

ANNEX IV
SCHEDULE OF SPECIFIC COMMITMENTS ON
TEMPORARY MOVEMENT OF NATURAL PERSONS

NEW ZEALAND

1. This Schedule sets out New Zealand's specific commitments in accordance with Chapter 9 (Temporary Movement of Natural Persons) for the temporary entry of natural persons of another Party covered under Article 9.2 (Scope).
2. This Schedule and Chapter 9 (Temporary Movement of Natural Persons) comprise the entirety of New Zealand's commitments in respect of the temporary entry or temporary stay of a natural person of another Party.
3. For greater certainty, New Zealand's commitments on Most-Favoured-Nation Treatment in accordance with Article 8.6 (Most-Favoured-Nation Treatment) and on future liberalisation in accordance with paragraph 3 of Article 8.7 (Schedules of Specific Commitments) do not apply to this Schedule.
4. Notwithstanding the commitments set out below, New Zealand remains unbound in cases of labour or management disputes, and also with respect to ships' crews.

Entry in the following categories only	Conditions and Limitations (including length of stay)
A. Business Visitor	
<u>Definition:</u> <p>A natural person of another Party whose remuneration and financial support is derived entirely from sources outside New Zealand and is seeking temporary entry into New Zealand for business purposes, such as:</p> <ul style="list-style-type: none"> (i) for the purpose of negotiating and concluding the sale of goods or services, but is not engaged in making direct sales to the general public or in supplying goods or services themselves; or (ii) as an investor, or duly authorised representative of an investor, for the purpose of establishing, expanding, monitoring, or disposing of an investment, but not with the intention of establishing or operating any business on the business visitor's own account. 	Entry for a period not exceeding in aggregate three months in any calendar year.
B. Intra-Corporate Transferee	
<u>Definition:</u> <p>An executive, manager, or a specialist:</p> <ul style="list-style-type: none"> (i) who is an employee of a goods supplier, service supplier, or investor of another Party with a commercial presence in New Zealand; and 	<u>Executive:</u> <p><u>Definition:</u> A natural person of another Party who primarily directs the management of an enterprise, exercises wide latitude in decision making, and receives only general supervision or direction from higher level executives, the board of directors, or stockholders of the</p>

Entry in the following categories only	Conditions and Limitations (including length of stay)
<p>(ii) whose salary and any related payments are paid entirely by the service supplier or enterprise that employs the intra-corporate transferee.</p>	<p>enterprise. An executive would not directly perform tasks related to the actual provision of the service or the operation of the enterprise.</p> <p>Entry for a period of initial stay up to a maximum of three years for an executive who has been employed by their employer for at least 12 months prior to their proposed transfer to New Zealand.</p> <p>Manager:</p> <p><u>Definition:</u> A natural person of another Party who will be responsible for or directs the entire or a substantial part of the operations of the enterprise in New Zealand, receiving general supervision or direction principally from higher level executives, the board of directors, or stockholders of the enterprise; supervising and controlling the work of other supervisory, professional, or managerial employees; and having the authority to establish goals and policies of the entire or a substantial part of the operations of the enterprise.</p> <p>Entry for a period of initial stay up to a maximum of three years for a manager who has been employed by their employer for at least 12 months prior to their proposed transfer to New Zealand.</p> <p>Specialist</p> <p><u>Definition:</u> A natural person of another Party with advanced trade, technical, or professional skills within an organisation who possesses knowledge at an advanced level of technical expertise, and who possesses proprietary knowledge of the organisation's service, research equipment, techniques, or management.</p> <p>Such specialists are responsible for or employed in a particular aspect of an organisation's operations in New Zealand. Skills are assessed in terms of the applicant's employment experience, qualifications, and suitability for the position.</p> <p>Entry for a period of initial stay up to a maximum of three years.</p>
C. Installer or Servicer	
<p><u>Definition:</u></p> <p>A natural person of another Party who is an installer or servicer of machinery or equipment, where such installation or servicing by the</p>	<p>Entry for periods not exceeding three months in any 12-month period.</p>

Entry in the following categories only	Conditions and Limitations (including length of stay)
<p>supplying company is a condition of purchase of the said machinery or equipment. An installer or servicer cannot perform services which are not related to the service activity which is the subject of the contract.</p>	
<p>D. Independent Service Supplier</p> <p>Definition:</p> <p>A self-employed services supplier working on a contractual basis, without a requirement for commercial presence.</p> <p>In the following category only:</p> <p>Independent Professional:</p> <p>Definition:</p> <p>A self-employed natural person of another Party with advanced technical or professional skills, without the requirement for a commercial presence, working under a valid contract in New Zealand.</p> <p>An independent professional must also have:</p> <ul style="list-style-type: none"> (i) a qualification resulting from three or more years of formal post-secondary school education leading to a recognised degree or diploma; and (ii) six or more years of experience. <p>Both (i) and (ii) must be in the field in which the independent professional wishes to supply their professional services.¹</p>	<p>In respect of the services sectors set out in New Zealand's Schedule in Annex II (Schedules of Specific Commitments for Services) only and subject to economic needs tests, entry for a period of stay up to a maximum of 12 months.</p>

¹ These qualifications must be recognised by the appropriate New Zealand authority where under New Zealand law such recognition is a condition of the provision of that service in New Zealand.