Sector             | Industry  | Reservation Type(s)                           | Measures   | Description  |
|-------------|--------------------------|-----------------------|------------------------|---|---|--|--|
| NS08        | Provincial - Nova Scotia | Professional Services | Architectural Services | CPC 8671 - (Architectural, Engineering and Other Scientific and Technical Services) | Senior Management and Boards of Directors (I) | Architects Act and Regulations R.S.N.S. 1989, c. 21; | Investment. Corporation may undertake and carry out the practice of architecture in the Province of Nova Scotia only if, among other requirements, a majority of the issued voting shares of the corporation are held by and registered in the name of practicing members of the Association, a majority of the directors of the corporation are practicing members of the Association, and the practice of architecture carried out by the corporation is done under the supervision of a practicing member of the Association. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government      | Sector                       | Sub-Sector              | Industry                          | Reservation Type(s)               | Measures                                     | Description  |
|-------------|--------------------------|------------------------------|-------------------------|-----------------------------------|-----------------------------------|--|--|
| NS09        | Provincial - Nova Scotia | Business Services Industries | Other Business services | CPC 7792 - Credit Bureau Services | National Treatment, Market Access | Consumer Reporting Act, R.S.N.S. 1989, c. 93 | Whether as individuals or partnerships, applicants for registration as consumer reporting agencies must be Canadian citizens or lawfully admitted to Canada and ordinarily resident. Corporate applicants must be incorporated in Canada and registered to do business in Nova Scotia. A consumer reporting agency whether an individual, partnership, or corporation shall operate from the fixed place of business in Nova Scotia that shall be open to the public during normal business hours. No registrant shall operate a branch office in Nova Scotia unless such branch office has been authorized by the registration. |



CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government      | Sector                        | Sub-Sector   | Industry   | Reservation Type(s)  | Measures  | Description  |
|-------------|--------------------------|-------------------------------|--|--|--|---|--|
| NS10        | Provincial - Nova Scotia | Wholesale Trade; Retail Trade | Beverages, Wholesale; Liquor, Wine and Beer Stores | CPC 62226; CPC 63107; CPC 643; CPC 7123; CPC 88411 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | Liquor Control Act, R.S.N.S. 1989, c 290            | Services and Investment. The above measures allow the Province, through the monopoly of the Nova Scotia Liquor License Corporation, to regulate and issue various authorizations relating to the purchase, importation, possession, sale, transportation, delivery and sale of liquor and merchandise.   |
|             |                          |                               |  |  |  |   | Without limiting the generality of the foregoing, such measure may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotia persons, investors and service providers. |
| NS11        | Provincial - Nova Scotia | Membership Organizations      | Religious Organizations                            | SIC 981; CPC 95910                                 | National Treatment   | Solemnization of Marriage Act R.S.N.S. 1989, c. 436 | Services. Registration of persons authorized to perform marriages require Nova Scotia residency  |
| NS12        | Provincial - Nova Scotia | Business Services Industries  | Real Estate Sales Services                         |  | National Treatment (s); Market Access (s)  | Real Estate Trading Act R.S.N.S. 1996, c28, s1;     | Services. Real estate agent must be eligible to work in Canada   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government      | Sector                                   | Sub-Sector        | Industry | Reservation Type(s)  | Measures                                   | Description  |
|-------------|--------------------------|--|-------------------|----------|--|--|--|
| NS13        | Provincial - Nova Scotia | Mining, quarrying, & oil well industries | Mining Industries | CPC 883  | Performance Requirements (S +I); National Treatment (S +I); Market Access; | Mineral Resources Act, S.N.S. 1990, c. 18; | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to the exploration, development and production of minerals within the Province, including but not limited to, the removal of any ore, mineral or mineral-bearing substance, and the imposition of differential royalties. |
|             |                          |  |                   |          |  |  | Without limiting the generality of the foregoing, such measure authorizations may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotia persons, investors and service providers.                        |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government      | Sector  | Sub-Sector                    | Industry                                       | Reservation Type(s)  | Measures                              | Description   |
|-------------|--------------------------|---|-------------------------------|--|--|---------------------------------------|---|
| NS14        | Provincial - Nova Scotia | Recreational Services and Associated Services | Gambling and betting services | CPC 6330; CPC 4500; CPC 8844; CPC 885; CPC 964 | National Treatment; Market Access; Performance requirements; Senior Management and Boards of Directors | Gaming Control Act, SNS 1994-95, C.4, | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to services, suppliers of services, manufacturing, suppliers of materials, operations and repairs relating to lotteries, lottery schemes, amusement machines, video lottery machines, games of chance, races, betting theatres, bingo casinos and promotional contest.<br><br>Without limiting the generality of the foregoing, such measures may involve discretionary decision based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotian person, investors and service providers. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government      | Sector                                  | Sub-Sector  | Industry | Reservation Type(s)               | Measures  | Description  |
|-------------|--------------------------|---|---|----------|-----------------------------------|---|--|
| NS15        | Provincial - Nova Scotia | Community, social and personal services | Other Services – Funeral Services (Funeral, cremation and undertaking services) | CPC 9703 | National Treatment; Market Access | Embalmers and Funeral Directors Act, RSNs, c 144; | <p>Minister has power to refuse to issue or re-issue a license in respect of a funeral home for any reasonable cause.</p> <p>Executive Council has discretion to appoint 3 of the 6 members of the Board of Registration of Embalmers and Funeral Directors.</p> <p>The regulation requires that a person applying for an apprentice embalmer's license is required to have completed one of two courses of study in Nova Scotia. If a person has completed a course of study in a jurisdiction other than NS, the Board has the discretion to approve and accept the course of study.</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government      | Sector      | Sub-Sector                | Industry   | Reservation Type(s)  | Measures  | Description  |
|-------------|--------------------------|-------------|---------------------------|--|--|---|--|
| NS16        | Provincial - Nova Scotia | Oil and Gas | Crude Oil and Natural Gas | CPC 120; CPC 7112; CPC 71232; CPC 7131; CPC 7422; CPC 8675; CPC 883; CPC 887 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | <i>Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act, S.N.S. 1987, c.3; Crown Lands Act, R.S.N.S.1989, c.114; Gas Distribution Act, S.N.S. 1997, c.4; Offshore Petroleum Royalty Act, S.N.S. 1987, c.9; Petroleum Resources Act, R.S.N.S. 1989, c.342; Petroleum Resources Removal Permit Act, S.N.S. 1999, c.7; Pipeline Act, R.S.N.S. 1989, c.345; Public Utilities Act, R.S.N.S. 1989, c.380</i> | The Government of Nova Scotia regulates and issues various authorizations relating to the exploration, production, processing, development and transportation of hydrocarbons, and the granting of exclusive rights to operate hydrocarbon distribution systems and storage facilities, including, but not limited to related hydrocarbon pipelines, marine distribution, transshipment facilities and transport services. |
|             |                          |             |                           |  |  |   | The granting of authorizations may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotia persons, investors and service providers.   |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government      | Sector                  | Sub-Sector | Industry                 | Reservation Type(s)  | Measures   | Description  |
|-------------|--------------------------|-------------------------|------------|--------------------------|--|--|--|
| NS17        | Provincial - Nova Scotia | Fishing and Aquaculture |            | CPC 04; CPC 212; CPC 882 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | Fisheries and Coastal Resources Act, RSNS 1996, c. 25; Fisheries Organizations Support Act, S.N.S., 1995-96, c.6 | The above measures allow the Province to regulate and issue various authorizations relating to the production, processing or marketing of fish and aquaculture fish products, including the transfer, delivery or transmission of marine products by fish harvesters, aquaculturalists and subsequent purchasers.<br><br>Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotia persons, investors and service providers. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government      | Sector                        | Sub-Sector | Industry                            | Reservation Type(s)  | Measures  | Description   |
|-------------|--------------------------|-------------------------------|------------|-------------------------------------|--|---|---|
| NS18        | Provincial - Nova Scotia | Logging & Forestry Industries |            | CPC 031; CPC 31; CPC 321; CPC 88430 | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | Crown Lands Act, R.S.N.S. 1989, c. 114, ; Forests Act, R.S.N.S. 1989, c. 179; Primary Forests Products Marketing Act, R.S.N.S. 1989, c. 355 | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to the production, extraction and development of forestry resources and related products within the Province.<br><br>Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotia persons, investors and service providers. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government      | Sector      | Sub-Sector | Industry                                  | Reservation Type(s)  | Measures   | Description  |
|-------------|--------------------------|-------------|------------|---|--|--|--|
| NS19        | Provincial - Nova Scotia | Agriculture |            | CPC 01; CPC 021; CPC 029; CPC 04; CPC 21; | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | Natural Products Act, R.S.N.S. 1989, c. 308; Dairy Industry Act, S.N.S. 2000, c. 24; Agriculture and Rural Credit Act, R.S.N.S., 1989, c. 7; Agriculture and Marketing Act, R.S.N.S., c. 6 | Services and investment. The above measures allow the Province to regulate and issue various authorizations relating to the production and marketing of agricultural and food products within the Province, including measures related to the supply management of dairy, eggs and poultry products.<br><br>Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factors, limitations on investment or market access, imposition of performance requirements and/or discrimination in favor of Nova Scotia persons, investors and service providers. |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government      | Sector | Sub-Sector  | Industry | Reservation Type(s)  | Measures  | Description  |
|-------------|--------------------------|--------|-------------|----------|--|---|--|
| NS20        | Provincial - Nova Scotia | Energy | Electricity |          | National Treatment; Market Access; Performance Requirements; Senior Management and Boards of Directors | Crown Lands Act, R.S.N.S., 1989, c.114; Electricity Act, S.N.S. 2004, c.25; Nova Scotia Power Privatization Act, S.N.S., 1992, c.8; Nova Scotia Power Reorganization (1998) Act, S.N.S. 1998, c.19; Public Utilities Act, R.S.N.S., 1989, c.380; Renewable Electricity Regulations, OIC 2010-381 (October 12, 2010), N.S. Reg. 155/2010 | The above measures, inter alia, permit the Government of Nova Scotia to: Regulate and issue various authorizations relating to the production, development, operation and maintenance of generation, transmission (including but not limited to system control), distribution, importation, exportation and supply of electricity, including electricity generated by renewable energy sources;(1) Provide for the granting of lands or waters within the Province related to the development, operation and maintenance of generation, transmission (including but not limited to system control), distribution, importation, exportation and supply of electricity, including electricity generated by renewable energy sources; and (2) Set and modify electricity rates, including but not limited to feed-in tariffs. |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation        | Level of Government      | Sector  | Sub-Sector  | Industry                      | Reservation Type(s)   | Measures   | Description  |
|--------------------|--------------------------|---------|---|-------------------------------|---|--|--|
| NS20<br>(continue) | Provincial - Nova Scotia | Energy  | Electricity   |                               | National Treatment;<br>Market Access;<br>Performance Requirements;<br>Senior Management and Boards of Directors | Crown Lands Act, R.S.N.S., 1989, c.114;<br>Electricity Act, S.N.S., 2004, c.25; Nova Scotia Power Privatization Act, S.N.S., 1992, c.8; Nova Scotia Power Reorganization (1998) Act, S.N.S., 1998, c. 19; Public Utilities Act, R.S.N.S., 1989, c. 380; Renewable Electricity Regulations, OIC 2010-384 (October 12, 2010), N.S. Reg. 155/2010 | Without limiting the generality of the foregoing, such measures may involve discretionary decisions based on various factor, limitation on investment or market access, imposition of performance requirements and/or discrimination in favour of Nova Scotia persons, investors and service providers.  |
| NU01               | Territorial – Nunavut    | Tourism | Other – Services<br>Incidental to hunting;<br>Hunting, Fishing and Trapping Industries;<br>Tourist Guide Agencies (Wilderness Tourism); Own-account hunting | CPC 7472; CPC 8813; CPC 96419 | Market Access   | Wildlife Act, S.Nu. 2003, c.26, s. 113   | Draft Wildlife regulations define commercial activities as dealer's licence, guiding licence, fur farm licence, game farm licence, tanning licence and taxidermy licence.<br><br>Pursuant to the Nunavut Land Claims Agreement, in the allocation of guiding licences preference shall be given to an applicant who had made his or her principal residence in the Nunavut Settlement Area for at least 18 continuous months prior to the submission of his or her application and applications that will likely provide direct benefits to the Nunavut economy, in particular through employment of local human and economic resources. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector                                     | Sub-Sector                     | Industry      | Reservation Type(s) | Measures | Description  |
|-------------|-----------------------|--|--------------------------------|---------------|---------------------|----------|--|
| NU02        | Territorial – Nunavut | Agriculture, forestry and Fishery Products | Hides, skins and furskins, raw | CPC 0297/8813 | Market Access       |          | <p>Draft Wildlife regulations define commercial activities as dealer's licence, guiding licence, fur farm licence, game farm licence, tanning licence and taxidermy licence.</p> <p>Pursuant to the Nunavut Land Claims Agreement, in the allocation of tanning licences and taxidermy licences, an applicant who has made his or her principal residence in the Nunavut Settlement Area for at least 18 continuous months prior to the submission of his or her application and applications that will likely provide direct benefits to the Nunavut economy, in particular through employment of local human and economic resources.</p> |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector                                     | Sub-Sector                                  | Industry | Reservation Type(s)                      | Measures  | Description   |
|-------------|-----------------------|--|---|----------|--|---|---|
| NU03        | Territorial – Nunavut | Agriculture, forestry and Fishery Products | Live Animals                                | CPC 021  | Market Access                            | <i>Wildlife Act</i> , S.Nu. 2003, c.26, s. 113              | Draft Wildlife regulations define commercial activities as dealer's licence, guiding licence, fur farm licence, game farm licence, tanning licence and taxidermy licence.<br><br>Pursuant to the Nunavut Land Claim Agreement, in the allocation of fur farm and game farm licences within the Nunavut Settlement Area, preference shall be given to an applicant who has made his or her principal residence in the Nunavut Settlement Area for at least 18 continuous months prior to the submission of his or her application; and applications that will likely provide direct benefits to the Nunavut economy, in particular through employment of local human and economic resources. |
| NU04        | Territorial – Nunavut | Business Services                          | Professional Services – Veterinary Services | CPC 932  | National Treatment; Most Favoured Nation | <i>Veterinary Profession Act</i> , RSNWT 1988, c. V-2, s. 3 | Veterinarians must possess a diploma granted by a school in any part of Her Majesty's Dominions or a school recognized by the American Veterinary Medical Association to obtain a licence to practice veterinary medicine in Nunavut.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government   | Sector              | Sub-Sector   | Industry | Reservation Type(s)   | Measures   | Description   |
|-------------|-----------------------|---------------------|--|----------|---|--|---|
| NU05        | Territorial – Nunavut | Business Services   | Professional Services – Legal Services   | CPC 861  | National Treatment; Market Access                           | <i>Legal Profession Act, R.S.M. W.T. 1988, c.L-2, s. 18; Rules of the Law Society of Nunavut, Rule 48 and 49</i> | Only members of the Law Society of Nunavut can provide legal service in Nunavut. Members of a provincial or territorial law society may join the Law Society of Nunavut. Members of provincial and territorial law societies may also provide legal services in Nunavut if they obtain a Restricted Appearance Certificate from the Law Society of Nunavut. |
| NU06        | Territorial – Nunavut | Alcoholic Beverages | Wholesale trade services; Food retailing services; Liquor, wine and beer stores; Liquor, wine and beer |          | National Treatment; Market Access; Performance Requirements | <i>Liquor Act, RSNWT, 1988, c. L-9</i>   | The above measures permit the Government of Nunavut to regulate, authorize, and issue licenses for the importation, purchase, production, distribution, supply, marketing and sale of alcoholic beverages in Nunavut and to conduct such activities, including through a territorial monopoly.  |
| NU07        | Territorial – Nunavut | All Sectors         |  |          | National Treatment  | <i>Business Corporations Act, RSNWT, 1996, c. 19, 280, 281, 287</i>  | Extra-territorial corporations must register with the Registrar of Corporations and must have a registered office in Nunavut. No extra-territorial corporation may carry on the business of a trust company unless authorized to do so by the Registrar.  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government   | Sector      | Sub-Sector   | Industry          | Reservation Type(s) | Measures   | Description   |
|-------------|-----------------------|-------------|--|-------------------|---------------------|--|---|
| NU08        | Territorial – Nunavut | All Sectors |  |                   | National Treatment  | <i>Partnership Act</i> , RSNWT, 1988, c. P-1, s. 88, 90            | Extra-territorial limited partnerships must file a certificate with the Registrar.  |
|             |                       |             |  |                   |                     |  | The liability of a limited partner or general partner of an extra-territorial limited partnership to a person that is not a member of the partnership, in respect of business carried on in Nunavut, is governed by the law of the jurisdiction in which the partnership was formed |
| NU09        | Territorial – Nunavut | Energy      | Electricity distribution; Services incidental to energy distribution | CPC 4621; CPC 887 | Market Access       | <i>Quilliq Energy Corporation Act</i> , RSNWT 1988, c. N-2, s. 5.1 | No person other than the Quilliq Energy Corporation may engage in the retail supply of power in Nunavut except under the authority of an exemption granted by the Minister.   |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector      | Sub-Sector | Industry | Reservation Type(s) | Measures   | Description   |
|-------------|----------------------|-------------|------------|----------|---------------------|--|---|
| ON01        | Provincial - Ontario | All Sectors |            |          | National Treatment  | Extra-Provincial Corporations Act, 1990, s.19 (1); O. Reg. 365/90, s.4(2), s. 21, 22 | Services and Investment. Foreign corporations carrying on business in Ontario must appoint an Ontario agent for service of legal documents. The measure also requires the agent for service to be a corporation with a head or registered office in Ontario or a person resident in Ontario |
|             |                      |             |            |          |                     |  | Foreign corporations must be licensed in Ontario to do business in Ontario. Unlicensed corporations cannot sue or hold land in Ontario  |
| ON02        | Provincial - Ontario | All Sectors |            |          | National Treatment  | Business Names Act, 1990; O. Reg. 121/91, s. 3(3)                                    | Designated partners of Ontario partnerships must keep partnership records at principal place of business in Ontario.  |
| ON03        | Provincial - Ontario | All Sectors |            |          | National Treatment  | Limited Partnerships Act, O. Reg. 713/90, 1990, s. 25(4), s. 28(1)                   | Services and Investment. An extra-provincial limited partnership, must execute a power of attorney (POA) and the attorney be a person resident in Ontario or a corporation with its head or registered office in Ontario.   |
|             |                      |             |            |          |                     |  |   |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|-------------|----------------------|-------------|------------|----------|---|--|--|
| ON04        | Provincial - Ontario | All Sectors |            |          | National Treatment<br>Market Access   | Corporations Act, 1990, s. 277, ss. 304<br>(1)   | Services and Investment. Corporations, corporations without share capital, fraternal societies, incorporated pension funds/employees' mutual benefit societies must have head office in Ontario.<br><br>Commencing late 2012 the measure shall be described as: Share capital corporations, fraternal societies, incorporated pension funds/employees' mutual benefit societies must have head office in Ontario.  |
| ON05        | Provincial - Ontario | All Sectors |            |          | National Treatment<br>Senior Management and Board of Directors<br>Market Access | Business Corporations Act, s. 118(3), s. 126(2), s. 45(1)(b); Special Acts of the Legislature incorporating specific companies | Services and Investment. At least 25% of directors of corporations (other than non-resident corporation) shall be resident Canadians. If fewer than 4 directors, at least one must be a resident Canadian. "Constraints" may be placed on the transfer and ownership of shares in corporations – corporations may sell shareholders' shares without their consent and purchase shares to qualify for certain benefits that are based on minimum Canadian ownership requirements. |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector  | Sub-Sector                                       | Industry  | Reservation Type(s)  | Measures  | Description  |
|-------------|----------------------|---|--|---|--|---|--|
| ON06        | Provincial - Ontario | Amusement and Recreational Services; Recreational, Cultural and Sporting Services | Commercial Spectator Sports; Sporting Services   | SIC 9642 Professional Athletes and Promoters on Own AccountCPC 9641 Sporting services | National Treatment   | Athletics Control Act, 1990, O. Reg. 52/90, s.8 (5), s. 11(1.2) | Services: License required to participate in a professional boxing match in Ontario. Non-residents of Ontario must satisfy Athletics Commissioner that they are licensed in their home jurisdiction.<br>A performance bond required of non-residents of Ontario, in an amount considered to be appropriate by the Commissioner   |
| ON07        | Provincial - Ontario | Amusement and Recreational Services; Recreational, Cultural and Sporting Services | Gambling Operations; Other recreational services | SIC 9661 Gambling Operations; CPC 96492 Gambling and Betting Services                 | National Treatment<br>Performance Requirements.<br>Market Access | Gaming Control Act, 1992, O. Reg. 68/94                         | Services and Investment: The above measures permit the Ontario government to regulate gaming assistants and suppliers of services and equipment relating to lottery schemes, including games of chance, betting, bingos, casinos and promotional contests, and to conduct such activities, including through provincial monopolies. Proceeds must be used to provide direct benefits to Ontario residents. |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry   | Reservation Type(s)                  | Measures   | Description   |
|-------------|----------------------|---|--|--|--------------------------------------|--|---|
| ON08        | Provincial - Ontario | Business Services.<br>Business services;<br>Agricultural, mining and manufacturing services | Collection Agencies.<br>Other Business Services                                  | SIC 7793 Collection Agencies CPC<br>87902 Collection Agency Services                                       | National Treatment.<br>Market Access | Collection Agencies Act, 1990, O. Reg. 74/90, s. 12(2)(a), s. 13(2), s. 13(5), s. 19, 1  | Services and Investment. Individual must be registered to carry on business of collection agencies in Ontario. Individuals carrying on business as collectors must be citizens or permanent residents, and ordinarily resident in Canada. An applicant for registration shall state an address for service in Ontario if a corporation and provide a financial statement prepared by person licensed under Public Accounting Act 2004. Exemptions under the Act and regulation are provided for not-for-profit credit counselling services. |
| ON09        | Provincial - Ontario | Business Services.<br>Business services;<br>Agricultural, mining and manufacturing services | Engineering Services.<br>Architectural, engineering and other technical services | SIC 7752 Offices of Engineers CPC<br>8672 Engineering services<br>CPC 8673 Integrated engineering services | National Treatment                   | Technical Standards and Safety Act, 2000; O. Reg. 219/01, s. 26-35; O. Reg. 210/01; O. Reg. 209/01, s. 1; O. Reg. 214/01, s. 20(7); O. Reg. 211/01, s. 1; O. Reg. 213/01, s. 16(5); O. Reg. 217/01, s. 21(14); O. Reg. 215/01, s. 3(4); O. Reg. 220/01, s. 1 | Services. Persons must be certified to act as operating engineer in Ontario. Qualifications include experience in Ontario or equivalent qualifications in another Canadian jurisdiction   |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector   | Sub-Sector   | Industry  | Reservation Type(s)     | Measures   | Description   |
|-------------|----------------------|--|--|---|-------------------------|--|---|
| ON10        | Provincial - Ontario | Wholesale and Retail Trade. Business Services; Agricultural, mining and manufacturing services Textiles, apparel and leather products. Other transportable goods, except metal products, machinery and equipment | Upholstered and Stuffed Articles. Knitted or crocheted fabrics; wearing apparel. Furniture; other transportable goods n.e.c. Agricultural, mining and manufacturing services | SIC 542, SIC 579, SIC 594, SIC 599, SIC 621, SIC 641, SIC 658, SIC 659, CPC 282, CPC 381, CPC 884     | Performance Requirement | Technical Standards and Safety Act, 2000, O.Reg. 218/01, ss.8, ss.17         | Investment. Manufacturers and renovators of stuffed articles must be registered in Ontario. Upholstered/ stuffed articles cannot be sold in Ontario unless upholstered or stuffed by a person registered in Ontario. Regulations list other Canadian jurisdictions whose upholstered and stuffed articles can be sold in Ontario, and there is no mechanism for designating a foreign jurisdiction. |
| ON11        | Provincial - Ontario | Business Services. Business services; Agricultural, mining and manufacturing services  | Real Estate Agencies. Real Estate Services   | SIC 7611 Insurance and Real Estate Agencies. CPC 8220 Real estate services on a fee or contract basis | National Treatment      | Real Estate and Business Brokers Act, 2002; O. Reg. 567/05 24(1); s. 4(1)(2) | Services and Investment. Real estate services must be supplied through a commercial presence. Brokerage must maintain a trust account in Ontario.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector   | Sub-Sector   | Industry  | Reservation Type(s)     | Measures  | Description   |
|-------------|----------------------|--|--|---|-------------------------|---|---|
| ON12        | Provincial - Ontario | Food and Beverage Services. Food products, beverages and tobacco | Liquor, Wine and Beer. Beverages   | SIC 1141 Wine Industry. CPC 242 Wines   | Performance Requirement | Wine Content and Labelling Act, 2000 . O. Reg. 659/00 - Content and Labelling of Wine | Investment. Ontario wineries may sell wine manufactured from a blend of imported and domestic grape products. Wineries must blend to an average of 40% Ontario grape content for all of its blended wines with a minimum of 25% Ontario grape content per bottle.   |
| ON13        | Provincial - Ontario | Travel Services. Transport, storage and communications services  | Travel Requirements. Travel agency, tour operator and tourist guide services | SIC 9961 Ticket and Travel Agencies. SIC 9962 Tour Wholesalers and Operators. CPC 7471 Travel agency and tour operator services | National Treatment      | Travel Industry Act, 2002, s. 4(1); O. Reg. 26/05, s. 5, para 1, s.10(1)              | Services and Investments. Travel agents and wholesalers must be registered in Ontario to act in Ontario and if an individual, must be a Canadian resident. Registrants required to carry on business in Ontario only from a permanent place of business in Ontario. |
| ON14        | Provincial - Ontario | All sectors  |  |   | National Treatment      | Assignments and Preferences Act, 1990, s. 6, s.5                                      | Services and Investments. Assignments of property to creditors by insolvent persons are permitted only if creditor is an Ontario resident.  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex 1 Reservations

| Reservation | Level of Government  | Sector   | Sub-Sector   | Industry   | Reservation Type(s)              | Measures   | Description  |
|-------------|----------------------|--|--|--|----------------------------------|--|--|
| ON15        | Provincial - Ontario | Printing, Publishing, And Allied Industries. Trade services; hotel and restaurant services | Books and Periodicals: Publishing, Or Printing. Wholesale trade services | SIC 2721 Periodicals; or Publishing, or Printing. SIC 2731 Books; Publishing, or Publishing and Printing. CPC 62262 Wholesale trade services of books, magazines, newspapers and stationary. | National Treatment Market Access | Paperback and Periodical Distributors Act, 1990, s. 7(1), s. 8 | Investment. Residency requirements for unincorporated persons. No person who is not a corporation shall carry on business in Ontario as a distributor unless, (a) in the case of an individual, he or she is a resident; or (b) in the case of a partnership or an association, syndicate or organization of individuals, every member thereof is a resident. Ownership requirements. No corporation shall carry on business in Ontario as a distributor if, the total number of equity shares of the corporation owned by non-residents exceeds 25 per cent of the total number of issued; or the corporation is not incorporated by or under an Act of Ontario, Canada or any province of Canada. Not be incorporated in Canada. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government  | Sector   | Sub-Sector  | Industry   | Reservation Type(s)               | Measures  | Description   |
|---------------------|----------------------|--|---|--|-----------------------------------|---|---|
| ON15<br>(continued) | Provincial - Ontario | Printing, Publishing, And Allied Industries. Trade services; hotel and restaurant services | Books and Periodicals. Or Publishing. Or Printing. Wholesale trade services | SIC 2721 Periodicals; Publishing, or Printing and Printing. SIC 2731 Books: Publishing, or Publishing and Printing. CPC 62262 Wholesale trade services of books, magazines, newspapers and stationary. | National Treatment. Market Access | Paperback and Periodical Distributions Act, 1990, s. 7(1), s. 8 | No corporation shall carry on business in Ontario as a distributor if the total number of equity shares of the corporation beneficially owned directly or indirectly by a non-resident or over which the non-resident exercises control or direction, together with other shareholders associated with the non-resident, if any, exceeds 10 per cent of the total number of issued and outstanding equity shares of the corporation. s. 8(1)(c) requires that a distributor |
| ON16                | Provincial - Ontario | Agriculture. Business services; agricultural, mining and manufacturing services            | Field Crop Farms. Services incidental agriculture, hunting and forestry     | SIC 0132 Small-Grain Farms (except wheat). CPC 8811 Services incidental to agriculture   | National Treatment                | Wild Rice Harvesting Act, 1990, ss. 1 & 3(2).                   | Services. Licence required for a person to harvest wild rice on Crown lands. Only those who have resided in Ontario for 12-consecutive months immediately preceding the application (residents) are eligible for a license.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex 1 Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry   | Reservation Type(s)  | Measures  | Description   |
|-------------|----------------------|---|--|--|--|---|---|
| ON17        | Provincial - Ontario | Business Services. Business services; Agricultural, mining and manufacturing services             | Other Business Services. Architectural, engineering and other technical services | CPC 86753 Surface surveying services                                     | National Treatment. Senior Management and Boards of Directors. Market Access | Surveyors Act, 1990, s. 5(1), s. 12(1), s. 14(2)(3), R.R.O. 1990, Reg. 1026, s. 23(3) and (4); O. Reg. 1026/90; O. Reg. 509/99, s. 4(1), O. Reg. 218/10, s. 12(1) | Services and Investment. Canadian citizen or permanent resident requirement to obtain a licence for cadastral surveying . To obtain a certificate of authorization a firm must offer primarily professional survey services, 50% of the board of directors are members of the Association of Ontario Land Surveyors (AOLS) and if cadastral surveying is offered at least one director or full time employee is licensed by the AOLS. |
| ON18        | Provincial - Ontario | Fishing and Trapping Services. Business Services; agricultural, mining and manufacturing services | Fishing, Agricultural, mining and manufacturing services                         | SIC 0312 Inland Fishing Industry. CPC 882 Services incidental to fishing | Market Access.   | Fish and Wildlife Conservation Act, 1997, s.1(1), O. Reg. 664/98, s. 31, s. 31.1(2).  | Services. A commercial fishing licence can only be issued to a resident or Canadian citizen or permanent resident. A resident has their primary residence in Ontario and has resided in Ontario for six months of the preceding 12 months.  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry   | Reservation Type(s)               | Measures   | Description   |
|-------------|----------------------|---|---|--|-----------------------------------|--|---|
| ON19        | Provincial - Ontario | Fishing and Trapping Services; Business Services; agricultural, mining and manufacturing services | Fishing, Agricultural, mining and manufacturing services  | SIC 0971 Hunting and Trapping and Game Propagation (sub-sector Hunting). CPC 8813 Services incidental to agriculture, hunting and forestry | National Treatment                | Fish and Wildlife Conservation Act, 1997, s.1(1); O Reg. 665/98, s.37  | Services. Residency requirement in order to obtain a licence for taking of bullfrogs for sale or barter. Residency requirement for licence. A resident has their primary residence in Ontario and has resided in Ontario for six months of the preceding 12 months. |
| ON20        | Provincial - Ontario | Fishing and Trapping Services; Business Services; agricultural, mining and manufacturing services | Trapping, Agricultural, mining and manufacturing services | SIC 0331 Furs and Skins, Wild CPC 8813 Services incidental to hunting  | National Treatment. Market Access | Fish and Wildlife Conservation Act, 1997, s.1(1); O Reg. 667/98, s.11(1).  | Services. Licence required to hunt/trap fur-bearing animals. Must be a resident or Canadian citizen to be eligible for a licence. A resident has their primary residence in Ontario and has resided in Ontario for six months of the preceding 12 months.           |
| ON21        | Provincial - Ontario | Hunting Services; Community, social and personal services   | Licensing, Sporting and other recreational services       | SIC 0971 Hunting and Trapping and Game Propagation; CPC 9641 Sporting services   | National Treatment.               | Fish and Wildlife Conservation Act, 1997, O Reg. 665/98, s.4(2) and (3.1), s.13(1). Ontario Hunter Education Program Standards, Wildlife Policy Section, 2006. | Services. Only residents of Ontario are eligible to be appointed to instruct these courses as hunting instructors   |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry  | Reservation Type(s)                                | Measures  | Description   |
|-------------|----------------------|---|--|---|--|---|---|
| ON22        | Provincial - Ontario | Wilderness Guide Services. Business services; agricultural, mining and manufacturing services                                     | Outfitting, Agricultural, mining and manufacturing services                            | SIC 9141 Outfitters (Hunting and Fishing Camps). CPC 8813 Services incidental to hunting                    | National Treatment. Market Access                  | Fish and Wildlife Conservation Act, 1997, s. 1(1), s. 32 O.Reg. 665/98, s. 94, s. 95. | Services. Licence required to act as a guide for hunting in the Territorial District of Rainy River and for migratory bird hunting on lake St. Clair. To be eligible for a licence, an applicant must be an Ontario resident or Canadian resident. A resident must have resided in Ontario for 6 consecutive months immediately preceding the time that the person's residence becomes material under the Act.  |
| ON23        | Provincial - Ontario | Forestry Services. Agriculture, forestry and fishery products. Business services; agricultural, mining and manufacturing services | Forestry Services. Forestry and logging products. Services incidental to manufacturing | SIC 0511 Forestry Services Industry. CPC 0311 Logs of coniferous wood. CPC 0312 Logs of non-coniferous wood | Performance Requirement (s.30). National Treatment | Crown Forest Sustainability Act, 1994, s.30, s.34, O.Reg. 167/95                      | Investment. Every licence that authorizes the harvesting of Crown timber is generally subject to the condition that the timber shall be manufactured in Canada into lumber, pulp, or other products. The Minister may amend a forest resource licence in accordance with regulation 167/95, which requires the submission of a forest management plan relating to social and economic objectives. The needs and benefits of the local communities will be given priorities into the planning effort and objective setting and achievement before broader non-local communities. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry   | Reservation Type(s)               | Measures   | Description   |
|-------------|----------------------|---|--|--|-----------------------------------|--|---|
| ON24        | Provincial - Ontario | Forestry Services. Agriculture, forestry and fishery products. Business services; agricultural, mining and manufacturing services | Forestry Services. Services incidental to manufacturing        | SIC 0511 Forestry Services Industry; SIC 7752 Offices of Engineers; CPC 8814 Services incidental to forestry and logging | National Treatment. Market Access | Professional Foresters Act, 2000, s. 13, s. 19(1); Crown Forest Sustainability Act, 2004, s. 8(3); Ontario Professional Foresters Association, By-Laws, 2010, Art. 11. | Services. Forest management plans required of each management area of Crown lands in Ontario, to be certified by members of the Ontario Professional Foresters Association. 18 months of practical experience in Ontario is required for most forestry graduates, however the Registration Committee may accept relevant experience acquired outside of Ontario and up to 6 months of relevant post-graduate academic study instead |
| ON25        | Provincial - Ontario | Professional Services. Community, social and personal services  | Professional Services. Community, social and personal services | SIC 0211 Veterinary Services. CPC 932 Veterinary Services  | National Treatment. Market Access | Veterinarians Act, 1990, O. Reg. 1093/90   | Services. A licence is required for a person to practise veterinary medicine in Ontario. To receive a licence, the applicant must be a Canadian citizen or permanent resident, or another status under the Immigration Act (Canada) consistent with the class of licence for which the application is made.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry   | Reservation Type(s) | Measures   | Description  |
|-------------|----------------------|---|--|--|---------------------|--|--|
| ON26        | Provincial - Ontario | Professional Services, Trade services, hotel and restaurant services                      | Veterinary Services, Non-food retailing services                           | SIC 0211 Veterinary Services, CPC 63211 Retail sales of pharmaceutical, medical and orthopaedic goods              | National Treatment. | Livestock Medicines Act, 1990, O. Reg. 730/90  | Services, license required to sell livestock medicine in Ontario. One condition for licensing is that the licensee must have an established place of business in Ontario. The regulations allow licenses to be issued to sellers who have established a temporary place of business to accommodate events like races and agricultural fairs/shows. |
| ON27        | Provincial - Ontario | Wholesale Trade, Trade services, hotel and restaurant services                            | Wholesale Trade- durable goods, Non-food retailing services                | SIC 5711 Farm Machinery, Equipment and Supplies, Wholesale CPC 63299 Specialized sales of non-food products n.e.c. | National Treatment. | Farm Implements Act, 1990, O. Reg. 369, paras 4(1)(b)(iii) and (iv)  | Services and Investment. An applicant for registration as a dealer must provide Director with address/telephone number of the applicant's principal place of business in Ontario and the name of owner/manager of the applicant's principal place of business in Ontario.  |
| ON28        | Provincial - Ontario | Professional Services, Business Services, Agricultural, mining and manufacturing services | Accounting Services, Legal, accounting, auditing and book-keeping services | SIC 773 Accounting and Bookkeeping Services, CPC 8621 Accounting and Auditing Services                             | National Treatment. | Public Accounting Act, 2004. Regulations and Rules of Professional Conduct of the Public Accountants Council, s.6; By-laws and Rules of Professional Conduct of the Institute of Chartered Accountants of Ontario, s.404.2 | Services, Public accounting license required to practise in Ontario. Public accounting licences are given by a 'designated body' under the 2004 Act. An accountant from outside Ontario must become a member of an authorized designated body in Ontario in order to get a public accounting licence in Ontario.                                   |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry  | Reservation Type(s) | Measures   | Description  |
|-------------|----------------------|---|---|---|---------------------|--|--|
| ON29        | Provincial - Ontario | Professional Services.<br>Business Services;<br>Agricultural, mining and manufacturing services | Engineering Services, Architectural, engineering and other technical services | SIC 7752 Offices of Engineers, CPC 8672 Engineering Services CPC 8673 Integrated engineering services | National Treatment  | Professional Engineers Act, 1990, O. Reg. 941/90 | A licence, limited licence, provisional licence or temporary licence is required for a person to engage in the practice of professional engineering in Ontario. Every person who holds a licence must be member of the Association of Professional Engineers of Ontario. An applicant for a licence must demonstrate twenty-four to forty-eight months of experience in the practice of professional engineering, twelve months of which must be in Canada. An applicant for a limited licence must demonstrate thirteen years of experience in engineering work, at least one year of which must be under the supervision and direction of a person holding a licence or person authorized to practise professional engineering in another jurisdiction of Canada. A non resident applicant must have qualifications at least equal to those required for a licence in Ontario. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry  | Reservation Type(s)               | Measures   | Description   |
|-------------|----------------------|---|--|---|-----------------------------------|--|---|
| ON30        | Provincial - Ontario | Professional Services; Business Services; Agricultural, mining and manufacturing services | Accounting Services; Legal, accounting, auditing and book-keeping services | SIC 776 Offices of Lawyers and Notaries; CPC 861 Legal services | National Treatment; Market Access | Law Society Act, 1990; O. Reg. 708/90; Law Society of Upper Canada policy and practice | Services. Individuals must be members of Law Society of Upper Canada to practice as barristers and solicitors. Candidates must complete a common law degree program (LL.B or JD) from an approved Canadian university or complete a Certificate of Qualification from the National Committee on Accreditation. Candidates must complete two licensing examinations and a 10-month period of articling (apprenticeship). Candidates, who are lawyers elsewhere, who have less than 10 months of law practice experience in a common law jurisdiction or who have obtained their legal experience in a non-common law jurisdiction are required to complete an articling term of 10 months. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government  | Sector  | Sub-Sector  | Industry  | Reservation Type(s)                  | Measures  | Description  |
|---------------------|----------------------|---|---|---|--------------------------------------|---|--|
| ON30<br>(continued) | Provincial - Ontario | Professional Services;<br>Business Services;<br>Agricultural, mining and manufacturing services | Accounting Services.<br>Legal, accounting, auditing and book-keeping services | SIC 776 Offices of Lawyers and Notaries. CPC 861 Legal services | National Treatment.<br>Market Access | Law Society Act, 1990; O. Reg. 708/90.<br>Law Society of Upper Canada policy and practice | If candidates have legal experience of less than 10 months, they may apply for an abridgment of the articling term.<br>International candidates who have a law degree and practised law in another common law jurisdiction for 10 or more months are exempted from the articling requirement. International candidates who are exempted from the Articling Program must complete a 3-day course in Professional Conduct and Practice in Ontario prior to applying for licensing (call to the bar). Occasional practice of law only available to citizens/permanent residents practicing elsewhere in Canada. |
| ON31                | Provincial - Ontario | Professional Services;<br>Business Services;<br>Agricultural, mining and manufacturing services | Notarial Services.<br>Legal, accounting, auditing and book-keeping services   | SIC 776 Offices of Lawyers and Notaries. CPC 861 Legal services | National Treatment.<br>Market Access | Notaries Act, 1990  | Services. If not a lawyer, Canadian citizenship is required to be appointed a notary public in Ontario. Ontario lawyers are eligible to be come notaries and they need not be citizens.  |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry  | Reservation Type(s)                            | Measures  | Description   |
|-------------|----------------------|---|---|---|--|---|---|
| ON32        | Provincial - Ontario | Professional Services.<br>Business Services;<br>Agricultural, mining and manufacturing services     | Engineering Services, Architectural, engineering and other technical services | SIC 7752 Offices of Engineers, CPC 8672 Engineering Services, CPC 8673 Integrated engineering services                        | National Treatment.<br>Market Access.          | Electricity Act, 1998; O. Reg. 570/05, ss. 3, 5, 8(c), 10, 11, 12, 14(1), 15(5) | Services and Investment. Professional engineers applying for a master electrician licence must be licensed as an engineer in Ontario. The individual operating as an electrical contractor in Ontario must have a place of business within the province.  |
| ON33        | Provincial - Ontario | Transportation and Storage Industries.<br>Construction work and constructions                       | Pipeline Transport Industries.<br>Construction work                           | SIC 4611 Natural Gas Pipeline Transport Industry; CPC 5134 For long distance pipelines, communication and power lines         | Market Access.                                 | Ontario Energy Board Act, 1990  | Investment. Ontario Energy Board (OEB) must provide persons with approval for the construction of a transmission pipeline for natural gas. OEB may grant leave for construction if it decides it is in public interest to do so.  |
| ON34        | Provincial - Ontario | Mining, Ores and minerals.<br>Business services;<br>Agricultural, mining and manufacturing services | Ore and Mineral Refining, Metal ores.<br>Mining services                      | SIC 061 Metal Mines; SIC 062 Non-Metal Mines; CPC 883 Services incidental to mining; CPC 14 Metal ores; CPC 16 Other minerals | Performance Requirement.<br>National Treatment | Mining Act, 1990, s. 91   | Investment. All ores or minerals raised or removed from lands, claims or mining rights in Ontario must be treated and refined in Canada to yield refined metal or other product suitable for direct use in the arts without further treatment; unless the Lieutenant Governor in Council exempts any lands, claims or mining rights from the operation of this requirement. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry   | Reservation Type(s)  | Measures   | Description   |
|-------------|----------------------|---|---|--|----------------------|--|---|
| ON35        | Provincial - Ontario | Transportation, Community, social and personal services | Land Transportation. Public administration and other services to the community as a whole | SIC 9621<br>Regulation and Administration of Transportation Programs. CPC 911<br>Administrative services of the government | Most Favoured Nation | Highway Traffic Act, 1990, s. 40; O. Reg. 340/94, s. 29(1)(b) and s.29(2)(b), s. 2. and O.Reg 341/94, s.2. | Services. A person who moves to and resides in Ontario may, in certain circumstances (e.g., pursuant to reciprocal agreements or specific legislative provisions), be allowed to exchange his or her driver licence for an Ontario driver licence. Examples of reciprocal agreements between members of the European Union and the province include Germany, France, Great Britain, Austria, and Belgium. An agreement is currently being negotiated with Northern Ireland. |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry  | Reservation Type(s) | Measures   | Description   |
|-------------|----------------------|---|--|---|---------------------|--|---|
| ON36        | Provincial - Ontario | Transportation Industries, Transport, storage and communications services | Truck Transport Industries, Land transport services                  | SIC 4561 General Freight Trucking; SIC 4563 Bulk Liquids Trucking Industry; SIC 4564 Dry Bulk Materials Trucking Industry; SIC 4565 Forest Products Trucking Industry; SIC 4569 Other Truck Transport Industries; CPC 7123 Freight transportation | National Treatment. | Highway Traffic Act, 1990, s. 15; O. Reg. 643/05 (Carriage of Goods), s. 2                                 | Services. The regulation imposes requirements with respect to limited liability and contractual arrangements on the carriage of goods. Some exempt commodities may constitute national treatment (milk carried by Ontario Milk Marketing Board, wheat by Ontario Wheat Producers' Marketing Board, anything carried by Ontario Northlands Transportation Commission). |
| ON37        | Provincial - Ontario | Transportation Industries, Transport, storage and communications services | Public Passenger Transit Systems Industries, Land transport services | SIC 4573 School Bus Operations Industry; CPC 7121 Other scheduled passenger transportation  | Market Access.      | Policy Regarding School Bus Driver Improvement Course; Highway Traffic Act, 1990, O. Reg. 340/94, s. 13(1) | Services and Investment. School bus course providers/companies must be Ontario based.   |

**CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector  | Sub-Sector   | Industry   | Reservation Type(s)               | Measures  | Description   |
|-------------|----------------------|---|--|--|-----------------------------------|---|---|
| ON38        | Provincial - Ontario | Transportation Industries. Transport, storage and communications services   | Public Passenger Transit Systems Industries/Other Transportation Industries. Other land transport services | SIC 4111 Local and Suburban Transit, SIC 4119 Local Passenger Transportation, Not Elsewhere Classified, CPC 7121 Other scheduled passenger transportation, CPC 7123 Freight transportation | Market Access. National Treatment | Public Vehicles Act, 1990   | Services. Licence required from Minister to operate a public vehicle in Ontario-meaning the transport on a highway of passengers and/or express freight in the vehicle, for compensation. Operating licenses subject to necessity and convenience test administered by Ontario Transport Highway Board. |
| ON39        | Provincial - Ontario | Government Service Industries - Provincial and Territorial. Government Services Industries. Community, social and personal services | Economic Services Administration. Secondary education services   | SIC 8271 Transportation and Communication Administration. CPC 9223 Technical and vocational secondary education  | National Treatment                | Driver Certification Program Policy; Highway Traffic Act, 1990, O. Reg. 473/07 Licenses for Driving Instructors and Driving School. | Services. Recognized authorities who facilitate the Driver Certification Program must be Ontario based.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry   | Reservation Type(s) | Measures                              | Description  |
|-------------|----------------------|---|---|--|---------------------|---------------------------------------|--|
| ON40        | Provincial - Ontario | Transportation Industries, Transport, storage and communications services | Railway Transport and Related Service Industries, Transport services by railway | SIC 4531 Railway Transport Industry; SIC 4532 Service Industry Incidental to Railway Transport; CPC 7111 Passenger transportation; CPC 7112 Freight transportation | National Treatment  | Railways Act, 1950, ss. 5, 8, 11, 220 | Investment. The head office of provincially-regulated railway company must be in Ontario. The provisional directors of a company must keep money received in a bank with an office in Ontario. Meetings of provisional directors and shareholders must occur in Ontario. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex 1 Reservations

| Reservation | Level of Government  | Sector   | Sub-Sector  | Industry   | Reservation Type(s) | Measures  | Description   |
|-------------|----------------------|--|---|--|---------------------|---|---|
| OM41        | Provincial - Ontario | Education, Community, social and personal services | Private Vocational Schools, Higher education services | SIC 9411 Administration of Educational Programs; CPC 9231 Post-secondary technical and vocational education services | National Treatment  | Private Careers Colleges Act, 2005; O. Reg. 415/06 s.2 (1); O. Reg. 377/08, s. 2; O.Reg 414/06 s.1(1) | Services and Investment. Registration is required for persons to conduct or operate private career colleges if they have one of the following elements of physical presence in Ontario:<br>i. A head office.<br>ii. A postal address or a telephone or fax number in Ontario.<br>iii. The occupancy of real property in Ontario for the purposes of providing or administering vocational programs.<br>iv. The employment in Ontario of an agent or manager who provides or arranges the provision of vocational programs in Ontario, an employee who teaches vocational programs in Ontario, an administrator or a person who invigilates examinations in Ontario.<br>Entities without any of the above elements of physical presence may still provide vocational training in Ontario. However, they may not be registered as private career colleges in Ontario. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government  | Sector   | Sub-Sector  | Industry  | Reservation Type(s) | Measures   | Description  |
|---------------------|----------------------|--|---|---|---------------------|--|--|
| ON41<br>(continued) | Provincial - Ontario | Education, Community, social and personal services   | Private Vocational Schools, Higher education services | SIC 9411<br>Administration of Educational Programs; CPC 9231 Post-secondary technical and vocational education services | National Treatment  | Private Careers Colleges Act, 2005; O. Reg. 415/06 s.2 (1); O. Reg. 377/08, s. 2; O. Reg 414/06 s.1(1) | Registered private career colleges must provide financial security to the Superintendent of Private Career Colleges issued or guaranteed by an authorized agency or the government of Canada or a province of Canada, or a bank or financial institution supervised by the central bank or another Canadian governmental authority |
| ON42                | Provincial - Ontario | All Sectors, Community, social and personal services | Secondary education services                          | CPC 9223<br>Technical and vocational education services   | National Treatment  | Ontario College of Trades and Apprenticeship Act, 2009, s. 74  | Services. The Minister may make regulations to permit registered apprentices from other provinces/territories to be deemed to be registered apprentices in Ontario and provide for labour mobility of out-of-province apprentices in equivalent Ontario trades.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government  | Sector   | Sub-Sector                   | Industry   | Reservation Type(s)                       | Measures  | Description   |
|-------------|----------------------|--|------------------------------|--|---|---|---|
| ON43        | Provincial - Ontario | All Sectors. Community, social and personal services | Secondary education services | CPC 9223 Technical and vocational education services | National Treatment. Most favoured Nation. | Apprenticeship and Certification Act, 1998; s. 6, 8 and 9, O.Reg. 573/99 s.6, s.8, s.9, O.Reg 566/99 s.2(1), s.5, s.6,2, O.Reg 222/10 | Services. The Director may issue a certificate of qualification for a trade or other occupation to a person who holds an equivalent document issued for the same trade or occupation in another province or territory of Canada. Only drivers with valid driver's licences issued by Ontario, another province or territory of Canada or by a state of the United States of America where authorized to inspect and adjust air break system can do so without a Certificate of Qualification in the trade of Truck and Coach Technician or Truck-Trailer Technician |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector   | Sub-Sector   | Industry  | Reservation Type(s)                                    | Measures  | Description  |
|-------------|----------------------|--|--|---|--|---|--|
| ON44        | Provincial - Ontario | All Sectors. Community, social and personal services                               | Secondary education services   | CPC 9223 Technical and vocational education services                        | National Treatment. Market Access.                     | Trades Qualification and Apprenticeship Act, 1990 c.17, s.5(1), s.16(2), O.Reg 223/10, Reg 1055 | Services. The Director shall issue a certificate of qualification for a certified trade to an applicant who is the holder of an equivalent document for the same trade issued in another province or territory of Canada, if, a) the document issued in the other province or territory is an authorizing certificate, within the meaning of the Ontario Labour Mobility Act, 2009, for the trade; or b) the other province or territory and the trade for which the document was issued in that province or territory are prescribed for the purpose of this clause |
| ON45        | Provincial - Ontario | Personal and Household Service Industries. Community, Social and Personal Services | Other Personal and Household Services. Services furnished by membership organizations n.e.c. | SIC 9799 Other Personal and Household Services. CPC 9591 Religious Services | National Treatment.                                    | Marriage Act, 1990, s.20 (3),(4)  | Services. Members of religious bodies must be registered to solemnize a marriage in Ontario and must be Ontario resident or have parish/discharge in Ontario. The Act provides flexibility for the Minister to register a person to solemnize a marriage, if no person meets the requirements  |
| ON46        | Provincial - Ontario | All Sectors  |  |   | Co-operative Corporations Act, 1990, s.14(1); s.85 (3) | Co-operative Corporations Act, 1990, s.14(1); s.85 (3)  | Services and Investments. Co-operative corporations must have head office in Ontario. A majority of directors of every co-operative shall be resident Canadians.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry   | Reservation Type(s)               | Measures   | Description  |
|-------------|----------------------|---|---|--|-----------------------------------|--|--|
| ON47        | Provincial - Ontario | Food and Beverage Services, Trade services, hotel and restaurant services | Liquor, Wine and Beer Wholesale trade services, Food retailing services | SIC 6021 Liquor Stores; SIC 6022 Wine Stores ; SIC 6023 Beer Stores ; CPC 6222 Wholesale trade services of food, beverages and tobacco; CPC 6310 Retail sales of food, beverages and tobacco | National Treatment, Market Access | Liquor Control Act, 1990; O. Reg. 717/90 – General; Alcohol and Gaming Regulation and Public Protection Act, 1996, O.Reg. 141/01; Registrar of the AGCO policies and practices | Services and Investments. The above measures permit Ontario to regulate and authorize the importation, purchase, production, distribution, supply, marketing and sale of alcoholic beverages in Ontario and to conduct such activities, including through provincial monopolies. Beer may be sold in authorized government stores. Brewer's Retail Inc. (BRI) operates government stores selling beer exclusively. The Registrar of Alcohol and Gaming authorizes Ontario wine, spirits and beer manufacturers to operate stores for the sale of their own wine, spirits and beer, respectively. AGCO also authorizes The Beer Store for the sale of domestic and import beer. |
| ON48        | Provincial - Ontario | Skill/Regulated Trades and Professions                                    |   |  | National Treatment.               | Ontario Labour Mobility Act, 2009, c.24, Labour Mobility Code (s.7-13)   | Services. An individual must reside in a province or territory of Canada that is party to the Agreement on Internal Trade as a condition of certification in a regulated occupation by an Ontario regulatory authority.  |



CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry  | Reservation Type(s)                       | Measures  | Description   |
|-------------|----------------------|---|---|---|---|---|---|
| ON49        | Provincial - Ontario | Business Services. Business services; Agricultural, mining and manufacturing services | Architectural, Engineering and Other Scientific and Technical Services. Research and development services | SIC 7759 Other scientific and technical services              | National Treatment. Most Favoured Nation. | Ontario Heritage Act, R.S.O. 1990, c. O.18; O.Reg. 8/06, clauses 8(1)(b) and 11(1)(b) | Services. Licence applicants seeking either a professional archaeological licence or an applied research archaeological licence are required to confirm that they have a certain number of weeks (26 weeks for professional licences, 15 for applied research) of archaeological fieldwork experience in either Ontario or a jurisdiction within Canada or the United States that, in the opinion of the Minister, has a geography, a geology, a settlement history and archaeological resources similar to those of Ontario. |
| ON50        | Provincial - Ontario | Fisheries; Aquaculture  | CPC 041 Fishes live, fresh or chilled; CPC 62224 Distribution   | CPC 041 Fishes live, fresh or chilled; CPC 62224 Distribution | Market Access                             | Freshwater Fish Marketing Act, R.S.O. 1990, Chapter F.33                              | Services and investments. No person or entity is permitted to sell or purchase fish in Ontario except through the Freshwater Fish Marketing Corporation.  |
| ON51        | Provincial - Ontario | Energy  |   | CPC 1710 Electrical Energy                                    | Market Access                             | Electricity Act   | Services and investments. Hydro One is a government-owned entity that is the sole owner and operator of transmission and distribution systems in Ontario, including through its subsidiaries.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government  | Sector | Sub-Sector                                      | Industry | Reservation Type(s) | Measures   | Description   |
|-------------|----------------------|--------|---|----------|---------------------|--|---|
| ONS2        | Provincial - Ontario | Land   | Agricultural land, forest and other wooded land | CPC 5310 | National Treatment  | Municipal Act, 2001, s. 308.1.<br>Assessment Act, 1990, s. 7; O. Reg. 282/98 | Investment. Farm land and managed forest land owned by a Canadian citizen or a person lawfully admitted to Canada for permanent residence, or by a corporation whose voting rights are more than 50% controlled by Canadian citizens or persons lawfully admitted to Canada for permanent residence, are subject to reduced property taxes. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government               | Sector            | Sub-Sector  | Industry     | Reservation Type(s)   | Measures  | Description   |
|-------------|-----------------------------------|-------------------|---|--------------|---|---|---|
| PE01        | Provincial - Prince Edward Island | Business Services | Professional Services – Architectural Services                    | CPC 8671     | National Treatment. Market Access. Senior Management and Board of Directors | Architects Acts, RSPEI 1988, A-18.1 and Architects Association of PEI Bylaws. | Services and Investments. Non-residents of PEI may obtain a license to practice, but must associate with a person who is ordinarily resident, holds a Certificate of Practice, and endorses the application. Any non-resident proprietorship, partnership or corporation applying for a certificate of practice in Prince Edward Island shall have at least 2/3 of the partners, principles or directors of the partnership or corporation as architects and not less than the majority of issued shares of each class of voting shares owned by and registered in the name of architects. Whereas, a resident proprietorship, partnership, or corporation must have a minimum of only one partner or director, or each of the corporation partners is an architect and in a corporation at least one director must be an architect and hold the greatest amount of shares. |
| PE02        | Provincial - Prince Edward Island | Business Services | Real Estate Services – Insurance and Real Estate Agent Industries | CPC 821, 822 | National Treatment. Market Access   | Real Estate Trading Act, RSPEI 1988, R-2                                      | Services and Investments. Real estate agents — individuals must be a citizen of Canada or has the status of permanent resident of Canada  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government               | Sector       | Sub-Sector                 | Industry | Reservation Type(s)                     | Measures                                  | Description   |
|-------------|-----------------------------------|--------------|----------------------------|----------|---|---|---|
| PE03        | Provincial - Prince Edward Island | Distribution | Retail Sales of Motor Fuel | CPC 613  | Market Access, Performance Requirements | Petroleum Products Act, RSPEI 1988, P-5.1 | Retail Petroleum — Public convenience and necessity test. When issuing a license with respect to the operation of an outlet operated by a retailer, the Commission shall consider the public interest, convenience and necessity by applying such criteria as the Commission may from time to time consider advisable including but not restricted to the demand for the proposed service, the location of the outlet, traffic flows and the applicant's record of performance. |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government               | Sector                       | Sub-Sector  | Industry | Reservation Type(s)               | Measures   | Description  |
|-------------|-----------------------------------|------------------------------|---|----------|-----------------------------------|--|--|
| PE04        | Provincial - Prince Edward Island | All Sectors                  | National Treatment, Market Access, Senior Management and Board of Directors |          |                                   | Prince Edward Island Lands Protection Act, RSPEI 1988, L-5 and Fees Regulations and Lands Identification Regulations | Investment. All corporations and non-residents must make application to acquire more than 5 acres of land or land having a shore frontage of more than 165 feet and receive permission from the Lieutenant Governor in Council. Except for corporations which are incorporated in the Province or of which the majority of shares are owned beneficially by resident persons, applicants must pay an application fee. Only residents of the province are eligible for a property tax rebate on non-commercial real property. Shore frontage includes, but is not restricted to, land adjacent to oceans, rivers, lakes, ponds, and swamps. A permit under this Act may be issued subject to the conditions as the Island Regulatory and Appeals Commission may determine, including a condition that the land be identified under the land identification program for agricultural use or non-development use. A resident is considered a person residing in the province for 183 days a year or more. |
| PE05        | Provincial - Prince Edward Island | Business Services Industries | Other - Consumer credit reporting   | CPC 8790 | National Treatment, Market Access | Consumer Reporting Act, RSPEI 1988, C-20   | Every person registered as a consumer reporting agency shall operate from a fixed place of business in Prince Edward Island.   |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government               | Sector                    | Sub-Sector                             | Industry | Reservation Type(s)  | Measures   | Description  |
|-------------|-----------------------------------|---------------------------|--|----------|--|--|--|
| PE06        | Provincial - Prince Edward Island | Business Services         | Professional Services – Legal Services | CPC 861  | National Treatment. Market Access  | Legal Profession Act, 1992 c.39, RSPEI 1988, L-6-1   | Services. To be a member of Law Society of PEI and practice law, an individual who must be a Canadian citizen or a permanent resident of Canada, be 18 years of age and complies with the educational qualifications, training requirements and other qualifications prescribed.   |
| PE07        | Provincial - Prince Edward Island | Agriculture               |  |          | National Treatment. Most Favoured Nation. Performance Requirements. Senior Management and Board of Directors | <i>Natural Products Marketing Act, RSPEI, 1988, N-3; Dairy Industry Act, RSPEI, 1988, D-1; Agricultural Products Standards Act, RSPEI, 1988, A-9; Dairy Producers Act, RSPEI, 1988, D-2; Agricultural Insurance Act, RSPEI, 1988, A-8-2; Animal Health and Protection Act, RSPEI, A-11; Grain Elevators Corporation Act, RSPEI, 1993, c.8; Plant Health Act, RSPEI, 1990, c.45</i> | The above measures allow the Province of Prince Edward Island to regulate and issue authorizations on any matter relating to marketing including the buying, selling, packing grading, storing, processing, shipping for sale or storage, promoting, researching and offering for sale, in respect of, but not limited to poultry, eggs, dairy, hogs, cattle, potatoes and turkeys, and including the production and transport to carry out the objects of these acts. |
| PE08        | Provincial - Prince Edward Island | Fisheries and Aquaculture |  |          | National Treatment. Most Favoured Nation. Performance Requirements. Senior Management and Board of Directors | <i>Fisheries Act, RSPEI 1988 F-13.01; Fish Inspection Act, RSPEI 1988 F-13; Certified Fisheries Organizations Support Act, RSPEI 1988 C-2.1; Natural Products Marketing Act, RSPEI, 1988, N-3</i>  | The above measures allow the Province of Prince Edward Island to regulate and issue authorizations on any matter relating to resources and products of the fishery including, but not limited to: maintenance and development of the resources of the fishery; fish buying and processing; licensing, and any other matter or thing in order to give full effect to the objects of these Acts.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government               | Sector   | Sub-Sector                                     | Industry | Reservation Type(s)  | Measures  | Description  |
|-------------|-----------------------------------|----------|--|----------|--|---|--|
| PE09        | Provincial - Prince Edward Island | Energy   |  |          | National Treatment. Most Favoured Nation. Performance Requirements. Senior Management and Board of Directors | <i>Energy Corporation Act, RSPEI 1988, E-7; Renewable Energy Act, RSPEI 2004, C-16; Oil and Natural Gas Act, RSPEI 1988, O-5; Electric Power Act, RSPEI 1988, E-4</i> | The above measures allow the Province of Prince Edward Island to regulate and issue authorizations on any matter relating to energy and energy systems, oil and natural gas, and renewable energy sources including, but not limited to: the generation, accumulation, transmission, distribution, supply, purchase, utilization and disposal of energy; the drilling of wells and the production and conservation of oil and natural gas; and generally for carrying out any of the purposes or provisions of these acts. |
| PE10        | Provincial - Prince Edward Island | Forestry | Services incidental to forestry (*except 8814) |          | National Treatment. Most Favoured Nation. Performance Requirements. Senior Management and Board of Directors | <i>Forest Management Act, RSPEI 1988, F-14; Public Forest Council Act, RSPEI 2001, C-48</i>   | The above measures allow the Province of Prince Edward Island to regulate and issue authorizations on any matter relating to forest products including, but not limited to: the conservation, protection, harvesting, extraction and sale of forest products, issuing of licenses, certification of forest producers, importation of plants or plant materials, fees and other charges, and generally for carrying out the provisions of the acts.   |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government               | Sector                      | Sub-Sector                      | Industry  | Reservation Type(s)  | Measures                                   | Description  |
|-------------|-----------------------------------|-----------------------------|---------------------------------|-----------|--|--|--|
| PE11        | Provincial - Prince Edward Island | Alcoholic Beverages         | Liquor, Wine/Beer, retail trade |           | National Treatment, Most Favoured Nation, Performance Requirements, Senior Management and Board of Directors | Liquor Control Act, RSPEI 1988 L-14        | Services and Investment. Prince Edward Island Liquor Control Commission (PEILCC) is a Government of Prince Edward Island crown agency that is the sole importer and controls the purchase, distribution and sale of alcoholic beverages in Prince Edward Island. The PEILCC operates warehouse, office facilities, and Licensee Distribution Centre. The commission supplies and administers the operations of retail liquor stores and Licensee Distribution Centre.                                |
| PE12        | Provincial - Prince Edward Island | Other Recreational Services | Gambling and Betting Services   | CPC 96492 | National Treatment, Most Favoured Nation, Performance Requirements, Senior Management and Board of Directors | Lotteries Commission Act, RSPEI 1988, L-17 | Services and Investment. The Prince Edward Island Lotteries Commission is authorized under the Lotteries Commission Act to develop, organize, undertake, conduct and manage lottery schemes, pari-mutuel betting systems, and internet based gaming on behalf of the government of the province or on behalf of the government of the province and the governments of other provinces that have any agreement with this province respecting any such lottery schemes or pari-mutuel betting systems. |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------|-------------|------------|----------|---|---|--|
| QU01        | Provincial - Québec | Agriculture |            |          | National treatment (services & investment). Market Access (services & investment) | Act respecting the lands in the domain of the State, (R.S.Q., c. T-8.1). Act respecting the acquisition of farm land by non-residents, (R.S.Q., c. A-4.1). Regulation respecting the sale, lease and granting of immovable rights on lands in the domain of the State, R.R.Q., c. T-8.1, r. 7). Regulation respecting the declaration of non-resident status in the application for registration of the acquisition of farm land, (R.R.Q., 1981, c. A-4.1, r. 1). Regulation respecting an application for authorization and the information and documents required for the application, (R.R.Q., 1981, c. A-4.1, r. 2). Regulation respecting the tariff of duties, fees, costs made under the Act respecting the acquisition of farm land by non-residents, (Decree 89-91 of 23 January 1981 and modifications) | Services and Investments. Priority is given to the resident of Quebec in the purchase or lease of land in the domain of the State. Direct or indirect acquisition of farm land by non-residents must be authorized by the Commission de protection du territoire agricole du Québec. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector      | Sub-Sector                                   | Industry | Reservation Type(s)                                      | Measures  | Description  |
|-------------|---------------------|-------------|--|----------|--|---|--|
| QU02        | Provincial - Québec | All sectors | Most Favoured Nation (services & investment) |          |  | Act respecting the legal publicity of enterprises, (R.S.Q., c. P-44.1)  | Services and Investments. For a partnership, natural person or legal person that is not domiciled or does not have an establishment in Québec and is wishing to carry on an activity or operate an enterprise in Québec, an attorney is not required if there is reciprocity with a Canadian province or an intergovernmental agreement. |
| QU03        | Provincial - Québec | All sectors |  |          | National treatment (services) . Market Access (services) | Consumer Protection Act, (R.S.Q., c. P-40.1). Regulation respecting the application of the Consumer Protection Act, (R.S.Q., c. P-40.1, r.3). Act respecting the collection of certain debts, (R.S.Q., c. R-2.2). Regulation respecting the application of the Act respecting the collection of certain debts (R.S.Q., c. R-2.2, r.1) | Cross-border services. The holder of a permit required under the Consumer Protection Act or the Act respecting the collection of certain debts must have an establishment in Québec and such an establishment must be situated in an immovable or part of an immovable in which the holder carries on business.                          |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector  | Sub-Sector | Industry     | Reservation Type(s)             | Measures                                | Description   |
|-------------|---------------------|---------|------------|--------------|---------------------------------|---|---|
| QU04        | Provincial - Québec | Culture |            | CPC Prov 963 | National treatment (investment) | Cultural Property Act, (R.S.Q., c. B-4) | Investment. Authorization from the minister of Culture and Communications is required when an individual wishes to alienate a classified cultural property to a natural person who is not a Canadian citizen or permanent resident or to a legal person that does not have a principal place of business in Québec. In other cases of alienation, authorization from the minister is not required; only prior written notice is required. A classified cultural property includes a work of art, a historic property, a historic monument or site, or an archaeological property or site that the minister has classified on the advice of the Commission des biens culturels and whose conservation is of public interest. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector           | Sub-Sector | Industry                | Reservation Type(s)                                     | Measures  | Description   |
|-------------|---------------------|------------------|------------|-------------------------|---|---|---|
| QU05        | Provincial - Québec | Funeral services |            | CPC Prov 9703           | National treatment (services)                           | Act respecting medical laboratories, organ and tissue conservation and the disposal of human bodies (R.S.Q., c. L-0.2). Regulation respecting the application of the Act respecting medical laboratories, organ and tissue conservation and the disposal of human bodies [L-0.2, r.1] (R.R.Q., 1981, c. P-35, r.1). Act respecting prearranged funeral services and sepultures, (R.S.Q., c. A-23.001) | Services. A natural person seeking a permit to act as a funeral director, on his behalf or for a legal person, partnership or an association having its head office in Quebec, must be residing in Quebec for at least 12 months. A person seeking a permit to practise embalming, cremation or thanatopraxy is not subject to the requirement to reside in Quebec provided that he or she resides in Canada. |
| QU06        | Provincial - Québec | Transport        |            | CPC Prov. 71221         | National treatment (services). Market Access (services) | Act respecting transportation services by taxi (R.S.Q., chapter S-6.01) s. 4. Taxi transportation regulation, R.R.Q., c. S-6.01, r. 3, s. 1 al 1, par. 1, 4 al 1, par. 1, 9 al 2, par 1, 11 and 12. Highway Safety Code (R.S.Q., chapter C-24.2) s. 21 al 1, par. 1 and 4, and 31.1. Regulation respecting road vehicle registration, (R.R.Q., c. C-24.2, r. 29) s. 51.                               | Services. For a taxi owner's permit to be issued, assigned or transferred from the Commission des transports du Québec, a natural person must be a Canadian citizen or permanent resident. To be issued a taxi driver's permit by the Société de l'assurance automobile du Québec, a natural person must be a Canadian citizen or permanent resident. Limit of 20 taxi owner's permits per person.            |
| QU07        | Provincial - Québec | Transport        |            | CPC Prov : 71239, 71214 | National treatment (services)                           | Highway Safety Code, (R.S.Q., chapter C-24.2). Regulation respecting road vehicle registration, (R.R.Q., c. C-24.2, r. 29) s. 60.10 and 60.10.1   | Services. No apportioned registration will be granted to a non-resident who or that is not the owner or lessee of an established place of business in Quebec where at least one of the vehicles of the owner or carrier accrues kilometres.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector    | Sub-Sector | Industry                    | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------|-----------|------------|-----------------------------|---|--|---|
| QU08        | Provincial - Québec | Transport |            | CPC Prov: 71239, 71214      | Most Favoured Nation (services)   | Highway Safety Code, (R.S.Q., chapter C-24.2). Regulation respecting road vehicle registration, (R.R.Q., c. C-24.2, r. 29), s. 2, 60.40 and 112.2                  | Services. The holder of a registration certificate IRP issued by certain administrative authorities other than those relevant to the government of Québec and being a member of the International Registration Plan shall be exempted from payment of the insurance contribution required. With respect to heavy vehicles from a jurisdiction outside of the Plan, they must pay an insurance contribution. In the case of a vehicle registered outside of Québec, only a vehicle registered under the IRP plan is authorized to tow a trailer, which must also be registered, in Québec. |
| QU09        | Provincial - Québec | Transport |            | CPC Prov : 7121, 7122, 7123 | National treatment (services & investment). Most Favoured Nation (services) | Highway Safety Code (R.S.Q., chapter C-24.2), s. 619.1. Regulation respecting road vehicle registration, (R.R.Q., c. C-24.2, r. 29), s. 91 to 94, 97, 122 and 123. | Services. When the government fixes, by regulation, the duties required for obtaining the registration of a road vehicle, it is possible for it to discriminate between persons and to consider the territory where it is used. In addition, the registration fees for all passenger vehicles and motor homes vary depending on their specified or peripheral location.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector    | Sub-Sector | Industry                 | Reservation Type(s)  | Measures  | Description  |
|-------------|---------------------|-----------|------------|--------------------------|--|---|--|
| QU10        | Provincial - Québec | Transport |            | CPC Prov: 6421, 6422     | Market Access (services)                                       | Transport Act, (R.S.Q., chapter T-12); Bus Transportation Regulation, (R.R.Q., c. T-12, r. 16), s. 12, al. 1, par. 4 and 6  | Cross-border services. When issuing a bus transport permit, the Commission des Transports du Québec ensures that the services for which the applicant requests a permit fulfill needs of the clientele or the population of the territory to be served and that the issue of the permit requested by the applicant is not likely to entail the disappearance of any other bus transport service or appreciably affect the quality thereof. |
| QU11        | Provincial - Québec | Transport |            | CPC Prov: 71, 72, 73, 74 | National treatment (services). Most Favoured Nation (services) | Transport Act, (R.S.Q., chapter T-12), s. 39. Act respecting the Ministère des transports (R.S.Q., chapter M-28), s. 10. Railway Act (R.S.Q., chapter C-14.1) s. 7, 8 and 38. Regulation respecting rail transportation (R.R.Q., c. C-14.1, r. 1) s. 1 to 7 | Services. Any transport permit for remuneration and any aptitude certificate for railroad transportation, shall be issued in the name of a person who is domiciled in Québec or who has an establishment in Québec which complies with the requirements and other conditions of the regulations of the Government, unless otherwise provided in any agreement reached beforehand.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector    | Sub-Sector | Industry                  | Reservation Type(s)  | Measures   | Description   |
|-------------|---------------------|-----------|------------|---------------------------|--|--|---|
| QU12        | Provincial - Québec | Transport |            | CPC Prov: 71, 72, 73, 929 | National treatment (services & investment), Most Favoured Nation (services & investment) | Transport Act, (R.S.Q., chapter T-12). Highway Safety Code, (R.S.Q., chapter C-24.2) | Services and Investment. The Société de l'assurance automobile du Québec (SAAQ) may, under the Highway Safety Code, approve specific bodies that it designates to recognize driving schools, including through agreements with other governments. The recognition criteria for, listed in a requirements handbook designed by the enabling organizations and the SAAQ, request, among other things, a local presence for driving schools. |
|             |                     |           |            |                           |  |  |   |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector    | Sub-Sector          | Industry       | Reservation Type(s)  | Measures  | Description  |
|-------------|---------------------|-----------|---------------------|----------------|--|---|--|
| QU13        | Provincial - Québec | Transport | Road transportation | CPC Prov. 7123 | National treatment (services). Most Favoured Nation (services). Market Access (services) | Act respecting the ministère des Transports (R.S.Q., chapter M-28) s. 11.6. Transport Act, (R.S.Q., chapter T-12) s. 5 and 8 Regulation respecting the brokerage of bulk trucking services, (R.R.Q., c. T-12, r.4), s. 4, 16, 18 and 19, schedules Act respecting owners, operators and drivers of heavy vehicles, (R.S.Q., chapter P-30.3), s. 3 | Services. The Minister of Transport may, in the contracts to which he is party, stipulate that small bulk trucking enterprises that subscribe to the brokerage service of an association holding a brokerage permit shall participate in the performance of the contract to the extent and on the conditions he determines. The minister may also, under an agreement signed with a municipality, require the municipality to include a similar stipulation in its contracts. The Minister of Transport may, by regulation, determine the conditions that a heavy-vehicle operator located outside Québec must meet to register in the bulk trucking register. Every by-law concerning transport brokerage services under a government contract, adopted by a brokerage permit holder must be approved by the Minister before coming into force. |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector    | Sub-Sector          | Industry       | Reservation Type(s)  | Measures   | Description  |
|---------------------|---------------------|-----------|---------------------|----------------|--|--|--|
| QU13<br>(continued) | Provincial - Québec | Transport | Road transportation | CPC Prov. 7123 | National treatment (services). Most Favoured Nation (services). Market Access (services) | Act respecting the ministère des Transports (R.S.Q., chapter M-28) s. 11.6. Transport Act (R.S.Q., chapter T-12) s. 5 and 8 Regulation respecting the brokerage of bulk trucking services, (R.R.Q., c. T-12, r.4), s. 4, 16, 18 and 19, schedules Act respecting owners, operators and drivers of heavy vehicles, (R.S.Q., chapter P-30.3), s. 3 | To obtain a brokerage permit, a non-profit legal person or a cooperative shall demonstrate that it represents at least 35% of the operators of heavy-vehicle that are registered in the bulk trucking register and that have its principal establishment in the zone for which the permit is applied for since 1 November of the preceding year. An operator shall subscribe for brokerage services in the brokerage zone where he has his principal establishment. A heavy-vehicle operator that has its principal establishment outside Québec in an area covered by the Agreement on Internal Trade and that, having met the necessary requirements, is registered in the bulk trucking register, must subscribe to brokerage services in a brokerage area listed in the schedules of the regulation. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector    | Sub-Sector          | Industry       | Reservation Type(s)  | Measures  | Description  |
|---------------------|---------------------|-----------|---------------------|----------------|--|---|--|
| QJ13<br>(continued) | Provincial - Québec | Transport | Road transportation | CPC Prov: 7123 | National treatment (services), Most Favoured Nation (services), Market Access (services) | Act respecting the ministère des Transports (R.S.Q., chapter M-28) s. 11.6, Transport Act, (R.S.Q., chapter T-12) s. 5 and 8 Regulation respecting the brokerage of bulk trucking services, (R.R.Q., c. T-12, r.4), s. 4, 16, 18 and 19, schedules Act respecting owners, operators and drivers of heavy vehicles, (R.S.Q., chapter P-30.3), s. 3 | For the purpose of harmonizing the Act respecting Owners, operators, and drivers of heavy vehicles with the rules governing those who operate heavy vehicles mainly outside Québec, the government may, by regulation and subject to the conditions it determines, prescribe a net mass other than the one prescribed under the act that is used to determine a total loaded mass applicable to those operators. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government | Sector                                       | Sub-Sector | Industry      | Reservation Type(s)   | Measures                   | Description   |
|---------------------|---------------------|--|------------|---------------|---|----------------------------|---|
| QU14                | Provincial - Québec | Recreational, cultural and sporting services |            | CPC Prov. 964 | National treatment (services & investment), Market Access (services & investment) | Parks Act (R.S.Q., c. P-9) | Services and Investment. The Société des établissements de plein air du Québec (SÉPAQ) may carry out any work of maintenance, development or construction in a park that may serve to maintain or improve the quality of the park and carry out such work outside the boundaries of a park insofar as the work is necessary to the operations of the park without having to obtain authorization from the minister of Sustainable Development, Environment and Parks, whereas authorization is required for every other person. No person except the SÉPAQ may operate a business, provide a service or organize an activity in a park without a priori making a contract to that effect with the minister of Sustainable Development, Environment and Parks or obtaining the minister's authorization. |
| QU14<br>(continued) | Provincial - Québec | Recreational, cultural and sporting services |            | CPC Prov. 964 | National treatment (services & investment), Market Access (services & investment) | Parks Act (R.S.Q., c. P-9) | The contract may provide that all or part of the fees paid to enter a park or to stay, travel or engage in an activity in a park may be devolved on the other contracting party; in the case of the SÉPAQ, the fees devolve on the SÉPAQ.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex | Reservations

| Reservation | Level of Government | Sector              | Sub-Sector | Industry          | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------|---------------------|------------|-------------------|---|--|---|
| QU15        | Provincial - Québec | Commercial services |            | CPC Prov. 92, 964 | National treatment (services)   | Act respecting safety in sports, (R.S.Q., c. S-3.1), Regulation respecting combat sports, (R.R.Q., c. S-3.1, r.11).<br>Regulation respecting combat sports licensing, (R.R.Q., c. S-3.1, r. 7) | Services. With respect to professional combat sport, a person who is not domiciled in Québec cannot obtain a yearly referee's or judge's permit but may obtain a permit valid for a specific sports event. A person not domiciled in Québec who is applying for a referee's or judge's licence valid for a specific sports event must be a Canadian citizen of a permanent or temporary resident. |
| QU16        | Provincial - Québec | Tourism             |            | CPC Prov. 7471    | National treatment (services & investment), Market Access (services & investment) | Travel agents act, (R.S.Q., c. A-10).<br>Regulation respecting travel agents, (R.R.Q., c. A-10, r. 1)  | Services and Investment. The natural person applying for a travel agent licence on his own account must establish and maintain a principal establishment in Québec. The association, partnership or person on whose behalf the licence is applied for must establish and maintain a principal establishment in Québec.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector | Industry | Reservation Type(s)                   | Measures   | Description  |
|-------------|---------------------|-------------|------------|----------|---------------------------------------|--|--|
| QU17        | Provincial - Québec | All sectors |            |          | Market Access (services & investment) | Act respecting land use planning and development (R.S.Q., c. A-19.1) | Services and Investment. Municipalities are entitled to establish the number of similar-use sites within their boundaries, the minimum distance between such sites, and their maximum size. In areas that are zoned for agriculture, as defined by the Act respecting the preservation of agricultural land and agricultural activities, this municipal right applies only to hog farms and may not be cited to keep the area from being used primarily for agricultural purposes. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector | Industry          | Reservation Type(s)  | Measures  | Description   |
|-------------|---------------------|-------------|------------|-------------------|--|---|---|
| QU18        | Provincial - Québec | All sectors |            | CPC Prov: 81, 811 | National treatment (services & investment). Market Access (services & investment). Performance Requirements (investment) | Cooperatives act (R.S.Q., c. C-67.2). Regulation under the cooperatives act D. 953-2005, (2005) 44 G.O. 2, 6241. Loi sur la Coopérative régionale d'électricité de Saint-Jean-Baptiste de Rouville et abrogeant la Loi pour favoriser l'électrification rurale par l'entremise de coopératives d'électricité (L.Q. 1986, c. 21) | Services and Investment. The head office of a cooperative, a federation or a confederation must at all times be located in Quebec. A cooperative, a federation or a confederation must carry on with its members a proportion of its total business according to a percentage determined by government regulation. In the case of a solidarity cooperative, this proportion is calculated separately for the members who are users of the cooperative and for those who are workers of the cooperative. The Coopérative régionale d'électricité de Saint-Jean-Baptiste de Rouville must recruit its members in the area described in the annex under the Act respecting the Coopérative régionale d'électricité de Saint-Jean-Baptiste de Rouville and repealing the Act to promote rural electrification by means of electricity cooperatives. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector      | Sub-Sector | Industry           | Reservation Type(s)  | Measures   | Description  |
|---------------------|---------------------|-------------|------------|--------------------|--|--|--|
| QU18<br>(continued) | Provincial - Québec | All sectors |            | CPC Prov: 81, 81.1 | National treatment (services & investment). Market Access (services & investment). Performance Requirements (investment) | Cooperatives act (R.S.Q., c. C-67.2). Regulation under the cooperatives act ID: 953-2005, (2005) 44 G.O. 2, 6241. Loi sur la Coopérative régionale d'électricité de Saint-Jean-Baptiste de Rouville et abrogeant la Loi pour favoriser l'électrification rurale par l'entremise de coopératives d'électricité (L.Q. 1986, c. 21) | The Cooperatives Act requires that not less than two-thirds of the directors of a cooperative be a member of the cooperative or representative of a legal person or partnership that is a member of the cooperative. The Cooperatives Act requires that not less than two-thirds of the directors of a federation or confederation be chosen from among the directors of its members and, as may be provided by by-law of the federation or confederation, from among the members or officers of its members. The Cooperatives Act also requires that the majority of the directors of a federation or a confederation must be chosen from among the directors of its members. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector  | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------|---------|------------|----------|---|--|---|
| QU19        | Provincial - Québec | Forests |            |          | National treatment (services & investment). Most Favoured Nation (services & investment). Performance Requirements (investment) | Forest act (R.S.Q., c. F-4.1) (s. 159 to 161). Act respecting the ministère des Ressources naturelles et de la Faune (R.S.Q., c. M-25.2) (a.17.13 to 17.15). Sustainable forest development act (R.S.Q., c. A-18.1) (s. 117-118). Programme relatif à l'octroi d'un permis autorisant pour une certaine période la récolte annuelle de biomasse forestière dans les forêts du domaine de l'État (decree 722-2008 of 25 June 2008 and subsequent modifications) | Services and Investment. All timber harvested in the domain of the State, including biomass volumes, must be completely processed in Québec. However, the Government may, on the conditions it determines, authorize the shipment outside Québec of incompletely processed timber from the domain of the State if it appears to be contrary to the public interest to do otherwise. |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector              | Sub-Sector   | Industry      | Reservation Type(s)  | Measures  | Description  |
|-------------|---------------------|---------------------|--------------|---------------|--|---|--|
| QU20        | Provincial - Québec | Commercial services | Horse racing | CPC Prov: 964 | National treatment (services & investment), Most Favoured Nation (services & investment) | Act respecting racing, (R.S.Q., c. C-72.1). Rules respecting the breeding of Québec Standardbred race horses, R.R.Q., c. C-72.1, r. 6.. Rules respecting certification, R.R.Q., c. C-72.1, r. 1.. Rules respecting betting houses, R.R.Q., c. C-72.1, r. 8.. Rules respecting Standardbred horse racing, R.R.Q., c. C-72.1, r. 4.. Rules respecting Standardbred horse races held at a Class D race track, R.R.Q., c. C-72.1, r. 5. | Services and Investment: Anyone who applies for a license for a race track, a license to hold races or a license for betting house must be a Canadian citizen. When a privilege or benefit is granted to a Québec race horse, only the Québec racehorse is entitled to it. To take part in races, owner's license holders must ensure that their horses are tattooed in accordance with the standards of the Canadian Standardbred Horse Society or the United States Trotting Association, have race horse registration certificates issued by these organizations, and have eligibility certificates issued by the Canadian Trotting Association or the United States Trotting Association indicating the horses' features and race statistics. Any Québec racehorse aged four years or under that takes part in a claiming race may obtain an additional amount of 25% of the claiming price. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation      | Level of Government | Sector              | Sub-Sector   | Industry      | Reservation Type(s)   | Measures  | Description  |
|------------------|---------------------|---------------------|--|---------------|---|---|--|
| QU21             | Provincial - Québec | Commercial Services | Lottery scheme, gambling, betting and amusement machines | CPC Prov. 964 | National treatment (services & investment). Performance Requirements (investment) | Act respecting lotteries, publicity contests and amusement machines, (R.S.Q., c. L-6). Lottery scheme rules, R.R.Q., c. L-6, r. 12. Rules respecting amusement machines, R.R.Q., c. L-6, r. 2. Rules respecting publicity contests, R.R.Q., c. L-6, r. 6. Rules respecting video lottery machines, R.R.Q., c. L-6, r. 3. Bingo rules, R.R.Q., c. L-6, r. 5. | Services and Investment. Any person who applies for a license to operate a lottery scheme must be a Canadian citizen or, in the case of a company or corporation, have an office in Québec. Any person who wishes to obtain an amusement machine operating or retail license must be a Canadian citizen and in the case of a corporation, must be headquartered or have its principal establishment in Canada and have an office in Québec. With regard to video lottery machines operated somewhere other than in a government casino,                  |
| QU21 (continued) | Provincial - Québec | Commercial Services | Lottery scheme, gambling, betting and amusement machines | CPC Prov. 964 | National treatment (services & investment). Performance Requirements (investment) | Act respecting lotteries, publicity contests and amusement machines, (R.S.Q., c. L-6). Lottery scheme rules, R.R.Q., c. L-6, r. 12. Rules respecting amusement machines, R.R.Q., c. L-6, r. 2. Rules respecting publicity contests, R.R.Q., c. L-6, r. 6. Rules respecting video lottery machines, R.R.Q., c. L-6, r. 3. Bingo rules, R.R.Q., c. L-6, r. 5. | Régie des alcools, des courses et des jeux (RACJ) may take Canadian citizenship or residence into account when making rules to determine the conditions for obtaining prescribed licenses as well as operating standards, restrictions, or prohibitions, determine the conditions regarding player participation, or establish standards, restrictions, or prohibitions related to promotion, advertising, or educational programs pertaining to video lottery machines, which may only apply, in full or in part, to certain categories of individuals. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector              | Sub-Sector   | Industry      | Reservation Type(s)   | Measures   | Description   |
|---------------------|---------------------|---------------------|--|---------------|---|--|---|
| QU21<br>(continued) | Provincial - Québec | Commercial Services | Lottery scheme, gambling, betting and amusement machines | CPC Prov: 964 | National treatment (services & investment). Performance Requirements (investment) | Act respecting lotteries, publicity contests and amusement machines, (R.S.Q., c. L-6). Lottery scheme rules, R.R.Q., c. L-6, r. 12. Rules respecting amusement machines, R.R.Q., c. L-6, r.2. Rules respecting publicity contests, R.R.Q., c. L-6, r. 6. Rules respecting video lottery machines, R.R.Q., c. L-6, r. 3. Bingo rules, R.R.Q., c. L-6, r. 5. | Applicants for video lottery machine manufacturing or repair licenses must, if they are not Canadian citizens, provide the original or a certified copy of the document issued by Canadian immigration authorities certifying their permanent resident status, or the original or a certified copy of the work permit or any other document issued by Canadian immigration authorities authorizing them to work in Québec. With respect to bingo, projects for which a charitable or religious organization applies for an in-hall, media, or recreational bingo license must be carried out entirely in Québec. Individuals or companies that apply for a bingo supplier's license must have an establishment in Québec. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector   | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------|--|------------|----------|---|--|---|
| QU22        | Provincial - Québec | Production, distribution, and transport of alcohol |            |          | National treatment (services & investments), Market Access (services & investments) | Act respecting the Société des alcools du Québec (R.S.Q., c. S-13), Règlement sur le cidre et les autres boissons alcooliques à base de pommes, (2008) 140 G.O. II, 5921. Règlement sur le vin et les autres boissons alcooliques fabriqués ou embouteillés par un titulaire de permis de fabricant de vin, (1983) 115 G.O. II, 4454. Règlement sur les boissons alcooliques fabriquées et embouteillées par un titulaire de permis de distillateur, (1986) 118 G.O. II, 3397. Règlement sur les modalités de vente des boissons alcooliques par les titulaires de permis d'épicerie, (1983) 115 G.O. II, 4451. Règlement sur les modalités de vente des boissons alcooliques par les titulaires de permis d'épicerie (R.R.Q., 1981, c. S-13, r. 4.1). Act respecting offences relating to alcoholic beverages (R.S.Q., c. I-8.1). Act respecting liquor permits, (R.S.Q., c. P-9.1). Règlement sur les permis d'alcool, R.R.Q., c. P-9.1, r. 5. | Services and Investment. Société des alcools du Québec operates as a monopoly responsible for the distribution, supply, transport, sale and marketing of alcoholic beverages. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector                              | Sub-Sector                   | Industry | Reservation Type(s)  | Measures   | Description   |
|-------------|---------------------|-------------------------------------|------------------------------|----------|--|--|---|
| QU23        | Provincial - Québec | Food, beverage and drugs industries | Liquor, wine and beer stores |          | National treatment (services & investment). Market Access (services & investment). Performance Requirements (investment) | Act respecting the Société des alcools du Québec, (R.S.Q., c. S-13). Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit, (R.S.Q., 1981, c. S-13, r. 4.1). Act respecting offences relating to alcoholic beverages, (R.S.Q., c. I-8.1) | Services and investment. Holders of a distiller's permit may only sell the products they produce or bottle to Société des alcools du Québec (SAQ), unless they ship such products outside Québec. Holders of a small-scale production permit may sell the alcoholic beverages they produce on their production premises and areas considered by RACI as being extensions of the production premises. Only those who own an establishment in Québec may obtain a beer distributor's, brewer's, distiller's, wine maker's, cider maker's, warehouse, small-scale production, or small-scale beer producer's permit. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector              | Sub-Sector   | Industry                | Reservation Type(s)   | Measures   | Description   |
|-------------|---------------------|---------------------|--|-------------------------|---|--|---|
| QU24        | Provincial - Québec | Commercial services | Accommodation, food services, retail, distribution, alcohol transport services | CPC Prov: 641, 642, 643 | National treatment (services & investment). Performance Requirements (investment). Senior Management and Boards of Directors (investment) | Act respecting liquor permits, (R.S.Q., c. P-9.1). Regulation respecting liquor permits, (R.R.Q., c. P-9.1, r. 5.) | Services and Investment. To obtain a liquor permit under the Act respecting liquor permits, persons who are not Canadian citizens must be permanent Québec residents, unless they apply for a reunion or "Man and His World" permit as authorized representatives of a government, country, province, or state. Companies or corporations that are not listed on a Canadian stock exchange may obtain a permit to sell alcohol only if all their partners or directors and shareholders who hold 10% or more of shares with full voting rights are Canadian citizens or permanent Québec residents. For certain product categories, marketing is carried out by holders of a grocery license issued by Régie des alcools, des courses et des jeux (RACJ). Grocers must buy authorized alcoholic beverages from an authorized distributor. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government | Sector              | Sub-Sector   | Industry                | Reservation Type(s)   | Measures   | Description  |
|---------------------|---------------------|---------------------|--|-------------------------|---|--|--|
| QU24<br>(continued) | Provincial - Québec | Commercial services | Accommodation, food services, retail, distribution, alcohol transport services | CPC Prov: 641, 642, 643 | National treatment (services & investment), Performance Requirements (investment), Senior Management and Boards of Directors (investment) | Act respecting liquor permits, (R.S.Q., c. P-9.1), Regulation respecting liquor permits, (R.R.Q., c. P-9.1, r. 5.) | liquor permit applicants who are not Canadian citizens must provide a sworn statement or solemn affirmation that they have lived in Québec for at least one year. If an applicant is a company or corporation not listed on a Canadian stock exchange, it must provide a sworn statement or solemn affirmation for each of its partners or directors and shareholders who own 10% or more of shares with full voting rights and are not Canadian citizens, stating that they have lived in Québec for at least one year. The holder of a permit authorizing the sale or service of alcoholic beverages for consumption on the premises must notify Régie des alcools, des courses et des jeux (RACJ) of the name, address, and Canadian social insurance number of the person entrusted to manage the establishment, within ten days of the beginning of his/her employment. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector              | Sub-Sector   | Industry                | Reservation Type(s)   | Measures   | Description   |
|---------------------|---------------------|---------------------|--|-------------------------|---|--|---|
| QU24<br>(continued) | Provincial - Québec | Commercial services | Accommodation, food services, retail, distribution, alcohol transport services | CPC Prov: 641, 642, 643 | National treatment (services & investment). Performance Requirements (investment). Senior Management and Boards of Directors (investment) | Act respecting liquor permits, (R.S.Q., c. P-9.1). Regulation respecting liquor permits, (R.R.Q., c. P-9.1, r. 5.) | With regard to reunion permits to sell alcohol, when the proceeds of an event are to be used for the purposes of a nonprofit corporation other than the permit applicant, the nonprofit corporation must have an establishment in Québec. |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector | Sub-Sector  | Industry      | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|--------|-------------|---------------|---|--|--|
| QU25        | Provincial - Québec | Energy | Electricity | CPC Prov. 887 | National treatment (services & investment). Performance Requirements (investment) | Act respecting the Régie de l'énergie, (R.S.Q., c. R-6.01, s. 31, 49, 52.1, 72, 112) | Services and Investment. When fixing or modifying rates chargeable by the electric power distributor to a consumer or a class of consumers, the Régie de l'énergie shall consider such economic, social and environmental concerns as have identified by order of the Government. When examining the electric power distributor's supply plans for approval, the Régie de l'énergie shall consider such economic, social, and environmental concerns as have been identified by order of the Government. It is within the exclusive jurisdiction of the Régie to fix or modify the rates and conditions for the transmission of electric power by the electric power carrier or the distribution of electric power by the electric power. No appeal lies from a decision of the Régie. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector | Sub-Sector  | Industry | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------|--------|-------------|----------|---|---|--|
| QU26        | Provincial - Québec | Energy | Electricity |          | National treatment (services & investment). Performance Requirements (investment) | National treatment (services & investment). Performance Requirements (investment) | Services and Investment. Hydro-Québec, municipal electric power systems, and private electric power systems are holders of exclusive electric power distribution rights. Every lease, sale or grant of water powers which belong to Québec or in which it has rights of ownership or other rights and every contract, permit, or grant authorizing the installation or the passage of transmission lines in or over or the construction of a wind farm on the domain of the State shall contain a clause prohibiting the exportation of electric power from Québec. The Government may nevertheless authorize, by order, on the conditions and in the cases it determines, any contract for the exportation of electric power from Québec. |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector    | Sub-Sector  | Industry               | Reservation Type(s)   | Measures   | Description   |
|---------------------|---------------------|-----------|-------------|------------------------|---|--|---|
| QU26<br>(continued) | Provincial - Québec | Energy    | Electricity |                        | National treatment (services & investment). Performance Requirements (investment) | National treatment (services & investment). Performance Requirements (investment)                                      | Contracts relating to the exportation of electric power by Hydro-Québec, including wheeling under a transportation service agreement, must be submitted for to the Government for authorization in the cases determined by the Government and are subject to such conditions as the Government may then determine.  |
| QU27                | Provincial - Québec | Transport |             | CPC Prov. 71112, 71211 | National treatment (services & investment). Market Access (services & investment) | Act respecting the Agence métropolitaine de transport (R.S.Q., chapitre A-7.02). Any regulation adopted under this act | Services and Investment. The Agence Métropolitaine de Transport has, notably, exclusive authority over public transportation by suburban train, authority over metropolitan transportation by bus and management of metropolitan equipment, authority over local public bus transportation under certain conditions, authority over any extension of the subway, and authority of the identification of reserved lanes. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                                       | Sub-Sector                                   | Industry                | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------|--|--|-------------------------|---|---|--|
| QU28        | Provincial - Québec | Transport                                    |  | CPC Prov. 71211, 71213  | Market Access (services & investment)   | Act respecting intermunicipal boards of transport in the area of Montréal R.S.Q., chapter C-60.1) s.2, 3, 4, 12.1, 12.2, 12.3 al. 1, 14, 27, 27.1, 27.3, 27.4, 31 and 33.2                          | Services and Investment. The intermunicipal boards of transport in the area of Montréal holds the monopoly to organize a public transport service in the territory of the municipalities party to the agreements constituting the boards. Only a carrier under contract with the board may supply the service. |
| QU29        | Provincial - Québec | Transport                                    | Road transportation, railroad transportation | CPC Prov. 71211 - 71112 | Market Access (services & investment)   | Act respecting public transit authorities (R.S.Q., chapter S-30.01) s. 1, 3, 78 and 80  | Cross-border services and investment. The public transit authorities have exclusive jurisdiction to provide various shared transportation services to ensure the mobility of persons within their area of jurisdiction.  |
| QU30        | Provincial - Québec | Recreational, cultural and sporting services |  | CPC Prov. 964           | National treatment (services & investment), Market Access (services & investment) | Act respecting the Société des établissements de plein air du Québec (R.S.Q., c. S-13.01), Parks Act (R.S.Q., c. P-9), An Act respecting the Saguenay — St. Lawrence Marine Park (R.S.Q., c. P-8.1) | Services and Investment. The SÉPAQ has a monopoly over the parks in the south.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector                                       | Sub-Sector                   | Industry                    | Reservation Type(s)  | Measures   | Description   |
|-------------|---------------------|--|------------------------------|-----------------------------|--|--|---|
| QU31        | Provincial - Québec | Recreational, cultural and sporting services |                              | CPC Prov: 87909, 96191, 964 | Market Access (services & investment)  | Act respecting the Régie des installations olympiques (R.S.Q., c. R-7), Loi concernant le Village olympique (L.Q. 1976, chapitre 43)   | Services and Investment. The Régie des installations olympiques has the exclusive authority to carry out the construction, equipping and operation of the movable and immovable installations on the territory described in the Act respecting the Régie des installations olympiques, and the Olympic village. The Régie may also entrust their operation to others and alienate them alone or, in such a case, with the authorization of the Conseil du Trésor or the government, or in accordance with the conditions it determines. |
| QU32        | Provincial - Québec | Food, beverage and drugs industries          | Liquor, wine and beer stores |                             | National treatment (services & investments), Most Favoured Nation (services & investments) | Act respecting the Société des alcools du Québec, (R.S.Q., c. S-13). Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit, (R.R.Q., 1981, c. S-13, r. 4.1), <i>Procédure opérationnelle pour la gestion d'un comptoir de vente chez les fabricants de vin et distillateurs québécois.</i> | Services and Investment. The competent authorities may limit to alcoholic beverages made on the premises the sales made on the site in an establishment of a holder of an industrial permit or a small-scale production permit, and request that, outside the existing exception of eight brands of wine carrying controlled origin label, the wines without controlled origin label and no grape variety sold in groceries in Québec are bottled in Québec.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector  | Sub-Sector  | Industry | Reservation Type(s)                    | Measures   | Description  |
|-------------|---------------------------|---|---|----------|--|--|--|
| QU33        | Provincial - Québec       | Production, distribution and transport of alcohol |   |          | Market Access (services & investments) | Act respecting the Société des alcools du Québec, (R.S.Q., c. S-13). Act respecting offences relating to alcoholic beverages, (R.S.Q., c. I-8.1)                         | Services and Investment. A monopoly is granted to the Société des alcools du Québec. It has for objects the importation, the distribution, the supply, the transport, the sale and the trade of alcoholic beverages.   |
| SK01        | Provincial - Saskatchewan | Distribution                                      | Sale, maintenance and repair services of motor vehicles, motorcycles and snowmobiles; sales of related parts and accessories; | CPC 622  | Market Access. National Treatment      | The Motor Dealers Act, R.S.S. 1978, c.M-22; The Motor Dealers Regulations R.R.S. c.M-22 Reg 1  | Services. No license as a motor vehicle dealer shall be granted unless the applicant for the license maintains in the province a place of business satisfactory to the registrar and from which he conducts his business, or a portion of his business, as a dealer. The criteria include conditions on the lot, office, signage, attendance during hours of operation, telephone, zoning and supply of repair services. |
| SK02        | Provincial - Saskatchewan | Business Services                                 | Other – Services incidental to fishing  | CPC 882  | Market Access. National Treatment      | The Fisheries Act (Saskatchewan), 1994, c.F-16.1; The Fisheries Regulations, c.F-16.1 Reg 1; Commercial Fishing License Eligibility Requirements (Policy Number 3420.02) | Services. A person must be above the age of 16 and a Saskatchewan resident to be eligible for a commercial fishing license. A commercial fishing licensee must be a member of the local Saskatchewan Commercial Fishermen's Cooperative.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector            | Sub-Sector                             | Industry | Reservation Type(s)                                     | Measures   | Description   |
|-------------|---------------------------|-------------------|--|----------|---|--|---|
| SK03        | Provincial - Saskatchewan | Business Services | Professional Services - Legal Services | CPC 861  | Market Access, National Treatment                       | The Legal Profession Act, 1990, S.S. 1990-91, c.L-10.1; Rules of the Law Society of Saskatchewan | Services. Only Canadian citizens or permanent residents of Canada are eligible for membership in the Law Society of Saskatchewan as a student of law or lawyer. Only members of the Law Society of Saskatchewan holding a subsisting certificate of practice can practice law in Saskatchewan. A person who has engaged in the active practice of law in another jurisdiction of Canada may, upon meeting certain conditions, be admitted as a member without having met the normal requirements. Occasional appearance memberships are available only to persons who are Canadian citizens or permanent residents of Canada and who are qualified to practice law in another jurisdiction of Canada. |
| SK04        | Provincial - Saskatchewan | Business Services | Professional Services - Legal Services | CPC 861  | National Treatment, Market Access, Most Favoured Nation | The Notaries Public Act, R.S.S. 1978, c.N-8; The Commissioners for Oaths Act R.S.S. 1978, c.C-16 | Services. Only Canadian citizens or other British subjects residing within Saskatchewan can be appointed a notary public for Saskatchewan. Only Canadian citizens or other British subjects residing within Saskatchewan can be appointed as a commissioner for oaths in and for Saskatchewan.  |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector  | Sub-Sector  | Industry                           | Reservation Type(s)               | Measures  | Description  |
|-------------|---------------------------|---|---|------------------------------------|-----------------------------------|---|--|
| SK05        | Provincial - Saskatchewan | Business Services<br>Agricultural, Mining and Manufacturing | Other - Services incidental to hunting . Services incidental to fishing, Tourist Guide Agencies. Own-account hunting        | CPC 8813/8820; CPC 7472; CPC 96419 | Market Access, National Treatment | The Wildlife Act, 1998, S.S. c.W-13.12; The Wildlife Regulations, c.W13.1 Reg 1; The Outfitter and Guide Regulations, 2004, c.N-3.1 Reg 3 | Services. Fur licences are restricted to residents of Saskatchewan. Any person who wishes to hold an outfitter's licence must:<br>• in the case of an individual, be 18 years of age or older; and,<br>• have a head office in Saskatchewan.   |
| SK06        | Provincial - Saskatchewan | Business Services   | Real estate services - Involving own or leased property   | CPC 8210                           | National Treatment                | The Real Estate Act, S.S. 1995, c.R-1.3; The Real Estate Commission policies and bylaws   | Services. Every brokerage, a person named in a certificate of registration as a brokerage, must have an office in Saskatchewan and are required to maintain trust accounts for the deposit of all money received in connection with trades in real estate.   |
| SK07        | Provincial - Saskatchewan | Business Services   | Other - Services incidental to hunting. Other - Services incidental to hunting. Tourist Guide Agencies. Own-account hunting | CPC 881; CPC 7472; CPC 96419       | National Treatment                | The Wildlife Act, 1998, S.S. c.W-13.12; The Wildlife Regulations, c.W13.1 Reg 1   | Services. A licence holder must be a Saskatchewan resident, at least 12 years of age and possess a certificate attesting to proficiency in the hunting of fur animals with traps. A Saskatchewan resident is a Canadian resident who has a principal residence in Saskatchewan and has resided in the province for the three months preceding the date of the application for a licence. |



**CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector                                       | Sub-Sector  | Industry  | Reservation Type(s)               | Measures  | Description   |
|-------------|---------------------------|--|---|-----------|-----------------------------------|---|---|
| SK08        | Provincial - Saskatchewan | Recreational, Cultural and Sporting Services | Other recreational services – Gambling and betting services | CPC 96492 | Market Access. National Treatment | <p>The Alcohol and Gaming Regulation Act, S.S.1997, c.A-18.011; Saskatchewan Liquor and Gaming Authority Policy; The Slot Machine Act, R.S.S. 1978, c.S-50; The Saskatchewan Gaming Corporation Act, S.S. 1994, c. S-18.2; The Interprovincial Lotteries Act, 1984 S.S. 1983-84, c. I-12.01</p> | <p>Services and Investment. Only charitable and religious organizations are eligible to conduct and manage certain gaming events or conduct and manage a lottery scheme. Management and effective control of the lottery scheme must be held by volunteer members resident in Saskatchewan. Only hotel beverage rooms, lounges, and brew pubs, licenced under applicable provincial laws may participate as beverage alcohol permitted premises in the government's Video Lottery Terminal program. Casino operations designated under licence by the provincial government under section 207 of the Criminal Code are eligible to operate video lottery terminals and slot machines.</p> |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government       | Sector                                       | Sub-Sector  | Industry  | Reservation Type(s)               | Measures   | Description   |
|---------------------|---------------------------|--|---|-----------|-----------------------------------|--|---|
| SK08<br>(continued) | Provincial - Saskatchewan | Recreational, Cultural and Sporting Services | Other recreational services – Gambling and betting services | CPC 96492 | Market Access. National Treatment | The Alcohol and Gaming Regulation Act, S.S. 1997, c.A-18.011; Saskatchewan Liquor and Gaming Authority Policy; The Slot Machine Act, R.S.S. 1978, c.S-50; The Saskatchewan Gaming Corporation Act, S.S. 1994, c.S-18.2; The Interprovincial Lotteries Act, 1984 S.S. 1983-84, c. I-12.01 | Only video lottery terminals and slot machines owned by the Government of Saskatchewan pursuant to The Slot Machine Act or The Saskatchewan Gaming Corporation Act, may be operated in Saskatchewan under terms and conditions arranged with the licensee. The Saskatchewan Government licences an agent to conduct and manage interprovincial lotteries. The agent is a nonprofit corporation. |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector                  | Sub-Sector   | Industry              | Reservation Type(s)               | Measures   | Description  |
|-------------|---------------------------|-------------------------|--|-----------------------|-----------------------------------|--|--|
| SK09        | Provincial - Saskatchewan | Land Transport Services | Passenger Transportation. Interurban scheduled bus passenger transportation. Non-scheduled motor buses, chartered buses and tour and sightseeing buses | CPC 71213; CPC 712222 | Market Access. National Treatment | The Traffic Safety Act, S.S. 2004, c.T-18.1; The Operating Authority Regulations, 1990, c.M-21.2 Reg 1; Policies of the Highway Safety Board | Cross Border Trade in Services. An Operating Authority Certificate is required by persons operating commercial or business use vehicles for the purpose of transporting passengers for hire within or outside of the province. When considering an application for an operating authority certificate or an amendment to an operating authority certificate, the Highway Safety Board may consider whether public business will be promoted by the proposed undertaking. Public business may be measured through a public convenience and needs test which includes:<br><ul style="list-style-type: none"> <li>• examination of the adequacy of current levels of service;</li> <li>• market conditions establishing the requirement for expanded service;</li> <li>• the effect of new entrants on public convenience, including the continuity and quality of service; and,</li> </ul> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government          | Sector                     | Sub-Sector  | Industry                 | Reservation Type(s)                  | Measures   | Description  |
|---------------------|------------------------------|----------------------------|---|--------------------------|--------------------------------------|--|--|
| SK09<br>(continued) | Provincial -<br>Saskatchewan | Land Transport<br>Services | Passenger<br>Transportation,<br>Interurban scheduled<br>bus passenger<br>transportation, Non-<br>scheduled motor<br>buses, chartered<br>buses and tour and<br>sightseeing buses | CPC 71213; CPC<br>712222 | Market Access,<br>National Treatment | The Traffic Safety Act, S.S. 2004, c.T-18.1; The Operating Authority Regulations, 1990, c.M-21.2 Reg 1; Policies of the Highway Safety Board | • fitness, willingness and ability of the applicant to provide proper service. |
|                     |                              |                            |   |                          |                                      |  |  |

CEFTA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------------|-------------|------------|----------|--|--|--|
| SK10        | Provincial - Saskatchewan | All Sectors |            |          | Market Access.<br>National Treatment.<br>Senior Management<br>and Boards of<br>Directors | The Business Corporations Act, R.S.S. 1978, c.B-10; Private Acts of the Legislature of Saskatchewan establishing corporate bodies. | Investment. At least 25% of the directors of a corporation must be resident Canadians (i.e. Canadian citizens and permanent resident), but if a corporation has fewer than four directors, at least one director must be a resident Canadian. If none of the directors of a corporation resides in Saskatchewan, the corporation shall appoint an attorney pursuant to comply with the Act as if the corporation were an extra-provincial corporation.<br>Directors of a corporation may appoint from their number a managing director who is a resident Canadian or a committee of directors and delegate to such managing director or committee any of the powers of the directors. If the directors of a corporation appoint a committee of directors, at least 25% of the members of the committee must be resident Canadians. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government          | Sector      | Sub-Sector | Industry | Reservation Type(s)  | Measures  | Description   |
|---------------------|------------------------------|-------------|------------|----------|--|---|---|
| SK10<br>(continued) | Provincial -<br>Saskatchewan | All Sectors |            |          | Market Access.<br>National Treatment.<br>Senior Management<br>and Boards of<br>Directors | The Business Corporations Act, R.S.S.<br>1978, c:B-10; Private Acts of the<br>Legislature of Saskatchewan<br>establishing corporate bodies. | Constraints may be placed on the<br>transfer and ownership of shares in<br>corporations. The object is to permit<br>corporations to meet Canadian<br>ownership requirements, under certain<br>federal and provincial laws, in sectors<br>where ownership is required as a<br>condition to operate or to receive<br>licences, permits, grants, payments, or<br>other benefits. In order to maintain<br>certain Canadian ownership levels, a<br>corporation is permitted to sell<br>shareholders' shares without the<br>consent of those shareholders, and to<br>purchase its own shares on the open<br>market.<br>Every extra provincial company is<br>required to register under the Act in<br>order to carry on business in the<br>Province. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures  | Description  |
|-------------|---------------------------|-------------|------------|----------|---|---|--|
| SK11        | Provincial - Saskatchewan | All Sectors |            |          | Market Access .<br>National Treatment.<br>Senior Management<br>and Boards of<br>Directors | The Non-profit Corporations Act, S.S. 1995, c.N-4.2; Private Acts of the Legislature of Saskatchewan establishing corporate bodies. | Investment. At least one director of a corporation must reside in Saskatchewan. At least 25% of the directors of a corporation must be resident Canadians (i.e. Canadian citizen), but if a corporation has fewer than four directors, at least one director must be a resident Canadian. Directors of a charitable corporation shall not transact business at a meeting of directors unless a majority of directors present are resident Canadians. Directors of a corporation may appoint from their number a managing director who is a resident Canadian or a committee of directors and delegate to the managing director or committee any of the powers of the directors. If the directors of a corporation appoint a committee of directors, a majority of the members of the committee must be resident Canadians. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|---------------------|---------------------------|-------------|------------|----------|---|--|--|
| SK11<br>(continued) | Provincial - Saskatchewan | All Sectors |            |          | Market Access .<br>National Treatment.<br>Senior Management<br>and Boards of<br>Directors | The Non-profit Corporations Act, S.S. 1995, c.N-4.2; Private Acts of the Legislature of Saskatchewan establishing corporate bodies.                            | Extra-provincial non-profit corporations are required to register under the Act to carry on their activities in the province of Saskatchewan. The Director may refuse registration of an extra-provincial corporation where: Pursuant to the laws of the jurisdiction where it is incorporated, the extra-provincial corporation may pay dividends to its members; The activities of the corporation are not of a benevolent, religious, charitable, philanthropic, educational, agricultural, scientific, artistic, social, professional, fraternal, sporting, athletic or similar purpose. |
| SK 12               | Provincial - Saskatchewan | All sectors |            |          | National Treatment.   | The Labour-sponsored Venture Capital Corporations Act, S.S. 1986, c.L-0.2; The Labour-sponsored Venture Capital Corporations Regulations, R.R.S. c.L-0.2 Reg 1 | Investment. A Labour-sponsored Venture Capital Corporation is required to invest the proceeds from the issuance of shares primarily in the equity shares of eligible businesses. To be eligible, a business must employ no more than 300 employees in Saskatchewan and pay at least 25% of its salaries and wages to Saskatchewan residents. Tax credits are limited to Saskatchewan residents.  |



**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------------|-------------|------------|----------|---|--|--|
| SK13        | Provincial - Saskatchewan | All sectors |            |          | National Treatment. Senior Management and Boards of Directors | The Community Bonds Act, S.S. 1990-91, c. C-16.1 | Investment. All directors of the proposed community bond corporation are to be residents of Saskatchewan. Applications for a community bond corporation are restricted to regional economic development authorities, rural development corporations or a group of six or more individuals who are residents of the municipality of the head office or a nearby municipality. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government       | Sector      | Sub-Sector | Industry | Reservation Type(s)               | Measures  | Description   |
|-------------|---------------------------|-------------|------------|----------|-----------------------------------|---|---|
| SK 14       | Provincial - Saskatchewan | Agriculture |            |          | Market Access, National Treatment | The Saskatchewan Farm Security Act, S.S. 1988-89, c.S-17.1; Crown Land Lease Policy (93-10-01); Community Pasture Policy (93-12-01) | Investment. Only Canadian residents and incorporated agricultural corporations are unlimited in the farmland holdings that they can own, control directly or indirectly or otherwise deal with. A "resident person" means an individual who: <ul style="list-style-type: none"> <li>• resides in Canada for at least 183 days in any year; or</li> <li>• is a Canadian citizen.</li> </ul> Non-Canadian residents and non-agricultural corporations may not have or acquire an aggregate land holding exceeding 10 acres and are restricted in the conditions under which they may own, control directly or indirectly or otherwise deal with farmland holdings in Saskatchewan. Non-residents may not acquire an interest in land by participating in limited partnerships. Livestock producers must be Canadian citizens or landed immigrants and actively operate or manage a farm and control a land base in Saskatchewan in order to lease pasture land. |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector  | Sub-Sector   | Industry          | Reservation Type(s)               | Measures  | Description  |
|-------------|---------------------------|---|--|-------------------|-----------------------------------|---|--|
| SK15        | Provincial - Saskatchewan | Electricity, town gas, steam and hot water. Agricultural, mining and manufacturing services | Coal gas, water gas, producer gas and similar gases, other than petroleum gases and other gaseous hydrocarbons. Services incidental to energy distribution. Producer gas | CPC 1720; CPC 887 | Market Access.                    | Crown Corporations Act, 1993; The Power Corporation Act; The Saskatchewan Act | Services and Investment. SaskEnergy Ltd and SaskPower have sole authority to:<br><ul style="list-style-type: none"> <li>• exclusive rights to supply, transmit, distribute and sell natural gas in Saskatchewan;</li> <li>• expropriate property for uses related to the distribution and supply of natural gas; and</li> <li>• levy fees, subject to review from an independent panel.</li> </ul> |
| SK16        | Provincial - Saskatchewan | Electricity, town gas, steam and hot water. Agricultural, mining and manufacturing services | Electricity, town gas, steam and hot water. Services incidental to energy distribution. Electrical energy  | CPC 1710; CPC 887 | Market Access.                    | Crown Corporations Act, 1993; The Power Corporation Act                       | Services and Investment. SaskPower has the sole authority to:<br><ul style="list-style-type: none"> <li>• exclusive rights to supply, transmit, distribute and sell electrical energy in Saskatchewan;</li> <li>• expropriate property for uses related to the generation and supply of electricity;</li> <li>• levy fees, subject to review from an independent panel.</li> </ul>                 |
| SK17        | Provincial - Saskatchewan | Alcoholic Beverages Distribution  | Commission agents' and wholesale trade services. Wholesale trade services of beverages   | CPC 62226         | Market Access. National Treatment | The Alcohol and Gaming Regulation Act, S.S.1997, c.A-18.011                   | Services and Investment. The Saskatchewan Liquor and Gaming Authority is the sole licensing agent responsible for the distribution, control and regulation of alcoholic beverages in Saskatchewan.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government       | Sector            | Sub-Sector  | Industry | Reservation Type(s)  | Measures   | Description   |
|-------------|---------------------------|-------------------|---|----------|--|--|---|
| SK18        | Provincial - Saskatchewan | Business Services | Agriculture, mining and manufacturing. Services incidental to agriculture | CPC 3811 | Market Access. National Treatment                          | The Agri-Food Act, S.S. 2004, c.A-15.21; The Broiler Hatching Egg Marketing Plan Regulations, 1985, c.N-3, Reg 1; The Commercial Egg Marketing Plan Regulations, 2006, c.A-15.21, Reg 2; The Milk Marketing Plan Regulations, 2010, c.A-15.21, Reg 12; The Saskatchewan Chicken Marketing Plan, 1978, SR387/78; The Saskatchewan Turkey Producers' Marketing Plan, 1975, SR275/75; | Cross Border Trade in Services and Investment. Producers are required to hold a licence in order to produce or market: broiler hatching eggs; chickens, commercial eggs, milk, and, turkeys.  |
| YT01        | Territorial - Yukon       | All sectors       |   |          | National Treatment. Market Access. Performance Requirement | Yukon Small Business Investment Tax Credit (Yukon Income Tax Act)  | Investment. Under the Yukon Income Tax Act, a Yukon Small Business Investment Tax Credit of 25% of the purchased share amount is offered to Yukon residents who invest in eligible business corporations. Eligible small business corporations must meet certain criteria including maintaining a permanent establishment in Yukon, having at least 50% of assets in Yukon, paying at least 50% of salaries in Yukon. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector         | Industry               | Reservation Type(s)                  | Measures  | Description  |
|-------------|---------------------|-------------|--------------------|------------------------|--------------------------------------|---|--|
| YT02        | Territorial - Yukon | All sectors |                    |                        | National Treatment.<br>Market Access | R&D Tax Credit (Yukon Income Tax Act)                 | Investment. Under the Yukon Income Tax Act, a R&D Tax Credit of up to 15% of eligible expenditures, in respect of scientific research and experimental development carried on in the Yukon, can be made available to Yukon residents and corporations with a permanent establishment in Yukon.   |
| YT03        | Territorial - Yukon | Tourism     | Wilderness Tourism | CPGprov: 7471 and 7472 | Market Access.<br>National Treatment | Wilderness Tourism Licensing Act, R.S.Y. 2002, c. 228 | Services and Investment. In order to Obligation to have a license for tourism guide activities:<br>5 No person shall operate a wilderness tourism activity without a licence issued under this Act or the regulations. S.Y. 1998, c.28, s.5. Application for a license: 6(4) In issuing a licence under this section, the registrar may attach any terms and conditions authorized by the regulations. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector                | Sub-Sector     | Industry      | Reservation Type(s)   | Measures                                 | Description  |
|-------------|---------------------|-----------------------|----------------|---------------|---|--|--|
| YT04        | Territorial - Yukon | Professional Services | Legal Services | CP Cprov: 861 | Market Access.<br>National Treatment.<br>Most-Favoured Nation | Legal Profession Act, R.S.Y. 2022, c.134 | <p>Services and Investment. To practice law in Yukon it is necessary to be called to the bar in Yukon.</p> <p>The following persons are qualified to apply for admission to the Law Society of the Yukon and enrolment as members:</p> <p>a) any person who</p> <p>(i) has been duly called to the bar of a province or has been admitted to practise as an attorney, advocate, barrister or solicitor in a province for a period of at least 12 consecutive months immediately preceding the date of application or such other period as may be prescribed by the rules,</p> <p>b) any person who</p> <p>(i) has completed 12 months service in the Yukon under articles as a student-at-law approved by the executive,</p> <p>c) any person who</p> <p>(i) has been duly called to the bar in a country that is a member of the Commonwealth of Nations,</p> |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government | Sector                | Sub-Sector     | Industry    | Reservation Type(s)   | Measures                                 | Description   |
|---------------------|---------------------|-----------------------|----------------|-------------|---|--|---|
| YT04<br>(continued) | Territorial - Yukon | Professional Services | Legal Services | CPProv: 861 | Market Access.<br>National Treatment.<br>Most-Favoured Nation | Legal Profession Act, R.S.Y. 2022, c.134 | (ii) has been actively engaged in the practise of law in that jurisdiction for a period of not less than three years within the five years immediately preceding the date of application,<br>(iii) has a legal education that is equivalent to graduation from a law school approved by the executive,<br>(iv) has passed such bar examinations as may be prescribed by the rules, and<br>(v) has met all the requirements for admission prescribed by the rules. |
| YT05                | Territorial - Yukon | Professional Services | Notary Public  | CPProv: 86  | National Treatment.<br>Market Access.                         | Notaries Act, R.S.Y. 2002, c.158         | Services and Investment. Every person who seeks enrolment as a notary public must be a citizen of Canada or a person who has the status of a permanent resident of Canada.  |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector                       | Sub-Sector          | Industry      | Reservation Type(s)  | Measures  | Description   |
|-------------|---------------------|------------------------------|---------------------|---------------|--|---|---|
| YT06        | Territorial - Yukon | Real Estate Service Industry | Real Estate Trading | CPC, prov. 82 | National Treatment<br>Most-Favoured Nation Treatment.<br>Market Access | Real Estate Agents Act, Regulation O.I.C. 1977/158, 1984/157, 1981/14 | Services and Investment. Permanent residence in Yukon is required to qualify for licensing. Commonwealth and US agents given preferential treatment. Every applicant for licensing as an agent must have been licensed as a salesman in the Yukon for at least one year prior to submitting the application or have previously engaged in real estate with the British Commonwealth of Nations or the United States for two consecutive years within the five year period prior to application. To qualify for licensing, agents and salespersons are required to maintain their permanent residence in the Yukon and have been a resident for no less than three months prior to application for registration. To qualify for licensing, partnerships and corporations must be registered pursuant to the laws of the Yukon. |



CEA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector   | Sub-Sector  | Industry                | Reservation Type(s)  | Measures   | Description   |
|-------------|---------------------|--|---|-------------------------|--|--|---|
| YT07        | Territorial - Yukon | Hunting, Outfitting, Trapping, Guiding, Wilderness Guide | Services incidental to hunting and tourist guides | CPC Prov: 8813 and 7472 | National Treatment, Market Access, Services and Investment | <i>Wildlife Act, R.S.Y. 2002, c.229; Wildlife Regulations, O.I.C. 1982/089; Trapping Regulation, O.I.C. 1983/283; Parks Act, R.S.Y. 1986; Hershel Island Park Regulation O.I.C. 1990/038</i> | Services and Investment. Only Canadian citizens/landed immigrant who are Yukon residents can apply for a guiding licence to guide a non-resident hunter for big game. No non-residents may acquire a trapping concession or a trapping licence unless they have habitually resided in the Yukon for three (3) years immediately preceding the date of the application, or elsewhere in Canada within 150 kilometres of the trapping area immediately preceding the date of application. Outfitting concessions restricted to Canadian citizens/landed immigrants who are Yukon residents. The Commissioner in Executive Council (Cabinet) has complete discretion to establish conditions and criteria for those licences, permits and certificates. An outfitting certificate is a yearly authorization which gives permission to the holder to carry on the business of outfitting in a specific outfitting concession. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector  | Sub-Sector  | Industry                   | Reservation Type(s)   | Measures   | Description   |
|---------------------|---------------------|---|---|----------------------------|---|--|---|
| YT07<br>(continued) | Territorial - Yukon | Hunting,<br>Outfitting,<br>Trapping,<br>Guiding,<br>Wilderness<br>Guide | Services incidental to<br>hunting and tourist<br>guides | CPC Prov. 8813<br>and 7472 | National Treatment,<br>Market Access,<br>Services and<br>Investment | <i>Wildlife Act, R.S.Y. 2002, c.229 ;<br/>Wildlife Regulations, O.I.C. 1982/089 ;<br/>Trapping Regulation, O.I.C. 1983/283 ;<br/>Parks Act, R.S.Y. 1986 ; Hershel Island<br/>Park Regulation O.I.C. 1990/038</i> | An outfitting certificate is only issued to a person who is a holder of the concession (and is a Yukon resident/Canadian citizen) or to any corporation in which 51 percent or more of its issued share capital having any voting rights under any circumstances belongs to the holder of the concession and all of the remaining share capital having voting rights under any circumstances belongs to persons who are Canadian citizens or permanent residents at the time of the issuance of the certificate. Assistant trappers licences restricted to residents of Yukon or non-residents who have resided in Yukon for one year prior. A licence is required for a person to trap furbearing animals as an assistant to a licensed trapping concession holder in Yukon. |

**CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government | Sector  | Sub-Sector  | Industry                   | Reservation Type(s)   | Measures  | Description   |
|---------------------|---------------------|---|---|----------------------------|---|---|---|
| YT07<br>(continued) | Territorial - Yukon | Hunting,<br>Outfitting,<br>Trapping,<br>Guiding,<br>Wilderness<br>Guide | Services incidental to<br>hunting and tourist<br>guides | CPC Prov. 8813<br>and 7472 | National Treatment.<br>Market Access.<br>Services and<br>Investment | <i>Wildlife Act, R.S.Y. 2002, c.229;</i><br><i>Wildlife Regulations, O.I.C. 1982/089;</i><br><i>Trapping Regulations, O.I.C. 1983/283;</i><br><i>Parks Act, R.S.Y. 1986; Hershel Island</i><br><i>Park Regulation O.I.C. 1990/038</i> | A non-resident person may acquire an assistant trapping licence if they have habitually resided in the Yukon for one year immediately prior to the time that their residence becomes material under the Act, i.e. that they are a Canadian citizen or a landed immigrant. Only Canadian citizens/landed immigrant can apply for a recreational guide permit to lead other persons in a course of instruction or recreational activity other than hunting. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector          | Industry | Reservation Type(s)                | Measures  | Description   |
|-------------|---------------------|-------------|---------------------|----------|------------------------------------|---|---|
| YT08        | Territorial - Yukon | Fur Farming | Fur Farming Licence |          | National Treatment. Market Access. | Wildlife Act, R.S.Y. 2002, c.229. Interim Fur Farm Policy | Services and Investment: A licence is required for a person to operate a fur farm in Yukon. Only residents are eligible for a licence. Residency is established by residing in the Yukon for one year according to the Wildlife Act. A resident is defined in the Wildlife Act as:<br>a) a Canadian citizen who has habitually resided in the Yukon for one year immediately prior to the time that his residence becomes material under this Act,<br>b) a Canadian citizen who has resided in the Yukon for 60 days immediately prior to the time that his residence becomes material under this Act if he has at any time habitually resided in the Yukon for a period of one year, or<br>c) a landed immigrant or a person other than a Canadian citizen who has habitually resided in the Yukon for three years immediately prior to the time that his residence becomes material under this Act. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector  | Sub-Sector                     | Industry        | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|---|--------------------------------|-----------------|---|--|--|
| YT09        | Territorial - Yukon | Ores and minerals; electricity, gas and water | Water                          | CPProv: 18      | National Treatment. Most-Favoured Nation Treatment. Performance Requirements. Senior Management and Boards of Directors | Waters Act, RSY 2002, c.19; Environment Act, s. 66-70; <i>Quartz Mining Act</i> (QMA); <i>Yukon Environmental and Socio-Economic Assessment Act</i> (YTESAA) (federal)   | Services and Investment. Waters Act, RSY 2002, c. 19, Allows the Minister to give policy direction to the Yukon Water Board in respect of any of the board's functions, including the issuance of licences for water use. (The Waters Act provides that most commercial and industrial uses of water, and most deposits of waste into water, require a licence under that Act. Those licences are issued by the Yukon Water Board.)<br>Environment Act ; Section 66 resources Plans: Cabinet may establish, amend or revoke a resource management plan. Section 70 Water Management Plans: For waters under Yukon control, Cabinet may establish, amend or revoke a water management plan. |
| YT10        | Territorial - Yukon | Other business Services                       | Services incidental to fishing | CPProv: 882, 04 | National Treatment.   | Fisheries Act, R.S.C., 1985, c.F-14 (federal); Yukon Territory Fisheries Regulations (federal); Canada/Yukon Memorandum of Understanding on Aquaculture Development. Canada/Yukon Freshwater Fisheries Agreement; Yukon Government Guidelines on Commercial Fishing. | Services and Investment. Domestic, commercial freshwater fishing licenses restricted to individuals who are residents of Yukon. Aquaculture licences restricted to residents of Yukon.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector            | Sub-Sector  | Industry      | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|-------------------|---|---------------|---|--|--|
| YT11        | Territorial - Yukon | Business Services | Services Incidental to Agriculture: Grazing Rights and Grazing Agreements | CPCprov: 8811 | National Treatment: Senior Management and Boards of Directors | <i>Lands Act</i> ; Grazing Regulations, O.I.C. 1988/171; Yukon Grazing Policy (1987) | Services and Investment. Citizenship/permanent resident status and Yukon residency act as reservations for agricultural land ownership and grazing rights and agreements. A company must be incorporated in Canada or Yukon and the beneficial ownership or control of more than 50 percent of the shares having voting rights must be held by persons with the above two qualifications. A society or co-operative association must be incorporated in the Yukon and a majority of members must be persons with the first two qualifications. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector                      | Sub-Sector  | Industry                   | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|-----------------------------|---|----------------------------|---|--|--|
| YT12        | Territorial - Yukon | Business Services           | Services Incidental to Agriculture: Grazing Rights and Grazing Agreements | CP Cprov: 8811             | National Treatment, Senior Management and Boards of Directors   | <i>Lands Act</i> ; Grazing Regulations, O.I.C. 1988/171; Yukon Grazing Policy (1987)                       | Services and Investment. Citizenship/permanent resident status and Yukon residency act as reservations for agricultural land ownership and grazing rights and agreements. A company must be incorporated in Canada or Yukon and the beneficial ownership or control of more than 50 percent of the shares having voting rights must be held by persons with the above two qualifications. A society or co-operative association must be incorporated in the Yukon and a majority of members must be persons with the first two qualifications. |
| YT13        | Territorial - Yukon | Pipeline Transport Services | Transportation of fuels, transportation of other goods                    | CP Cprov: 622, 713, 17, 18 | National Treatment, Most-Favoured Nation Treatment, Performance Requirements, Senior Management and Boards of Directors | <i>Public Utilities Act</i> , RSY 2002, c. 186, <i>Yukon Oil and Gas Act</i> , <i>Pipeline Regulations</i> | Services and Investments. Allows the Commissioner in Executive Council to designate any "energy project" (defined to include any oil or gas pipeline) as a "regulated project", and allows the Minister to impose terms and conditions in respect of the project. The Act also allows the Commissioner in Executive Council to give directions to the Yukon Utilities Board in respect of, among other things, utility rates and the operations of public utilities.   |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector  | Sub-Sector  | Industry                 | Reservation Type(s)   | Measures   | Description  |
|-------------|---------------------|---|---|--------------------------|---|--|--|
| YT14        | Territorial - Yukon | Ores and minerals; electricity, gas and water | Production, transmission, and distribution of electricity, gas, steam and hot water | CPCprov: 17              | National Treatment. Most Favoured Nation. Performance Requirements. Senior Management and Boards of Directors | <i>Corporate Governance Act, R.S.Y. 2002, c.45. Public Utilities Act, R.S.Y. 2002, c.186. Yukon Development Corporation Act, RSY 2002, c. 236.</i> | Services and Investment. The Yukon Development Corporations Act lays out government approvals of board procedures, etc. and provides Cabinet with the ability to develop Directives to Yukon Development Corporation (YDC) and regulations. The Public Utilities Act allows the Commissioner in Executive Council to give directions to the Yukon Utilities Board in respect of, among other things, utility rates and the operations of public utilities.   |
| YT15        | Territorial - Yukon | Business Services                             | Services Incidental to Forestry and Logging   | CPCprov: 81, except 8814 | National Treatment. Most Favoured Nation. Performance Requirements. Senior Management and Boards of Directors | Forest Resources Act, R.S.Y. 2002, c. 15   | Services and Investment. Regulations: 92 The Commissioner in Executive Council may make regulations (v) generally for the carrying out of the purposes or provisions of this Act. The Forest Resource Act also provides the Director authority to set policy in the following areas: <ul style="list-style-type: none"> <li>• Harvesting licenses</li> <li>• Cutting permits</li> <li>• Planning (timber harvest, woodlot and site planning)</li> <li>• Annual allowable cuts and apportionment and</li> <li>• Forest resource roads.</li> </ul> |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------|--------|-------------|---|--|--|--|
| YT16        | Territorial - Yukon | Energy | Oil and gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 and 120 | Performance Requirements, National Treatment, Senior Management and Board of Directors, Most Favoured Nation | <i>Canada-Yukon Oil and Gas Accord. Oil and Gas Act, R.S.Y. 2002, c. 162</i> | Services and Investment. Minister's general powers: 9 The Minister may: (c) with the approval of the Commissioner in Executive Council, make any just and reasonable orders and directions that the Minister considers necessary to effect the purposes of this Act and that are not otherwise specifically authorized by this Act. General regulations: 10(1) The Commissioner in Executive Council may make regulations (h) respecting deposits or other forms of security furnished or required to be furnished to or for the benefit of the Government under this Act or the regulations, including regulations respecting (i) the circumstances under which the deposits or security become payable or forfeited, (ii) the purposes for which the deposits or security may be spent by the Government on becoming payable or forfeited, and |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation         | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)  | Measures   | Description  |
|---------------------|---------------------|--------|-------------|---|--|--|--|
| YT16<br>(continued) | Territorial - Yukon | Energy | Oil and gas | SLC 071 Crude Petroleum and Natural Gas Industries, CPC 883 and 120 | Performance Requirements, National Treatment, Senior Management and Board of Directors, Most Favoured Nation | <i>Canada-Yukon Oil and Gas Accord. Oil and Gas Act, R.S.Y. 2002, c. 162</i> | (iii) the circumstances under which, and the persons to whom, the deposits or security may be returned or refunded;<br>(i) respecting the application of money paid to the Government under this Act;<br>(j) respecting the determination of the circumstances under which persons shall be regarded as not dealing with each other at arm's length for any purpose under this Act or as being related to or associated or affiliated with each other for any purpose under this Act; (k) respecting the determination of the circumstances under which a person or group of persons shall be regarded as having the control of a corporation for any purpose under this Act; (l) respecting fees payable to the Government (ii) in respect of any service provided by the Department under this Act or the regulations, |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)  | Measures   | Description   |
|---------------------|---------------------|--------|-------------|---|--|--|---|
| YT16<br>(continued) | Territorial - Yukon | Energy | Oil and gas | SIC 071 Crude Petroleum and Natural Gas Industries. CPC 883 and 120 | Performance Requirements. National Treatment. Senior Management and Board of Directors. Most Favoured Nation | <i>Canada-Yukon Oil and Gas Accord. Oil and Gas Act, R.S.Y. 2002, c. 162</i> | or (o) respecting the exemption from any provision of this Act of any person, oil and gas activity, oil and gas facility, or any other operation or thing or any class of them; (p) prescribing anything that, under this Act, is to be prescribed; (q) respecting any matter related to a provision of this Act if the provision (i) is expressed to be subject to the regulations or to exceptions provided for by the regulations, or (ii) contemplates the making of regulations for purposes related to that provision; (r) respecting any special case that may arise and for which no provision is made by this Act. (3) The Commissioner in Executive Council may make any regulations and orders necessary to carry out The Canada-Yukon Oil and Gas Accord made between the Government of Canada and the Government of the Yukon and dated May 28, 1993. Special agreements and dispositions: |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector | Sub-Sector  | Industry  | Reservation Type(s)  | Measures   | Description  |
|---------------------|---------------------|--------|-------------|---|--|--|--|
| YT16<br>(continued) | Territorial - Yukon | Energy | Oil and gas | SIC 071 Crude Petroleum and Natural Gas Industries, CPC 883 and 120 | Performance Requirements, National Treatment, Senior Management and Board of Directors, Most Favoured Nation | <i>Canada-Yukon Oil and Gas Accord, Oil and Gas Act, R.S.Y. 2002, c. 162</i> | 27 Despite anything in this Act or the regulations or in any disposition, the Minister, on behalf of the Commissioner and with the authorization of the Commissioner in Executive Council, may (a) enter into an agreement with any person or the Government of Canada or the Government of a province respecting (i) the recovery of oil or gas, the processing of oil or gas recovered and the sale or other disposal of the oil or gas or the products obtained by processing the oil or gas; (ii) the royalty reserved to the Commissioner on the oil or gas recovered; (iii) the provision for a consideration payable to the Commissioner instead of royalty on the oil or gas recovered; (iv) any matter that the Minister considers to be necessarily incidental to, in relation to, or in connection with any of the matters referred to in subparagraphs (i) to (iii); ( |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations

| Reservation         | Level of Government | Sector              | Sub-Sector  | Industry  | Reservation Type(s)  | Measures   | Description  |
|---------------------|---------------------|---------------------|---|---|--|--|--|
| YT16<br>(continued) | Territorial - Yukon | Energy              | Oil and gas   | SIC 071 Crude Petroleum and Natural Gas Industries. CPC 883 and 120 | Performance Requirements. National Treatment. Senior Management and Board of Directors. Most Favoured Nation | <i>Canada-Yukon Oil and Gas Accord. Oil and Gas Act, R.S.Y. 2002, c. 162</i> | b) issue a disposition (i) containing a provision that is a variation of a provision of this Act or the regulations that would otherwise apply to the disposition, or (ii) making inapplicable a provision of this Act or the regulations that would otherwise apply to the disposition; (c) issue a disposition containing a provision providing for the waiver by the lessee of a benefit under this Act |
| YT17                | Territorial - Yukon | Alcoholic beverages | Wholesale Trade Services; Food Retailing Services; Liquor Wine and Beer Stores; Liquor, Wine and Beer | CPProv: 622, 241, 242, 243  | National Treatment. Most-Favoured Nation Treatment. Senior Management and Board of Directors                 | <i>Liquor Act, RSY 2002, c. 140. Yukon Act, S.C. 2002, c.7</i>               | Services and Investment. The above measures permit Yukon to regulate, authorize and issue licenses for the control, storage, manufacture, transport, importation, purchase, production, distribution, supply, marketing and sale of alcoholic beverages in Yukon and to conduct such activities, including through territorial monopolies.   |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector      | Sub-Sector                    | Industry | Reservation Type(s) | Measures  | Description   |
|-------------|---------------------|-------------|-------------------------------|----------|---------------------|---|---|
| VT18        | Territorial - Yukon | Agriculture | Agricultural Land Development |          |                     | Yukon Agriculture Policy (198, Yukon Agriculture Policy (1991), Lands Act, R.S.Y. 1986, C. 178, Lands Regulation for Agriculture O.I.C. 1992-90 | Investment. Corporate applicants must be incorporated in Canada or Yukon and the principle shareholders must be Canadian citizens or landed immigrants who have resided continuously in the Yukon for one year. A society must be registered in the Yukon whose officers are Canadian citizens or landed immigrants and must have resided continuously in the Yukon for one year. Agricultural association or cooperative applicants require the majority of members to be Yukon residents. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex I Reservations**

| Reservation | Level of Government | Sector                                     | Sub-Sector                               | Industry      | Reservation Type(s)  | Measures   | Description  |
|-------------|---------------------|--|--|---------------|--|--|--|
| YT19        | Territorial - Yukon | Amusement and Recreational Gaming Industry | Lotteries and Games of Chance Operations | CPProv: 96492 | National Treatment. Performance Requirements. Most-Favoured Nation Treatment. Senior Management and Board of Directors | Public Lotteries Act, Lottery Licensing Act, R.S.Y. 2002, c. 143, Lotteries and Games of Chance. Regulations O.I.C. 1987/80, 1988/48, 1988/203. Diamond Tooth Gerties Regulations O.I.C. 1987/80, 1994/118. Slot Machine Management Regulations O.I.C. 1992/75 | Services and Investment. Lottery Licensing Act : 10 Subject to the provisions of the Criminal Code (Canada), the Commissioner in Executive Council may make regulations respecting : (a) the conduct and management of lottery schemes; (b) the terms and conditions subject to which licences may be issued for lottery schemes; (d) any other matter necessary to carry the purposes and provisions of this Act and the purposes and provisions of section 207 of the Criminal Code (Canada) into effect. S.Y. 1994, c.11, s.10. Public Lotteries Act, R.S.Y. 2002, c. 179. 11 The Minister may enter into agreements with the government of any province or any agency of the government of any province for the purpose of undertaking, organizing, conducting, and managing public lottery schemes. R.S., c.138, s.11. 18 |

Document numéro : 1015-20120216

document 7 de 7

Offres des gouvernements subfédéraux  
(provinces)

Services et investissements

Annexe II (anglais)



document 7 de 7

ASSEMBLÉE NATIONALE  
1615-20100016

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government  | Sector  | Sub-Sector  | Industry  | Reservation Type(s)                     | Measures | Description  |
|-------------|----------------------|---|---|-----------|---|----------|--|
| AB01        | Provincial - Alberta | Other Recreational Services - Gambling and Betting Services | Gambling and Gaming   | CPC 96492 | Market Access (Services and Investment) |          | Services and Investment. Alberta reserves the right to adopt or maintain any measure affecting the sub-sector listed above.                  |
| AB02        | Provincial - Alberta | Alcoholic Beverages   | Wholesale Trade Services Food Retailing Services. Liquor, Wine and Beer Stores. Liquor, Wine and Beer   | CPC 622   | Market Access (Services and Investment) |          | Services and Investment. Alberta reserves the right to adopt or maintain any measure affecting the sub-sectors listed above.                 |
| AB03        | Provincial - Alberta | Forestry, food, fisheries, energy                           | Forest resource management and processing. Production, marketing, transformation and transport of food products and fisheries products. Transport services via pipeline (CPC 713). Production, generation, transmission and distribution of electricity |           | Market Access (Services and Investment) |          | Market Access (Services and Investment). Alberta reserves the right to adopt or maintain any measure affecting the sub-sectors listed above. |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government           | Sector  | Sub-Sector  | Industry | Reservation Type(s)                     | Measures | Description  |
|-------------|-------------------------------|---|---|----------|---|----------|--|
| BC01        | Provincial - British Columbia | Agriculture, fishing, energy, forests; production, distribution, and transport of alcohol                               | Production, marketing, transformation and transport of agricultural products, food and marine products; Transport services via pipeline (CPC 713); Electricity; Forest resource management and processing; Offshore Oil and Gas Development   |          | Market Access (Services and Investment) |          | Services and Investment British Columbia reserves the right to adopt or maintain any measure limiting market access to services and investments relating to the activities mentioned above.  |
| MB01        | Provincial - Manitoba         | Agriculture, food, liquor, wine and beer retail trade, fishing, insurance, forestry, energy, and recreational services. | Production, transformation, transport and marketing of agricultural, food and fisheries products; Transport services via pipeline (CPC 713); Liquor, wine and beer, retail trade; Electrical energy and natural gas; Forest resource development and processing; Gambling and betting services, amusement machines, races (CPC 96492) |          | Market Access (Services and Investment) |          | Services and Investment Manitoba reserves the right to adopt or maintain any measure limiting market access for services, service providers, investments or investors relating to any of the activities or subsectors noted above. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations**

| Reservation | Level of Government                    | Sector   | Sub-Sector  | Industry | Reservation Type(s)                   | Measures | Description   |
|-------------|--|--|---|----------|---------------------------------------|----------|---|
| NB01        | Provincial – New Brunswick             | Agriculture, Other Recreational Services                       | Marketing of agricultural products, agricultural permits, Gambling and Betting Services   |          | Market Access                         |          | NB reserves the right to adopt or maintain any measure limiting market access for services and investments relating to the sub-sectors noted in this reservation.   |
| NL01        | Provincial - Newfoundland and Labrador | Agriculture, forestry, fishing, energy, recreational services. | Production, marketing, transformation and transport of agricultural products, food products and fisheries products; Purchase, transfer, delivery and transmission of fisheries products; Transportation services via pipeline (CPC 713); Production, generation, development, transmission (including but not limited to system control), distribution, delivery, supply and exportation of electricity and related services; Forest resource management and processing; Gambling and betting services; Amusement machines, races |          | Market Access (services & investment) |          | Services and Investment: Newfoundland and Labrador reserves the right to adopt or maintain any measure limiting market access for services, service suppliers, investments or investors relating to any of the activities or sub-sectors noted above. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations**

| Reservation | Level of Government                 | Sector  | Sub-Sector | Industry | Reservation Type(s) | Measures | Description  |
|-------------|-------------------------------------|---|------------|----------|---------------------|----------|--|
| NU01        | Territorial – Northwest Territories | Agriculture, food, fishing, energy, forests, fur, lotteries and the production, distribution and retail sale of alcohol |            |          | Market Access       |          | Northwest Territories reserves the right to adopt or maintain any measure limiting market access for services, service suppliers, investments or investors relating to any of the activities or sub-sectors noted above. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations**

| Reservation | Level of Government      | Sector  | Sub-Sector  | Industry | Reservation Type(s) | Measures | Description   |
|-------------|--------------------------|---|---|----------|---------------------|----------|---|
| NS01        | Provincial – Nova Scotia | Agriculture, forestry, fishing, energy, recreational services | Production, marketing, transformation and transport of agricultural products, food products and fisheries products; Purchase, transfer, delivery and transmission of fisheries products; Production, generation, development, transmission of fisheries products; Transportation services via pipeline (CPC 713); Production, generation, development, transmission (including but not limited to system control), distribution, delivery, supply and exportation of electricity and related services; Forest resource management and processing; Gambling and betting services; Amusement machines, races. |          | Market Access       |          | Services and Investment. Nova Scotia reserves the right to adopt or maintain any measure limiting market access for services, service suppliers, investments or investors relating to any of the activities or sub-sectors noted above. |

**CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations**

| Reservation | Level of Government   | Sector  | Sub-Sector  | Industry   | Reservation Type(s)  | Measures | Description   |
|-------------|-----------------------|---|---|--|--|----------|---|
| NU01        | Territorial – Nunavut | Agriculture, Fishing, Energy, Recreational Services | Production, marketing, transformation and transport of agricultural products, food and marine products; Transportation services via pipeline (CPC 713); Energy; Electricity; Gambling and betting services; Amusement machines, races |  | Market Access  |          | Services and Investment. Nunavut reserves the right to adopt or maintain any measures affecting the sub-sectors listed in this reservation.   |
| ON01        | Provincial - Ontario  | Energy. Renewable energy                            | Renewable energy systems  | NAICS 221119, Other Electric Power Generation; NAICS 237130, Power and Communication Line and Related Structures Construction. Part of SIC 4911 - Electric Power Systems Industry; CPC 1710 Electrical energy; CPC 8870 Services incidental to energy distribution | National Treatment. Most Favoured Nation. Performance Requirements. Market Access. Senior Management and Boards of Directors |          | Services and Investment. Ontario reserves the right to adopt or maintain any measure relating to investment in or provision of services in renewable energy and renewable energy systems, including the production of wind and solar power. |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government               | Sector   | Sub-Sector  | Industry | Reservation Type(s) | Measures  | Description  |
|-------------|-----------------------------------|--|---|----------|---------------------|---|--|
| ON02        | Provincial - Ontario              | Agriculture  |   |          | Market Access       | The Farm Products Marketing Act R.S.O. 1990, Chapter F.9, including all relevant regulations and orders. The Milk Act, R.S.O. 1990, Chapter M-12, as amended, including all relevant regulations and orders | Services and Investment. Canada reserves the right to adopt or maintain any measure related to the production or marketing of agricultural farm products, as defined in Ontario legislation, including advertising, selling, offering for sale, buying, financing, importing, exporting, pricing, pooling, shipping, distributing and the management of other activities such as assembling, packing, processing, disposing, transporting, storing, handling, researching, promoting, insuring, or any other act necessary to prepare the product in a form or make it available at a place or time for purchase for consumption or use. |
| PE01        | Provincial - Prince Edward Island | Fisheries and Aquaculture, Energy, Forestry, Recreational Services | Development, buying, processing and licensing of fish/fish products. Development, generation, production, transmission or distribution of energy. Conservation management and protection of forestry products. Gambling and Betting Services. Alcoholic Beverages |          | Market Access       |   | Services and Investment. Prince Edward Island reserves the right to adopt or maintain any measure limiting market access for services and investments relating to the sub-sectors mentioned in this reservation.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector  | Sub-Sector   | Industry | Reservation Type(s) | Measures | Description   |
|-------------|---------------------|---|--|----------|---------------------|----------|---|
| QU01        | Provincial - Québec | Agriculture, food, fishing, energy, forests, recreational services, transport (under consideration) | Production, transformation, transport and marketing of agricultural products, food and marine products. Purchase, transfer, delivery and transmission of marine products. Transport services via pipeline (CPC Prov 713)*under consideration. Electricity. Forest resource development and processing. Amusement machines, races, Gambling and betting services (CPC Prov 96492). Passenger and freight transportation by water (CPC Prov 72211, 7222)*under consideration |          | Market Access       |          | Services and Investment. Québec reserves the right to adopt or maintain any measure affecting the sub-sectors listed in this reservation. |



CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector                                     | Sub-Sector   | Industry                   | Reservation Type(s) | Measures   | Description   |
|-------------|---------------------|--|--|----------------------------|---------------------|--|---|
| YT01        | Territorial – Yukon | Amusement and Recreational Gaming Industry | Lotteries and Games of Chance Operations   | CPProv: 96492              | Market Access       | Public Lotteries Act, Lottery Licensing Act, R.S.Y. 2002, c. 143 Lotteries and Games of Chance Regulations O.I.C. 1987/80, 1988/48, 1988/203. Diamond Tooth Gerties Regulations O.I.C. 1987/80, 1994/118. Slot Machine Management Regulations O.I.C. 1992/75 | Services and Investment. Yukon reserves the right to adopt, amend or uphold any measure related to the ownership and operation of gambling and gaming facilities. The above measures permit Yukon to regulate and authorize services, suppliers of services, manufacturing, suppliers of materials, operations and repairs relating to lottery schemes, amusement machines, video lottery machines, games of chance, races, betting theatres, bingo casinos and promotional contests, and to conduct such activities, including through a monopoly. |
| YT02        | Territorial – Yukon | Alcoholic Beverages                        | Wholesale Trade Services; Food Retailing Services; Liquor, Wine and Beer stress; Liquor, Wine and Beer | CPProv: 622, 241, 242, 243 | Market Access       | <i>Liquor Act, RSY 2002, c. 140.; Yukon Act, S.C. 2002, c.7</i>  | Services and Investment. Yukon reserves the right to adopt, amend or uphold any measure related to the control, advertising, storage, manufacture, distribution, transport, sale and trade of alcoholic beverages. The YLC is the sole commercial importer of alcoholic beverages into Yukon. In-territory manufactures of beverage alcohol are allowed to operate a retail outlet at the manufacturing facility as a manufacture's agent of the YLC.   |

CETA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector  | Sub-Sector                      | Industry      | Reservation Type(s) | Measures | Description   |
|-------------|---------------------|---|---------------------------------|---------------|---------------------|----------|---|
| YT03        | Territorial – Yukon | Ores and minerals; electricity, gas and water | Crude petroleum and natural gas | CPC prov. 120 | Market Access       |          | Services and Investment. Yukon reserves the right to require applicants undertaking oil and gas activities to submit and receive approval for Benefit Agreements. Yukon reserves the right to adopt, amend or uphold any measure related to the granting of exclusive rights to operate a natural gas distribution system and related to pipeline transport services. Yukon reserves the right to adopt, amend or uphold any measure related to the exploration, production, extraction and development of crude or natural gas, the granting of exclusive rights to operate a natural gas or oil distribution or transportation system, including, but not limited to related oil and natural gas pipeline and marine distribution and transport services. |

CEIA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations

| Reservation | Level of Government | Sector  | Sub-Sector  | Industry                | Reservation Type(s) | Measures   | Description   |
|-------------|---------------------|---|---|-------------------------|---------------------|--|---|
| YT04        | Territorial – Yukon | Ores and minerals; electricity, gas and water | Production, transmission, and distribution of electricity, gas, steam and hot water | CPCprov: 17             | Market Access       | <i>Public Utilities Act, Yukon Development Corporation Act, RSY 2002, c. 236</i> | Services and Investment. Yukon reserves the right to adopt, amend or uphold any measure related to water power or to the production, transport, distribution, furnishing, and exportation of electricity. Yukon reserves the right to adopt, amend or uphold any measure related to the setting and modification of electricity rates. Yukon may make available to Yukon Development Corporation (or any subsidiary or successor corporation) for operational purposes any facility or any water power that is owned by Yukon or under its control. |
| YT05        | Territorial – Yukon | Business Services                             | Services Incidental to Forestry and Logging   | CPCprov: 81 except 8814 | Market Access       |  | Services and Investment. Yukon reserves the right to adopt, amend or uphold any measure related to the production, extraction and development of forestry resources and products, including the granting of forest-utilization licenses.  |

**CEA - Services and Investment - Provincial and Territorial Governments - First Offer - Annex II Reservations**

| Reservation | Level of Government | Sector   | Sub-Sector  | Industry | Reservation Type(s) | Measures | Description  |
|-------------|---------------------|--|---|----------|---------------------|----------|--|
| YT06        | Territorial – Yukon | Agriculture; food; fishing; energy; forests; recreational services | Production, marketing, transformation and transport of agricultural products, food and marine products. Purchase, transfer, delivery and transmission of fisheries products. Transport services via pipeline (CPC 713). Electricity and related services. Forest resource management and processing. Gambling and betting services. Amusement machines, races |          | Market Access       |          | Services and Investment. Yukon reserves the right to adopt or maintain any measure limiting market access for services and investment relating to the sub-sectors mentioned in this reservation. |