

**Draft**  
**Subject to Legal Review for Accuracy, Clarity, and Consistency**  
**June 18, 2004**

**ANNEX III**

**NON-CONFORMING MEASURES OF BAHRAIN WITH RESPECT TO  
FINANCIAL SERVICES**

**INTRODUCTORY NOTE FOR THE SCHEDULE OF BAHRAIN**

1. The Schedule of Bahrain to Annex III sets out:
  - (a) headnotes that limit or clarify the commitments of Bahrain with respect to the obligations described in clauses (i) – (v) of subparagraph (b), and
  - (b) pursuant to Article 11.9 (1) (Non-Conforming Measures), the existing measures of Bahrain that are not subject to some or all of the obligations imposed by:
    - (i) Article 11.2 (National Treatment);
    - (ii) Article 11.3 (Most-Favored-Nation Treatment);
    - (iii) Article 11.4 (Market Access for Financial Institutions);
    - (iv) Article 11.5 (Cross-Border Trade); or
    - (v) Article 11.8 (Senior Management and Boards of Directors).
2. Each entry as described in subparagraph 1(b) sets out the following elements:
  - (a) **Sector** refers to the general sector for which the entry is made;
  - (b) **Sub-Sector** refers to the specific sector for which the entry is made;
  - (c) **Obligations Concerned** specifies the obligations referred to in subparagraph 1(b) that, pursuant to Article 11.9, do not apply to the non-conforming aspects of the law, regulation, or other measure that are set out in the **Description** element of the entry;
  - (d) **Level of Government** indicates the level of government maintaining the scheduled measure(s);
  - (e) **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

**Draft**  
**Subject to Legal Review for Accuracy, Clarity, and Consistency**  
**June 18, 2004**

- (ii) includes any subordinate measure adopted or maintained under the authority of and consistent with the measure; and
- (f) **Description** sets out the non-conforming aspects of the measure for which the entry is made.

3. In accordance with Article 11.9.1(a), 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 that are set out in the **Description** element of that entry, except to the extent the measure identified in the **Description** element has been modified by a Specific Commitment in an Annex to Chapter Eleven (Financial Services).