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Subject to Legal Review for Accuracy, Clarity, and Consistency
October 18, 2005

ANNEX I

1. The Schedule of a Party to this Annex sets out, pursuant to Articles 10.12 (Investment – Non-Conforming Measures) and 11.6 (Cross-Border Trade in Services – Non-Conforming Measures), a Party’s existing measures that are not subject to some or all of the obligations imposed by:
 - (a) Article 10.3 or 11.2 (National Treatment);
 - (b) Article 10.4 or 11.3 (Most-Favored-Nation Treatment);
 - (c) Article 11.5 (Local Presence);
 - (d) Article 10.8 (Performance Requirements);
 - (e) Article 10.9 (Senior Management and Boards of Directors); or
 - (f) Article 11.4 (Market Access).

2. Each Schedule entry sets out the following elements:
 - (a) **Sector** refers to the sector for which the entry is made;
 - (b) **Obligations Concerned** specifies the article(s) referred to in paragraph 1 that, pursuant to Articles 10.12.1(a) (Non-Conforming Measures) and 11.6.1(a) (Non-Conforming Measures), do not apply to the non-conforming aspects of the law, regulation, or other measure, as set out in paragraph 3;
 - (c) **Level of Government** indicates the level of government maintaining the scheduled measure(s);
 - (d) **Measures** identifies the laws, regulations, or other measures for which the entry is made. 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

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under the authority of and consistent with the measure; and

- (e) **Description**, for Oman, sets out the non-conforming aspects of the measure for which the entry is made; and **Description**, for the United States, provides a general, nonbinding description of the measure for which the entry is made.

3. In accordance with Articles 10.12.1(a) (Non-Conforming Measures) and 11.6.1(a) (Non-Conforming Measures), and subject to Articles 10.12.1(c) (Non-Conforming Measures) and 11.6.1(c) (Non-Conforming Measures), the articles of this Agreement specified in the **Obligations Concerned** element of an entry do not apply to the non-conforming aspects of the law, regulation, or other measure identified in the **Measures** element of that entry in the schedule of the United States, and to the non-conforming aspects of a law, regulation, or other measure that are set out in the **Description** element of that entry in the schedule of Oman.

4. 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 11.2 (National Treatment), 11.3 (Most-Favored-Nation Treatment), or 11.5 (Local Presence) shall operate as a Schedule entry with respect to Article 10.3 (National Treatment), 10.4 (Most-Favored-Nation Treatment), or 10.8 (Performance Requirements) to the extent of that measure.