

Table 1 :

**Reserved Restrictive Measures under Commercial Presence
(Negative List)**

Sector:	1. Business Services
Sub-sector:	A. Professional Services
	a. Legal Services (CPC861)
Obligations concerned:	National Treatment
Reserved Restrictive Measures:	<u>Commercial Presence</u> 1. Solely invested representative offices must not handle legal matters related to the application of Mainland law or employ Mainland practising lawyers. 2. Provision of legal services in the form of co-operation with a Mainland party is restricted to: (1) In Guangdong Province, secondment of Mainland practising lawyers by Mainland law firms to work as consultants on Mainland law in representative offices set up by Hong Kong law firms in the Mainland, or secondment of Hong Kong lawyers by Hong Kong law firms to work in Mainland law firms as consultants on Hong Kong law or cross-border laws; (2) In Guangdong Province, Mainland law firms and representative offices set up

by Hong Kong law firms in the Mainland conduct cooperative operation in accordance with their agreements and commence their business cooperation by division of work in accordance with their respective scope of practice and authority;

- (3) As a pilot measure in Qianhai, Nansha and Hengqin in Guangdong Province, operate in association with a Mainland party in the form of partnership, in accordance with the specific provisions approved by the judicial administrative authority.

Table 2:

**Additional Liberalization Measures under Cross-border Services
(Positive List)¹**

Sectors or Sub-sectors	1. Business services
	A. Professional services
	a. Legal services (CPC861)
Specific commitments	To allow Hong Kong service suppliers who have acquired Mainland lawyer qualifications to act as agents in civil litigation cases relating to Hong Kong residents and juridical persons, according to the specific scope of permitted business provided in the “Notice of the Ministry of Justice of the People’s Republic of China” (No. 136).

¹ Under the cross-border services mode, the liberalization commitments by the Mainland to Hong Kong service suppliers in Guangdong Province will keep adopting Positive List to set out the additional liberalization measures. The existing commitments involving cross-border services under CEPA and its supplements are still valid and will continue to be implemented. In the event that they are in conflict with the Annex to this Agreement, the Annex to this Agreement shall prevail.