

ANNEX I

1. The Schedule of a Party to this Annex sets out, pursuant to Articles 10.12 (Non-Conforming Measures) and 11.6 (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 obligation(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 identified in the **Measures** element of an 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 an entry in the schedule of Morocco;
- (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 under the authority of and consistent with the measure;
- (e) **Description**, for Morocco, 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 Morocco.

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.

5. For greater certainty, an annex entry taken with respect to Article 11.4 (Market Access) shall apply to the cross-border supply of a service and to the supply of a service in the Party's territory by an investor of the other Party or a covered investment unless the text of the **Description** element provides otherwise. It is not necessary to reference "investment" in the heading of the **Description** element for the annex entry to apply in this manner.