

ANNEX 10A
Schedules of Specific Commitments on Temporary Movement of Natural Persons

SCHEDULE OF INDIA

For the purposes of this Schedule, the term “CPC” means the Provisional Central Product Classification (Statistical Papers Series M No. 77, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 1991).

| Category of Natural Persons | Duration of stay |
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| A. Business visitors | |
| Commitments under this category are applicable for all sectors or sub-sectors that are committed in the Schedule of India in Annex 8B (Schedules of Specific Commitments) or in the Schedule of India in Annex 9A (Schedules of Specific Commitments on Financial Services). | |
| <p>Business visitors being natural persons of the United Kingdom seeking temporary entry into India for the following purposes:</p> <ul style="list-style-type: none"> (a) negotiating and entering into agreements for supply of services, where such negotiations do not involve making of direct sales to the general public or supplying services directly; (b) negotiating sale of goods (including distribution or retailing arrangements), where such negotiations do not involve direct sales to the general public; (c) coming as an investor or an employee of an investor (who is a manager, executive or specialist as defined under this Schedule); (d) participating in business negotiations or meetings, trade | <p>Temporary entry of business visitors shall be granted for a period not more than 180 days, which may be extended at the discretion of India in accordance with its laws and regulations.</p> |

| Category of Natural Persons | Duration of stay |
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| <p>fairs, conferences and similar activities;</p> <p>(e) participating in pre-sales or post-sales activity not amounting to actual execution of any contract or project; or</p> <p>(f) coming as trainees of multinational companies/corporate houses for in-house training in the regional hubs of the concerned company located in India;</p> <p>Temporary entry of business visitors of the United Kingdom into India is subject to the condition that such business visitors do not receive any remuneration from a source located in India</p> | |

| Category of Natural Persons | Duration of stay |
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| B. Intra-Corporate Transferees | |
| Commitments under this category are applicable for all sectors or sub-sectors that are committed in the Schedule of India in Annex 8B (Schedules of Specific Commitments) or in the Schedule of India in Annex 9A (Schedules of Specific Commitments on Financial Services). | |
| <p>Intra-Corporate Transferees means natural persons who are employed by a juridical person of the United Kingdom with a commercial presence in India, who are being transferred to a branch or a representative office or an affiliate or subsidiary on a temporary basis, and who belong to the category of employees as defined below:</p> <p>(a) Managers, being natural persons who direct a branch office,</p> | <p>Temporary entry of intra-corporate transferees, who otherwise meet criteria for the grant of an immigration visa, shall be granted for a period of one year or the period of the contract, whichever is less. The period of stay may be extended on a year-to-year basis for a total term not exceeding five years.</p> |

| Category of Natural Persons | Duration of stay |
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| <p>representative office or subsidiary or one or more departments as their head, or supervise or control the work of other supervisory, professional or managerial personnel and have the authority to appoint or remove the personnel and powers to exercise discretionary authority over day-to-day operations;</p> <p>(b) Executives, being natural persons who are in senior positions within a juridical person, including a branch, who primarily direct the management, have wide decision-making powers and either are members of the board of directors or receive directions from the board or the general body of shareholders; or</p> <p>(c) Specialists, being natural persons who possess high qualifications and knowledge at an advanced level relevant to the organisation's activities or of the organisation's research, equipment, techniques or management and may include persons who are members of accredited professional bodies.</p> | |

| Category of Natural Persons | Duration of stay |
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| C. Contractual Service Suppliers | |
| <p>1. Contractual Service Suppliers means:</p> <p>(a) employees of a United Kingdom based juridical</p> | <p>Temporary entry of contractual service suppliers shall be granted for a period of one year or, if relevant, the period of contract, whichever is less.</p> |

| Category of Natural Persons | Duration of stay |
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| <p>person who travel to India temporarily for short periods of stay of up to one year or the duration of the contract, whichever is less, in order to perform a service pursuant to a contract between their employer and a client(s) located in India; or</p> <p>(b) employees of a United Kingdom based juridical person who travel to India temporarily for short periods of stay of up to one year in order to fulfil qualification and licensing requirements where presence in India is an essential condition for the fulfilment of these requirements.</p> <p>2. The contract has to be obtained in one of the sectors listed below and subject to the conditions inscribed in Chapter 10 (Temporary Movement of Natural Persons) and additional conditions, if any, mentioned in the sector or the relevant sub-sector in the Schedule of India in Annex 8B (Schedules of Specific Commitments):</p> <p>(a) Engineering Services (CPC 8672);</p> <p>(b) Integrated Engineering Services (CPC 8673);</p> <p>(c) Architectural Services (CPC 8671);</p> | <p>The contract to supply services shall comply with the requirements of the law that apply in India.</p> <p>India may adopt or maintain a measure relating to qualification requirements, qualification procedures, technical standards, licensing requirements or licensing procedures that does not constitute a limitation within the meaning of Article 10.4 (Grant of Temporary Entry). Those measures, which include requirements to obtain a licence, to obtain recognition of qualifications in regulated sectors or to pass specific examinations, such as language examinations, even if not listed in this schedule, apply in any case.</p> |

| Category of Natural Persons | Duration of stay |
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| <p>(d) Urban planning and landscape architectural services (CPC 8674);</p> <p>(e) Taxation advisory services (excluding legal advisory and legal representational services on tax matters) (part of CPC 863);</p> <p>(f) Accounting and book keeping services (excluding auditing services) (part of CPC 862);</p> <p>(g) Computer and Related Services (CPC 841, 842, 843, 844, 845 and 849);</p> <p>(h) R & D services (CPC 85101, 85103, 85104, part of 852);</p> <p>(i) Management Consulting Services (excluding all services relating to legal consultancy) (part of CPC 865);</p> <p>(j) Services related to Management consulting (CPC 86601, excluding all services relating to legal consultancy) (CPC 86601);</p> <p>(k) Insurance and insurance related services, only in respect of advisory and consulting services;</p> <p>(l) Other financial services¹, only in respect of</p> | |

¹ For greater certainty, these exclude banking.

| Category of Natural Persons | Duration of stay |
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| <p>advisory and consulting services;</p> <p>(m) Advertising services (part of CPC 871);</p> <p>(n) Site investigation work (CPC 5111);</p> <p>(o) Services incidental to mining (CPC 883 and 5115, only in respect of advisory or consulting services);</p> <p>(p) Telecommunication services (part of CPC 7521, 7522, 7523, 7529, 843, only in respect of advisory and consulting services);</p> <p>(q) Environmental services (CPC 9401-9404, only in respect of advisory and consulting);</p> <p>(r) Related scientific and technical consulting services (part of CPC 8675);</p> <p>(s) Technical testing and analysis services (CPC 8676);</p> <p>(t) Transport (part of CPC 71, 72, 73 and 74), only in respect of advisory and consulting;</p> <p>(u) Maintenance and repair of vessels and aircraft equipment (part of CPC 8868)</p> <p>(v) Translation and interpretation services (CPC 87905) (excluding</p> | |

| Category of Natural Persons | Duration of stay |
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| <p>official or certified activities);</p> <p>(w) Maintenance and repair of personal and household goods (CPC 633);</p> <p>(x) Services incidental to manufacturing (CPC 884 and 885, only in respect of advisory and consulting);</p> <p>(y) Hotel and Restaurant services (CPC 641-643);</p> <p>(z) Travel Agency and Tour Operator Services (CPC 7471); or</p> <p>(aa) Tourist Guides Services (CPC 7472).</p> <p>3. Temporary entry of contractual service suppliers into India shall be available only in the specific service sector in which the relevant contract has been entered into and the contractual service suppliers should have appropriate educational and professional qualifications relevant to the services to be provided.</p> | |

| Category of Natural Persons | Duration of stay |
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| D. Independent Professionals | |
| 1. “Independent Professionals” means: | Temporary entry of independent professionals shall be granted for a |

| Category of Natural Persons | Duration of stay |
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| <p>(a) natural persons of the United Kingdom who travel to India temporarily for short periods of stay up to twelve months with permission to extend for a maximum of three months or the duration of the contract, whichever is less, in order to perform a service pursuant to a contract(s) between them and a client(s) located in India for which they possess appropriate educational and professional qualifications and have obtained, wherever necessary, registration with the professional body and remuneration is to be paid solely to the natural person; and</p> <p>(b) natural persons of the United Kingdom who travel to India temporarily for short periods of stay up to twelve months in order to fulfil qualification and licensing requirements where presence in India is an essential condition for the fulfilment of these requirements.</p> <p>2. Entry granted in accordance with subparagraphs (a) and (b) of paragraph 1 has to be obtained in one of the sectors listed below and subject to additional conditions, if any, mentioned in relation to the sector or the relevant sub-sector in the Schedule of India in Annex 8B</p> | <p>period of one year or, if relevant, the period of contract, whichever is less..</p> <p>The contract to supply services shall comply with the requirements of the law that apply in India.</p> <p>India may adopt or maintain a measure relating to qualification requirements, qualification procedures, technical standards, licensing requirements or licensing procedures that does not constitute a limitation within the meaning of Article 10.4 (Grant of Temporary Entry). Those measures, which include requirements to obtain a license, to obtain recognition of qualifications in regulated sectors or to pass specific examinations, such as language examinations, even if not listed in this schedule, apply in any case.</p> |

| Category of Natural Persons | Duration of stay |
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| <p>(Schedules of Specific Commitments):</p> <p>(a) Accounting and bookkeeping Services (part of CPC 862);</p> <p>(b) Engineering Services (CPC 8672);</p> <p>(c) Integrated Engineering Services (CPC 8673);</p> <p>(d) Architectural Services (CPC 8671);</p> <p>(e) Urban planning and landscape architectural services (CPC 8674);</p> <p>(f) Computer and Related Services (CPC 841, 842, 843, 844, 845 and 849);</p> <p>(g) R & D Services (CPC 85101, 85103, 85104, part of 852);</p> <p>(h) Management Consulting Services (excluding all services relating to legal consultancy) (part of CPC 865);</p> <p>(i) Services related to Management consulting (excluding all services relating to legal consultancy) (CPC 86601);</p> <p>(j) Hotel and Restaurant services (CPC 641-643);</p> <p>(k) Travel Agency and Tour Operator Services (CPC 7471); or</p> | |

| Category of Natural Persons | Duration of stay |
|---|------------------|
| <p>(l) Tourist Guides Services (CPC 7472).</p> <p>3. Temporary entry of independent professionals into India shall be available only in the specific service sector in which the relevant contract has been entered into and the independent professionals should have appropriate educational and professional qualifications relevant to the services to be provided.</p> | |

| Category of Natural Persons | Duration of stay |
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| E. Installer and Servicer | |
| Commitments under this category are applicable for all sectors or sub-sectors that are committed in the Schedule of India in Annex 8B (Schedules of Specific Commitments) or in the Schedule of India in Annex 9A (Schedules of Specific Commitments on Financial Services). | |
| <p>1. India shall grant temporary entry to an installer and servicer of United Kingdom, who otherwise meets its criteria for the grant of an immigration visa, for a duration of three months or the period of contract, whichever is less.</p> <p>2. Such installers' and servicers' temporary entry shall be granted provided that the natural person provides documentation demonstrating that he or she will be so engaged and describing the purpose of entry, including a bona fide letter of contract from the entity engaging the services</p> | Temporary entry of installer and servicer shall be granted for a period of three months or the period of the contract, whichever is less. |

| Category of Natural Persons | Duration of stay |
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| of the natural person in the host Party; and provides documentation demonstrating the attainment of the relevant minimum educational requirements or alternative credentials. | |

| Category of Natural Persons | Duration of stay |
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| <p>F. Spouses and Dependents</p> <p>For a natural person of the United Kingdom who has been granted temporary entry, or an extension in temporary stay, under the commitments set out in category (B) of this Schedule, the accompanying spouse and dependents of that natural person are accorded temporary entry for an equal period to that of the natural person, provided that the stay in India of that natural person is for a period of 12 months or longer.</p> <p>The working rights of the above-mentioned accompanying spouse and dependents in India are subject to relevant domestic laws, regulations and rules.</p> | |