

APPENDIX 5A-d TO ANNEX 5A

REFERRED TO IN ARTICLE 5.4 (SCHEDULE OF SPECIFIC COMMITMENTS)

NORWAY – SCHEDULE OF SPECIFIC COMMITMENTS

1. This Schedule of Specific Commitments indicates the sectors liberalised pursuant to Article 5.4 (Schedule of Specific Commitments) of the Agreement and, by means of reservations, the conditions and qualifications on national treatment that apply to juridical and natural persons of another Party, and to the commercial presence of such persons in those sectors.
2. This Schedule of Specific Commitments is composed of the following elements:
 - (a) the first column indicating the sector or sub-sector in which the commitment is undertaken by Norway, and the scope of liberalisation to which the reservations on national treatment apply;¹ and
 - (b) the second column describing the applicable reservations on national treatment.
3. For the purposes of this Appendix, “ISIC Rev 4” means the International Standard Industrial Classification of all Economic Activities as set out in Statistical Office of the United Nations, Statistical Papers, Series M No. 4/Rev.4.
4. For greater certainty, non-discriminatory requirements as regards the type of legal form of an establishment do not need to be specified in this Schedule of Specific Commitments in order to be maintained or adopted by Norway.
5. For greater certainty, this Schedule of Specific Commitments only covers activities which fall under the scope of Chapter 5 (Investment) of the Agreement. Where a listed sector or sub-sector also contains an element of supply of services, only the non-services aspects of the sector or sub-sector shall be committed in this Schedule of Specific Commitments.
6. The rights and obligations arising from the list below shall have no self-executing effect and thus not confer rights directly on natural or juridical persons.

¹ For greater certainty, commercial presence in sectors or sub-sectors covered by Chapter 5 (Investment) of the Agreement and not mentioned in this Schedule of Specific Commitments is not committed.

Sector or sub-sector	Description of Reservations
ALL SECTORS	<u>Management and Boards of Directors</u> The general manager in a limited liability company or a cooperative, at least half of the members of the board of directors and of the corporate assembly in a limited liability company, and at least half of the members of the board of directors in a cooperative or a foundation must be residents of Norway, unless the Ministry of Trade, Industry and Fisheries grants exemptions in each individual case.
ALL SECTORS	<u>Collective copyright and neighbouring rights</u> Collective copyright and neighbouring rights' management systems; royalties, levies, grants and funds are not encompassed by Chapter 5 (Investment) of the Agreement.
ALL SECTORS	<u>Taxation</u> Norway reserves the right to apply measures inconsistent with Article 5.3 (National Treatment) for the imposition, enforcement or collection of direct taxes in so far as such measures do not contravene any tax treaty which is in force between Norway and Viet Nam.
ALL SECTORS	<u>Investment screening</u> Foreign investments, including foreign participation in Norwegian companies, may be subject to prior notification requirements, examination or authorisation by the relevant Norwegian authorities. Any such requirements shall be applied in accordance with domestic law, in a non-arbitrary and good faith manner.

Sector or sub-sector	Description of Reservations
A. AGRICULTURE, FORESTRY AND FISHING	
<u>Crop and Animal Production, Hunting and Related Service Activities</u> (ISIC Rev 4: 01, excluding 0170 related service activities)	Only Sami people may own and exercise reindeer husbandry.
<u>Forestry and Logging</u> (ISIC Rev 4: 02, excluding 0240 support services to forestry)	None
<u>Fishing and Aquaculture</u> (ISIC Rev 4: 03)	A concession to acquire a fishing vessel or share in a company which owns such vessels may only be given to a Norwegian citizen or a body that can be defined as a Norwegian citizen. A company is regarded as having equal rights with a Norwegian citizen when its main office is situated in Norway and the majority of the Board, including the Chair of the Board, are Norwegian citizens and have stayed in the country for the last two years. Norwegian citizens also have to own a minimum of 60% of the shares and have to be authorised to vote for at least 60% of the votes. Ownership of the fishing fleet shall be reserved for professional fishermen. To obtain the right to own a fishing vessel, one has to have a record of active, professional fishing on a Norwegian fishing boat for at least three of the last five years. It is prohibited for other persons than Norwegian citizens or companies, as defined above, to process, pack or transship fish, crustaceans and molluscs or parts and products of these inside the fishing limits of the Norwegian Economic Zone. This applies to catches from both Norwegian and foreign vessels. Exceptions are granted under special circumstances.

Sector or sub-sector	Description of Reservations
B. MINING AND QUARRYING	
<u>Mining of Coal and Lignite</u> (ISIC Rev 4: 05)	None
C. MANUFACTURING	
<u>Manufacture of Food Products</u> (ISIC Rev 4: 10)	None
<u>Manufacture of Textiles</u> (ISIC Rev 4: 13)	None
<u>Manufacture of Wearing Apparel</u> (ISIC Rev 4: 14)	None
<u>Manufacture of Leather and Related Products</u> (ISIC Rev 4: 15)	None
<u>Manufacture of Wood and of Products of Wood and Cork, except Furniture;</u> <u>Manufacture of Products of Straw and Plaiting Materials</u> (ISIC Rev 4: 16)	None

<u>Manufacture of Paper and Paper Products</u> (ISIC Rev 4: 17)	None
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Sector or sub-sector	Description of Reservations
<u>Printing and Reproduction of Recorded Media</u> (ISIC Rev 4: 18)	None
<u>Manufacture of Coke and Refined Petroleum Products</u> (ISIC Rev 4: 19)	None
<u>Manufacture of Chemicals and Chemical Products</u> (ISIC Rev 4: 20)	None
<u>Manufacture of Pharmaceuticals, Medicinal Chemical and Botanic products</u> (ISIC Rev 4: 21)	None
<u>Manufacture of Rubber and Plastic products</u> (ISIC Rev 4: 22)	None
<u>Manufacture of other Non-Metallic Mineral Products</u> (ISIC Rev 4: 23)	None
<u>Manufacture of Basic Metals</u> (ISIC Rev 4: 24)	None

Sector or sub-sector	Description of Reservations
<u>Manufacture of Fabricated Metal Products, except Machinery and Equipment</u> (ISIC Rev 4: 25)	None
<u>Manufacture of Computer, Electronic and Optical Products</u> (ISIC Rev 4: 26)	None
<u>Manufacture of Electrical Equipment</u> (ISIC Rev 4: 27)	None
<u>Manufacture of Machinery and Equipment n.e.c.</u> (ISIC Rev 4: 28)	None
<u>Manufacture of Motor Vehicles, Trailers and Semi-Trailers</u> (ISIC Rev 4: 29)	None
<u>Manufacture of other Transport Equipment</u> (ISIC Rev 4: 30)	None

Sector or sub-sector	Description of Reservations
<u>Manufacture of Furniture</u> (ISIC Rev 4: 31)	None
<u>Other Manufacturing</u> (ISIC Rev 4: 32)	None
