

**SCHEDULE OF COMMITMENTS ON GOVERNMENT PROCUREMENT**  
**ARGENTINA**

SECTION A

(CENTRAL ENTITIES)

Entities at Federal Government Level:

Unless otherwise specified, and subject to the respective Notes in each Section and to the General Notes in Section G, Chapter 13 (Government Procurement) applies to government procurement carried out by entities at a federal level of Argentina listed in this Section, when the estimated value of the procurement is equal or exceeds the following thresholds:

For Goods and Services:

- From the date of entry into force of this Agreement until the end of the 5th year after its entry into force: SDR 800,000.
- From the 6th year until the end of the 10th year after the entry into force of this Agreement: SDR 500,000.
- From the 11th year until the end of the 15th year after the entry into force of this Agreement: SDR 300,000
- From the 16th year after the entry into force of this Agreement onwards: SDR 130,000

For Construction Services:

- From the entry into force of the Agreement until the end of the 5th year from its entry into force: SDR 8,000.000.
- From the 6th year from the entry into force of the Agreement onwards: SDR 5,000.000.

## LIST OF ENTITIES

Chapter 13 (Government Procurement) applies to the Argentine government entities listed below:

### A) CENTRAL ADMINISTRATION<sup>1</sup>

Chapter 13 (Government Procurement) applies to all entities of the Central administration listed below, including its subordinate centralized entities (Secretariats, Undersecretariats, National Directorates, Simple Directorates and Deconcentrated entities or bodies), unless specifically excluded:

1. Presidencia de la Nación (excluding Agencia Federal de Inteligencia)
2. Jefatura de Gabinete de Ministros
3. Ministerio de Ambiente y Desarrollo Sostenible
4. Ministerio de Ciencia, Tecnología e Innovación
5. Ministerio de Cultura
6. Ministerio de Defensa
7. Ministerio de Salud
8. Ministerio de Desarrollo Social
9. Ministerio de Desarrollo Territorial y Hábitat
10. Ministerio de Economía
11. Ministerio de Educación
12. Ministerio del Interior
13. Ministerio de Justicia y Derechos Humanos
14. Ministerio de las Mujeres, Géneros y Diversidad
15. Ministerio de Obras Públicas
16. Ministerio de Relaciones Exteriores, Comercio Internacional y Culto
17. Ministerio de Seguridad
18. Ministerio de Trabajo, Empleo y Seguridad Social
19. Ministerio de Transporte

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<sup>1</sup> For greater certainty, decentralized entities or bodies, state enterprises and other entities or bodies of the national public administration do not form part of the Central administration.

20. Ministerio de Turismo y Deportes

B) DECENTRALIZED ENTITIES

1. Sindicatura General de la Nación
2. Instituto Nacional del Agua
3. Dirección Nacional del Registro Nacional de las Personas
4. Dirección Nacional de Migraciones
5. Tribunal de Tasaciones de la Nación
6. Instituto Nacional de Asuntos Indígenas
7. Instituto Nacional contra la Discriminación, la Xenofobia y el Racismo
8. Centro Internacional para la Promoción de los Derechos Humanos
9. Comisión Nacional de Valores
10. Superintendencia de Seguros de la Nación
11. Superintendencia de Servicios de Salud
12. Tribunal Fiscal de la Nación
13. Unidad de Información Financiera
14. Instituto Nacional de Tecnología Industrial
15. Instituto Nacional de la Propiedad Industrial
16. Instituto Nacional de Tecnología Agropecuaria
17. Instituto Nacional de Investigación y Desarrollo Pesquero
18. Instituto Nacional de Vitivinicultura
19. Instituto Nacional de Semillas
20. Servicio Nacional de Sanidad y Calidad Agroalimentaria
21. Instituto Nacional de Promoción Turística
22. Comisión Nacional de Regulación del Transporte
23. Organismo Regulador del Sistema Nacional de Aeropuertos
24. Administración Nacional de Aviación Civil
25. Junta de seguridad en el transporte
26. Servicio Geológico Minero Argentino
27. Ente Nacional Regulador del Gas
28. Ente Nacional Regulador de la Electricidad
29. Ente Nacional de Comunicaciones
30. Comisión Nacional de Evaluación y Acreditación Universitaria (CONEAU)
31. Consejo Nacional de Investigaciones Científicas y Técnicas (CONICET)

32. Biblioteca Nacional "Doctor Mariano Moreno"
33. Instituto Nacional del Teatro
34. Fondo Nacional de las Artes
35. Superintendencia de Riesgos del Trabajo
36. Instituto Nacional Central Único Coordinador de Ablación e Implante
37. Administración Nacional de Laboratorios e Institutos de Salud "Dr. Carlos Malbrán"
38. Instituto Nacional de Rehabilitación Psicosfísica del Sur "Dr. Juan Otimio Tesone"
39. Administración de Parques Nacionales
40. Instituto Nacional de Asociativismo y Economía Social
41. Teatro Nacional Cervantes
42. Dirección Nacional de Vialidad
43. Servicio Meteorológico Nacional
44. Administración Nacional de Medicamentos, Alimentos y Tecnología Médica (ANMAT).

C) SOCIAL SECURITY INSTITUTIONS

1. Caja de Retiros, Jubilaciones y Pensiones de la Policía Federal
2. Instituto de Ayuda Financiera para pago de Retiros y Pensiones Militares
3. Administración Nacional de la Seguridad Social

NOTES TO SECTION A (ARGENTINA'S LIST OF ENTITIES)

1. Chapter 13 (Government Procurement) shall not apply to the following government procurement expressed in Harmonized System (HS) nomenclature:

(a) Government procurement undertaken by Ministerio de Defensa and Ministerio de Seguridad of:

- 61: articles of apparel and clothing accessories, knitted or crocheted;
- 62: articles of apparel and clothing accessories, not knitted or crocheted;
- 4203: articles of apparel and clothing accessories, of leather or of composition leather;
- 64: footwear, gaiters and the like, parts of such articles;
- 6506.10: only bulletproof helmets
- 6307.90.90: only bulletproof vests.
- Military equipment.

(b) Government procurement undertaken by Ministerio de Seguridad of:

- 8702: motor vehicles for the transport of ten or more persons, including the driver;
  - 8703: motor cars and other motor vehicles principally designed for the transport of persons (other than those of heading 8702), including station wagons and racing cars;
  - 8704: motor vehicles for the transport of goods;
  - 8705: special purpose motor vehicles, other than those principally designed for the transport of persons or goods (for example, breakdown lorries, crane lorries, fire fighting vehicles, concrete- mixer lorries, road sweeper lorries, spraying lorries, mobile workshops, mobile radiological units);
  - 8903: only boats.
- (c) Government procurement undertaken by Ministerio de Salud of:
- 2106.90.30: alimentary complements.
  - 3002.12.23: factor VIII concentrate.
  - 3002.15.10: interferon beta; peginterferon alfa-2-a .
  - 3002.15.20: basiliximab (DCI); bevacizumab (DCI); daclizumab (DCI); etanercept (DCI); gemtuzumab ozogamicin (DCI); oprelvekin (DCI); rituximab (DCI); trastuzumab (DCI).
  - 3002.20: vaccines for human medicine;
  - 3003: medicaments (excluding goods of heading 30.02, 30.05 or 30.06) consisting of two or more constituents which have been mixed together for therapeutic or prophylactic uses, not put up in measured doses or in forms or packings for retail sale;
  - 3004: medicaments (excluding goods of heading 30.02, 30.05 or 30.06) consisting of mixed or unmixed products for therapeutic or prophylactic uses, put up in measured doses (including those in the form of transdermal administration systems) or in forms or packings for retail sale;
  - 3005: wadding, gauze, bandages and similar articles (for example, dressings, adhesive plasters, poultices), impregnated or coated with pharmaceutical substances or put up in forms or packings for retail sale for medical, surgical, dental or veterinary purposes;
  - 3006: pharmaceutical goods specified in Note 4 to the corresponding HS Chapter;
  - 8419.20: medical, surgical or laboratory sterilisers;
  - 9018: instruments and appliances used in medical, surgical, dental or veterinary sciences, including scintigraphic apparatus, other electro-medical apparatus and sight-testing instruments;
  - 9019: mechano-therapy appliances; massage apparatus; psychological aptitude-testing apparatus; ozone therapy, oxygen therapy, aerosol therapy, artificial respiration or other therapeutic respiration apparatus;

- 9021: orthopaedic appliances, including crutches, surgical belts and trusses; splints and other fracture appliances; artificial parts of the body; hearing aids and other appliances which are worn or carried, or implanted in the body, to compensate for a defect or disability;
- 9022: apparatus based on the use of X-rays or of alpha, beta or gamma radiations, whether or not for medical, surgical, dental or veterinary uses, including radiography or radiotherapy apparatus, X-ray tubes and other X-ray generators, high tension generators, control panels and desks, screens, examination or treatment tables, chairs and the like;
- 9025: hydrometers and similar floating instruments, thermometers, pyrometers, barometers, hygrometers and psychrometers, recording or not, and any combination of these instruments;

(d) Government procurement undertaken by Ministerio de Desarrollo Social of:

- 2005: other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading 20.06;
- 0402: milk and cream, concentrated or containing added sugar or other sweetening matter;
- 1006: rice;
- 1902: pasta, whether or not cooked or stuffed (with meat or other substance) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni, couscous, whether or not prepared.

## SECTION B

### (SUB-CENTRAL ENTITIES)

Entities at Sub-federal Government Level:

Argentina shall initiate internal consultations proceedings with its provincial governments and the government of the Autonomous City of Buenos Aires with a view to achieving their inclusion in Argentina's market access offer on a voluntary basis.

SECTION C

(OTHER ENTITIES)

No other entities are covered by Argentina's offer.



## SECTION D

### (GOODS)

Unless otherwise specified, and subject to the respective Notes in each Section and to the General Notes in Section G, Chapter 13 (Government Procurement) covers all government procurement of goods carried out by Argentine entities listed in Section A, with the exception of goods that correspond to the Harmonized System (HS) listed below:

- 8528: monitors and projectors, not incorporating television reception apparatus; reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus;
- 9403: other furniture and parts thereof;
- 8415: air conditioning machines, comprising a motor-driven fan and elements for changing the temperature and humidity, including those machines in which the humidity cannot be separately regulated;
- 9401.30: swivel seats with variable height adjustment;
- 4802: uncoated paper and paperboard, of a kind used for writing, printing or other graphic purposes, and non perforated punchcards and punch tape paper, in rolls or rectangular (including square) sheets, of any size, other than paper of heading 48.01 or 48.03; hand-made paper and paperboard;
- 3215: printing ink, writing or drawing ink and other inks, whether or not concentrated or solid
- 4901: printed books, brochures, leaflets and similar printed matter, whether or not in single sheets

## SECTION E

### (SERVICES)

Unless otherwise specified, and subject to the respective Notes in each Section and to the General Notes in Section G, Chapter 13 (Government Procurement) covers all government procurement of the below-listed services carried out by Argentine entities listed in Section A. The services are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.), as contained in document MTN.GNS/W/120.

#### 1. BUSINESS SERVICES

##### A. Professional Services

- |                                                  |     |
|--------------------------------------------------|-----|
| a. Legal Services                                | 861 |
| b. Accounting, auditing and bookkeeping services | 862 |
| c. Taxation Services                             | 863 |

##### B. Computer and Related Services

- |                                                                          |         |
|--------------------------------------------------------------------------|---------|
| a. Consultancy services related to the installation of computer hardware | 841     |
| b. Software implementation services                                      | 842     |
| c. Data processing services                                              | 843     |
| d. Data base services                                                    | 844     |
| e. Other                                                                 | 845+849 |

##### D. Real Estate Services

- |                                     |     |
|-------------------------------------|-----|
| a. Involving own or leased property | 821 |
| b. On a fee or contract basis       | 822 |

##### E. Rental/Leasing Services without Operators

- |                                              |             |
|----------------------------------------------|-------------|
| d. Relating to other machinery and equipment | 83106-83109 |
|----------------------------------------------|-------------|

##### F. Other services provided to businesses

- |                                                        |     |
|--------------------------------------------------------|-----|
| a. Advertising services                                | 871 |
| b. Market research and public opinion polling services | 864 |
| c. Management consulting services                      | 865 |
| d. Services related to man. Consulting                 | 866 |

h. Mining-related services	883+5115
n. Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment)	633+ 8861-8866
o. Services provided for the cleaning of buildings	874
q. Packaging services	876
s. Services provided in assemblies or conventions	87909*
t. Other (only translation and interpretation services)	87905

## 2. COMMUNICATION SERVICES

<u>B. Courier services</u>	7512
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C. Telecommunication services: Does not include the provision of satellite facilities for geostationary satellites pertaining to the fixed satellite services.

a. Telephone services	7521
b. Data transmission	7523**
d. Telex services	7523**
e. Telegraph services	7522
f. Facsimile services	7521**+7529**
g. Leased telephone circuits/Leased circuits for international voice and data	n/a
h. Electronic mail	7523**
i. Voice mail	7523**
j. Information gathered on-line and from data bases	7523**
k. Electronic data exchange (EDE)	7523**
l. Increased value-added facsimile services, including Storage and retransmission services and storage and recovery services	7523**
m. Conversion of codes and protocol	n/a
n. Data and on-line information and/or Processing (including transaction processing)	843**
o. Others.	

## 6. ENVIRONMENTAL SERVICES

<u>A. Sewage services</u>	9401
<u>B. Refuse disposal services</u>	9402
<u>C. Sanitation and similar services</u>	9403

D. Other

9. TOURISM AND TRAVEL RELATED SERVICES

<u>A. Hotels and restaurants</u> (including catering services)	641-643
<u>B. Travel agencies and group travel services</u>	7471
<u>C. Tourist guide services</u>	7472

The (\*) indicates that the specified service is a component of a more aggregated CPC item specified elsewhere in this classification list.

The (\*\*) indicates that the service specified constitutes only a part of the total range of activities covered by the CPC concordance (e.g. voice mail is only a component of CPC item 7523).

NOTES TO SECTION E

1. Government procurement by Argentine entities covered under Section A of any of the services listed under this Section shall be a covered procurement with regard to a particular service provider of Singapore only to the extent that Singapore has covered that service under its Section.

## SECTION F

### (CONSTRUCTION SERVICES)

Unless otherwise specified, and subject to the respective Notes in each Section and to the General Notes in Section G, Chapter 13 (Government Procurement) covers government procurement of the following construction services listed in Division 51 of the Provisional Central Product Classification (CPC Prov.) as contained in document MTN.GNS/W/120 (others being excluded) carried out by the Argentinian entities listed in Section A:

#### LIST OF CONSTRUCTION SERVICES COVERED

<i>CPC</i>	<i>Description</i>
512	General construction work for buildings
513	General construction work for civil engineering
514, 516	Installation and assembly work
517	Building completion and finishing work
511, 515, 518	Others

#### NOTES TO SECTION F

1. The government procurement of the following goods in connection with a contract of construction services, expressed in HS nomenclature, is excluded from the application of Chapter 13 (Government Procurement):
  - 8410: hydraulic turbines, water wheels, and regulators therefor;
  - 8504: electric transformers, static converters (for example, rectifiers) and inductors;
  - 8414: Air or vacuum pumps, air or other gas compressors and fans; ventilating or recycling hoods incorporating a fan, whether or not fitted with filters;
  - 8428: Other lifting, handling, loading or unloading machinery (for example, lifts, escalators, conveyors, teleferics).
2. Government procurement by Argentine entities listed under Section A of any of the construction services covered under this Section shall be a covered procurement with regard to a particular construction service provider of Singapore only to the extent that Singapore has covered that construction service under its Section.

## SECTION G

### (GENERAL NOTES)

The following general notes apply to all government procurement covered by Chapter 13 (Government Procurement):

1. Chapter 13 (Government Procurement) shall not apply to any form of preference or advantage aimed at favouring Micro, Small and Medium Enterprises or minority - or/and women-owned businesses<sup>2</sup>. The preference or advantage may include any price preference, the right to improve the original tender, or the exclusive right to provide a good or service.
2. Chapter 13 (Government Procurement) shall not apply to pre-commercial government procurement aimed at promoting the development of innovative solutions for public sector needs. Pre-commercial government procurement includes the product idea, solution design, prototyping, original development and validation/testing of a limited set of first products.
3. Chapter 13 (Government Procurement) shall not apply to public concessions, such as public services concessions and public work concessions.
4. Notwithstanding the provisions set forth in Article 13.14(4) (Conditions for participation), Argentina may exclude a supplier if:
  - (a) there is a confirmed indictment against the supplier for crimes against property, or against the Public Administration, or against public faith, or against the economic and financial order, or for crimes set forth in the Inter-American Convention against Corruption.
  - (b) the supplier is (i) an agent or official of Argentine public sector, or (ii) an enterprise in which such agent or official has sufficient participation so as to control the company's decision-making process, or (iii) an enterprise in which such agent or official is linked for reasons of management, participation or dependency.
  - (c) the supplier is a natural or juridical person that breached its accountability and reporting obligations when granted a subsidy or contribution.

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<sup>2</sup> For greater certainty, minority - or/and women-owned businesses may include the property, control, management or operation by women or other/non-binary gender identities.

- (d) the supplier has acted as advisors to the procuring entity in the implementation of the project in which it intends to participate as a potential bidder.
- (e) the supplier is undergoing an insolvency proceeding.
- (f) the supplier lacks capacity or legitimacy to contract with the National State in general, or with the contracting entities in particular.
- (g) the supplier has been subject to any of the sanctions that, according to Argentina's laws and regulations, prevent him from contracting with the National Public Administration.

5. Argentina reserves the right to award contracts by means other than open or selective tendering procedures in the case of procurements undertaken for the repair of machinery, vehicles, equipment or engines whose disarmament, transfer or prior examination is essential to determine the necessary repair and the adoption of another contracting procedure will prove to be more expensive. This exception may not be used for common maintenance repairs of such items.

6. For greater certainty, the commitments with regard to services covered in Section E and Section F are subject to terms, limitations, conditions and qualifications specified in the list of commitments undertaken by Argentina under its schedule in Annex II (Schedules of Specific Commitments for Services) of Chapter 10 (Trade in Services).

## SECTION H

### (MEANS OF PUBLICATIONS)

- Boletín Oficial de la República Argentina.
  
- Portal de Compras Públicas de la República Argentina (COMPR.AR).
  
- Portal electrónico de Contratación de Obra Pública (CONTRAT.AR).



## SECTION I

### (THRESHOLD ADJUSTMENT FORMULA)

Argentina shall calculate and convert the value of its thresholds into its national currency, using the conversion rates of the International Monetary Fund (IMF). The conversion rates will be the average of the values of its national currency in terms of the SDR published by the IMF in its monthly "International Financial Statistics", over the two-year period preceding 1 October of the year prior to the thresholds becoming effective. The converted thresholds shall apply from 1 January of the following year and shall be fixed for one year.

The value of the newly calculated thresholds shall be made available by Argentina, in its national currency, before the respective thresholds take effect.