

Annex 6 A

INDIA'S SCHEDULE OF SPECIFIC COMMITMENTS

Horizontal Limitation

In all Groups / Classes / Sub-classes, the commitment is for full National Treatment except for :

- (1) Sub-sectors at 5-digit level which cover items requiring Industrial Licensing under the Industries (Development & Regulation) Act, 1951, or
- (2) Where a joint-venture or technology transfer/trademark agreement existed on 12.1.2005 in the 'same' filed; or
- (3) For transfer of equity in an existing company to the investor of the other party where Security & Exchange Board of India (Substantial Acquisition of Shares and Takeovers) Regulations, 1997 as amended, is attracted, or
- (4) For investments by registered Foreign Institutional Investors, including Portfolio investments.

Group	Class	Sub-class	Description	FDI Cap in %
-------	-------	-----------	-------------	--------------------

Division 15: Manufacture of food products and beverages

151			Production, processing and preservation of meat, fish, fruit, vegetables, oils and fats.	100
152	1520		Manufacture of dairy product [production of raw milk is classified in class 0121]	100
153			Manufacture of grain mill products, starches and starch products and prepared animal feeds	100
154			`	100
	1554		Manufacture of soft drinks; production of mineral waters	100

Division 17: Manufacture of textiles

171			Spinning, weaving and finishing of textiles	100
172			Manufacture of other textiles	100
173	1730		Manufacture of knitted and crocheted fabrics and articles	100

Division 18: Manufacture of wearing apparel; dressing and dyeing of fur

181	1810		Manufacture of wearing apparel, except fur apparel [this class includes manufacture of wearing apparel made of material not made in the same unit. Both regular and contract activities are included]	100
182	1820		Dressing and dyeing of fur; manufacture of articles of fur	100

Division 19: Tanning and dressing of leather; Manufacture of luggage, handbags, saddlery, harness and footwear

191	Tanning and dressing of leather, manufacture of luggage handbags, saddlery and harness	100
192 1920	Manufacture of footwear	100

Division 20: Manufacture of wood and of products of wood and cork, except furniture; Manufacture of articles of straw and plaiting materials

201 2010	Saw milling and planing of wood	100
202	Manufacture of products of wood, cork, straw and plaiting materials	100

Division 21: Manufacture of paper and paper products

210	Manufacture of paper and paper products	100
-----	-----------------------------------------	-----

Division 22: Publishing, printing and reproduction of recorded media

222	Printing and service activities related to printing	100
223 2230 22300	Reproduction of recorded media [This class includes reproduction of records, audio, video and computer tapes from master copies, reproduction of floppy, hard or compact disks, reproduction of non-customised software and film duplicating]	100

Division 23: Manufacture of coke, refined petroleum products and nuclear fuel

231 2310	Manufacture of coke oven products [This class includes the operation of coke ovens chiefly for the production of coke or semi-coke from hard coal and lignite, retort carbon and residual products such as coal tar or pitch. Agglomeration of coke.	100
232 2320	Manufacture of refined petroleum products (I) Private sector companies	100

Division 24: Manufacture of chemicals and chemical products

241	Manufacture of basic chemicals	100
242	Manufacture of other chemical products	100

243 2430	Manufacture of man-made fibers [This class includes manufacture of artificial or synthetic filament and non-filament fibers]	100
----------	------------------------------------------------------------------------------------------------------------------------------	-----

Division 25: Manufacture of rubber and plastic products

251	Manufacture of rubber products	100
252 2520	Manufacture of plastic products	100

Division 26: Manufacture of other non-metallic mineral products

261 2610	Manufacture of glass and glass products	100
269	Manufacture of non-metallic mineral products n.e.c.	100

Division 27: Manufacture of basic metals

271 2710	Manufacture of Basic Iron and Steel	100
272 2720	Manufacture of basic precious and non-ferrous metals	100
273	Casting of metals [This group includes casting finished or semi-finished products producing a variety	100

of goods, all characteristic of other activity classes]

Division 28: Manufacture of fabricated metal products, except machinery and equipments

281	Manufacture of structural metal products, tanks, reservoirs and steam generators except 28132 relating to manufacture of nuclear reactors for all purposes.	100
289	Manufacture of other fabricated metal products; metal working service activities	100

Division 29: Manufacture of machinery and equipment N.E.C.

291	Manufacture of general purpose machinery	100
292	Manufacture of special purpose machinery except 29270 relating to manufacture of weapons and ammunitions	100
293 2930	Manufacture of domestic appliances n.e.c.	100

Division 30: Manufacture of office, accounting and computing machinery

300 3000	Manufacture of office, accounting and computing machinery	100
----------	-----------------------------------------------------------	-----

Division 31: Manufacture of Electrical Machinery and apparatus n.e.c.

311 3110	Manufacture of electric motors, generators and transformers	100
312 3120 31200	Manufacture of electricity distribution and control apparatus: [electrical apparatus for switching or protecting electrical circuits (e.g. switches, fuses, voltage limiters, surge suppressors, junction boxes etc.) for a voltage exceeding 1000 volts	100
313 3130 31300	Manufacture of insulated wire and cable: [insulated (including enameled or anodised) wire, cable (including coaxial cable) and other insulated conductors; insulated strip as is used in large capacity machines or control equipment; and optical fibre cable	100
314 3140	Manufacture of accumulators, primary cells and primary batteries	100
315 3150	Manufacture of electric lamps and lighting equipment	100
319 3190	Manufacture of other electrical equipment n.e.c.	100

Division 32: Manufacture of Radio, Television and Communication equipment and apparatus

321 3210	Manufacture of electronic valves and tubes and other electronic components	100
322 3220	Manufacture of television and radio transmitters and apparatus for line telephony and line telegraphy	100
323 3230	Manufacture of television and radio receivers, sound or video recording or reproducing apparatus and associated goods	100

Division 33: Manufacture of Medical, Precision and Optical Instruments, Watches and Clocks

331	Manufacture of medical appliances and instruments and appliances for measuring, checking, testing, navigating and other purposes except optical instruments except 33124 relating to manufacture of radar apparatus and radio remote control apparatus.	100
332 3320	Manufacture of optical instruments and photographic equipment	100
333 3330	Manufacture of watches and clocks	100

Division 34: Manufacture of Motor Vehicles, Trailers and Semi-Trailers

341 3410	Manufacture of motor vehicles	100
342 3420	Manufacture of bodies (coach work) for motor vehicles; Manufacture of trailers and semi-trailers	100
343 3430 34300	Manufacture of parts and accessories for motor vehicles and their engines [brakes, gear boxes, axles, road wheels, suspension shock absorbers, radiators, silencers, exhaust pipes, clutches, steering wheels, steering columns and steering boxes and other pa	100

Division 35: Manufacture of other Transport Equipment

351	Building and repair of ships and boats	100
359	Manufacture of transport equipment n.e.c.	100

Division 36: Manufacture of Furniture, Manufacturing n.e.c.

361 3610	Manufacture of furniture	100
369	Manufacture n.e.c.	100

Other Activities: Development of township, housing, built-up infrastructure and construction development projects

	Investment in the development of townships, housing, built-up infrastructure and construction-development projects (which would include, but not restricted to, housing, commercial premises, hotels, resorts, hospital, educational institutions, recreational facilities, city and regional-level infrastructure) subject to the following conditions:	100
	i. Minimum area to be developed under each project:	
	a. In case of development of serviced housing plots, a minimum land area of 10 hectares under each project.	
	b. In case of construction-development projects, a minimum of 50,000 sq. mts. under each project.	

- c. In case of a combination project, any one of the above two conditions would suffice.
- ii. Minimum capitalization of US\$10 million for wholly owned subsidiaries and US\$5 million for joint ventures with Indian partners. The funds would have to be brought in within six months of commencement of business of the Company.
- iii. Original investment cannot be repatriated before a period of three years from completion of minimum capitalisation. However, the investor may be permitted to exit earlier with prior approval of the Government.
- iv. At least 50% of the project must be developed within a period of five years from the date of obtaining all statutory clearances. The investor would not be permitted to sell undeveloped plots.

“Undeveloped plots” will mean where roads, water supply, street lighting, drainage, sewerage, public works and other conveniences have not been made available. It will be necessary that the investor provides this infrastructure and obtains ‘completion certificate’ from the concerned local body/ service agency before he would be allowed to dispose of serviced housing plots.

(a) Note 1: **n.e.c.** means not elsewhere classified

Notes:

1. This Schedule is based on ISIC Classification 1998. In this classification system there are three levels of classification:
 - i. Group 3-digit level
 - ii. Class 4-digit level
 - iii. Sub-class 5-digit level
2. In case sectors are listed at the 4 digit (Class) level or 5 digit (sub-class) level, this Schedule covers only the lowest level mentioned in that category.