

Annex 6
referred to in Chapter 7

Schedules of Specific Commitments and
List of Most-Favored-Nation Treatment Exemptions

Part 1
Schedules of Specific Commitments
in relation to Article 7.7

1A: Schedule of Japan

Explanatory Notes

1. Alphabets indicated against individual sectors or sub-sectors and numbers in brackets are references to the Services Sectoral Classification List (GATT Document MTN.GNS/W/120, dated July 10, 1991) and 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) (hereinafter referred to in this Annex as "CPC"). These alphabetical and numerical divisions are indicated to enhance the clarity in the description of specific commitments, but shall not be construed as being a part of the specific commitments.

2. The scheduling of specific commitments follows the Guidelines for the Scheduling of Specific Commitments (WTO Document S/L/92, dated March 28, 2001). The Guidelines shall not, however, be construed as being legally binding.

3. The modes of supply 1), 2), 3) and 4) indicated in this Schedule correspond respectively to the supply of services defined in subparagraphs (m) (i), (m) (ii), (m) (iii) and (m) (iv) of Article 7.2.

4. The entry "Unbound*" means unbound due to lack of technical feasibility. The entry of "SS" in sectors or sub-sectors under paragraph 2 of Article 7.7 shall not prevent Japan from adopting or maintaining any measure with respect to the modes where "Unbound*" is entered.

5. Measures affecting (a) passenger transport services by air; (b) freight transport services by air; and (c) rental/leasing services of aircraft with crew/operator are not listed in this Schedule, as these are measures affecting traffic rights or measures affecting services directly related to the exercise of traffic rights to which Chapter 7 does not apply. The commitment for freight transport agency services does not include freight forwarding services by air transport services.

6. The use of "***" against individual CPC codes indicates that the specific commitment for that code does not extend to the total range of services covered under that code.

7. The entry of "SS*" means that paragraph 2 of Article 7.7 shall apply only to modes 1), 2) and 3) with respect to the sectors or sub-sectors where specific commitments are undertaken under Articles 7.3 and 7.5. The entry of "SS**" means that paragraph 2 of Article 7.7 shall apply only to mode 4) with respect to the sectors or sub-sectors where specific commitments are undertaken under Article 7.3.

| Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons | | | | |
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| Sector or sub-sector | SS | Limitations on market access | Limitations on national treatment | Additional commitments |
| SECTOR-SPECIFIC COMMITMENTS | | | | |
| 1. BUSINESS SERVICES | | | | |
| A. Professional Services | | | | |
| a) Legal services supplied by a lawyer qualified as "Bengoshi" under Japanese law (CPC 861) | SS | <p>1) None except that: services must be supplied by a natural person or by a Legal Profession Corporation¹; and commercial presence is required.</p> <p>2) None except that: services must be supplied by a natural person or by a Legal Profession Corporation; and commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by a Legal Profession Corporation.</p> <p>4) None except that commercial presence is required.</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| a) Legal advisory services on law of jurisdiction where the service supplier is a qualified lawyer (CPC 861**) | SS | <p>1) None except that: services must be supplied by a natural person; and commercial presence is</p> | <p>1) None except that a service supplier is required to stay in Japan not less than 180 days in a year.</p> | |

1 A Legal Profession Corporation under Japanese law is composed of one or more partners who are lawyers qualified as "Bengoshi" under Japanese law and who have the right and obligation to execute activities of the Legal Profession Corporation.

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| <p>(a) Legal advisory services on law does not include:</p> <p>(i) legal representational services for juridical procedures in courts and other government agencies as well as preparation of legal documents for such procedures;</p> <p>(ii) expression of legal opinions concerning laws other than laws of the jurisdiction where the service supplier is qualified as a lawyer (hereinafter referred to as the "jurisdiction" in this sector);</p> <p>(iii) legal representational services for the entrustment of the preparation of notarial deeds; and</p> <p>(iv) those activities concerning a legal case whose primary objective is the acquisition or loss or change of rights concerning real property in Japan or of industrial</p> | <p>required.</p> <p>2) None</p> <p>3) None except that services must be supplied by a natural person.</p> <p>4) None except that commercial presence is required.</p> | <p>2) None</p> <p>3) None</p> <p>4) None except that a service supplier is required to stay in Japan not less than 180 days in a year.</p> | <p>3) (a) Practice of international law is permitted, provided that the international law is or was in force in the jurisdiction.</p> <p>Practice of third country law is permitted, according to written advice on each issue from competent persons (e.g. lawyers qualified in the third country and engaging in legal business concerning the law of that country).</p> <p>Practice of Japanese law is not permitted.</p> <p>(b) Association with Bengoshi is permitted.</p> <p>Employment of Bengoshi is permitted.</p> <p>(c) Use of firm name is unrestricted, provided that it is followed with reference to "Gaikoku-Ho-</p> |
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| <p>property rights, mining rights or other rights arising upon registration thereof with government agencies in Japan.</p> <p>(b) A service supplier shall be required to cooperate with Bengoshi or to ask for his advice in a legal case concerning family relations or inheritance, in which a Japanese national is involved as a party, or in a legal case whose objective is the acquisition or loss or change of rights concerning real property in Japan or of industrial property rights, mining rights or other rights arising upon registration thereof with government agencies in Japan, as long as the above objective is not the primary one.</p> | | | <p>Jimu-Bengoshi Jimusho".</p> <p>(d) Representation in international arbitration is permitted.</p> |
| <p>Note to the Specific Commitment in the Sector of Legal Advisory Services on Law of Jurisdiction Where the Service Supplier is a Qualified Lawyer</p> <p>A service supplier must be recognized as "Gaikoku-Ho-Jimu-Bengoshi" by the Minister of Justice and register with the Japan Federation of Bar Associations.</p> <p>The conditions for granting recognition by the Minister of Justice are as follows:</p> <p>(a) The service supplier is qualified as a lawyer in that jurisdiction.</p> <p>(b) The service supplier has been engaged as a lawyer for at least three years in that jurisdiction.</p> <p>(c) The service supplier is not subject to such conditions of disqualification in that jurisdiction which, if applied to Bengoshi,</p> | | | |

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| <p>would disqualify the Bengoshi.</p> <p>(d) The service supplier possesses the intention to undertake the profession in good faith.</p> <p>(e) The service supplier possesses plans, residence and financial basis to perform his or her functions properly and steadily.</p> <p>(f) The service supplier possesses capability to compensate for damages caused to the client, if any.</p> | | | | |
| a) | Legal services supplied by a judicial scrivener qualified as "Shiho-Shoshi" under Japanese law (CPC 86I**) | SS | <p>1) None except that: services must be supplied by a natural person or by a Judicial Scrivener Corporation²; and commercial presence is required.</p> <p>2) None except that: services must be supplied by a natural person or by a Judicial Scrivener Corporation; and commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by a Judicial Scrivener Corporation.</p> <p>4) None except that commercial presence is required.</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> |
| a) | Legal services supplied by an administrative scrivener qualified as "Gyousei-Shoshi" under Japanese law (CPC 86I**) | SS | <p>1) None except that: services must be supplied by a natural person or by an Administrative Scrivener Corporation³; and</p> | <p>1) None</p> |

2 A Judicial Scrivener Corporation under Japanese law is composed of two or more partners who are judicial scriveners qualified as "Shiho-Shoshi" under Japanese law and who have the right and obligation to execute activities of the Judicial Scrivener Corporation.

3 An Administrative Scrivener Corporation under Japanese law is composed of two or more partners who are administrative scriveners qualified as "Gyousei-Shoshi" under Japanese law and who have the right and obligation to execute activities of the Administrative Scrivener Corporation.

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| | | <p>commercial presence is required.</p> <p>2) None except that: services must be supplied by a natural person or by an Administrative Scrivener Corporation; and commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by an Administrative Scrivener Corporation.</p> <p>4) None except that commercial presence is required.</p> | <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| <p>a) Legal services supplied by a certified social insurance and labor consultant qualified as a "Shakai-Hoken-Romushi" under Japanese law (CPC 861**)</p> | <p>SS</p> | <p>1) None except that: services must be supplied by a natural person or by a Certified Social Insurance and Labor Consultant Corporation; and commercial presence is required.</p> <p>2) None except that: services must be supplied by a natural person or by a Certified Social Insurance and Labor Consultant Corporation; and commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by a Certified Social Insurance and Labor Consultant Corporation; and commercial presence is required.</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> | |

4 A Certified Social Insurance and Labor Consultant Corporation under Japanese law is composed of two or more partners who are certified social insurance and labor consultants qualified as "Shakai-Hoken-Romushi" under Japanese law and who have the right and obligation to execute activities of the Certified Social Insurance and Labor Consultant Corporation.

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| | | | person or by a Certified Social Insurance and Labor Consultant Corporation. | | |
| | | 4) | None except that commercial presence is required. | 4) | None |
| a) | Legal services supplied by a patent attorney qualified as "Benrishi" under Japanese law (CPC 86119, 8612, 8613, 8619) | SS | <p>1) None except that: services must be supplied by a natural person or by a Patent Business Corporation⁵; and commercial presence is required for a Patent Business Corporation.</p> <p>2) None except that: services must be supplied by a natural person or by a Patent Business Corporation; and commercial presence is required for a Patent Business Corporation.</p> <p>3) None except that services must be supplied by a natural person or by a Patent Business Corporation.</p> <p>4) None</p> | 1) | None |
| a) | Legal services supplied by a maritime procedure agent qualified as "Kaijidaishi" under Japanese law (CPC 861**) | SS | <p>1) None except that services must be supplied by a natural person.</p> <p>2) None except that services must be supplied by a natural person.</p> <p>3) None except that services must be supplied by a natural person.</p> | 1) | None |
| | | | | 2) | None |
| | | | | 3) | None |

5 A Patent Business Corporation under Japanese law is composed of two or more partners who are patent attorneys qualified as "Benrishi" under Japanese law and who have the right and obligation to execute activities of the Patent Business Corporation.

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| | | | person. 4) None | 4) None | |
| a) Legal services supplied by a land and house surveyor qualified as "Tochi-Kaoku-Chosashi" under Japanese law (CPC 861**) | SS | 1) None except that: services must be supplied by a natural person or by a Land and House Surveyor Corporation ⁶ ; and commercial presence is required. 2) None except that: services must be supplied by a natural person or by a Land and House Surveyor Corporation; and commercial presence is required. 3) None except that services must be supplied by a natural person or by a Land and House Surveyor Corporation. 4) None except that commercial presence is required. | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| b) Accounting, auditing and bookkeeping services (CPC 862) | SS | 1) None except that: provision of the services that must be supplied by an accountant qualified as "Koninkaikeishi" or an Audit Corporation ⁷ under Japanese law is restricted to a natural person or an Audit Corporation; and | 1) None | 1) None | |

6 A Land and House Surveyor Corporation under Japanese law is composed of two or more partners who are land and house surveyors qualified as "Tochi-Kaoku-Chosashi" under Japanese law and who have the right and obligation to execute activities of the Land and House Surveyor Corporation.

7 An Audit Corporation under Japanese law is composed of five or more partners who are accountants qualified as "Koninkaikeishi" under Japanese law and who have the right and obligation to execute activities of the Audit Corporation.

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| | | <p>commercial presence is required for an Audit Corporation.</p> <p>2) None except that: provision of the services that must be supplied by an accountant qualified as "Koninkaikeishi" or an Audit Corporation under Japanese law is restricted to a natural person or an Audit Corporation; and</p> <p>commercial presence is required for an Audit Corporation.</p> <p>3) None except that provision of the services that must be supplied by an accountant qualified as "Koninkaikeishi" or an Audit Corporation under Japanese law is restricted to a natural person or an Audit Corporation.</p> <p>4) None</p> | <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| c) Taxation services (CPC 863) | SS | <p>1) None except that as for certified public tax accountant services stipulated in Certified Public Tax Accountant Law (Law No. 237 of 1951): services must be supplied by a natural person or by a Certified Tax Accountant Corporation⁸; and</p> <p>commercial presence is required.</p> <p>2) None except that as for</p> | <p>1) None</p> <p>2) None</p> | |

8 A Certified Tax Accountant Corporation under Japanese law is composed of two or more partners who are tax accountants qualified as "Zeirishi" under Japanese law and who have the right and obligation to execute activities of the Certified Tax Accountant Corporation.

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| | | | certified public tax accountant services stipulated in Certified Public Tax Accountant Law: services must be supplied by a natural person or by a Certified Tax Accountant Corporation; and commercial presence is required. | | |
| | | 3) | None except that as for certified public tax accountant services stipulated in Certified Public Tax Accountant Law, services must be supplied by a natural person or by a Certified Tax Accountant Corporation. | 3) | None |
| | | 4) | None except that as for certified public tax accountant services stipulated in Certified Public Tax Accountant Law, commercial presence is required. | 4) | None |
| d), e) | Architectural services which must be supplied by a service supplier qualified as "Kenchikushi" under Japanese law, or by a service supplier using "Kenchikushi" (CPC 86712, 86713, 86714 ⁹) (CPC 86722, 86723, 86724 ⁹ , 86725 ⁹ , 86727 ⁹) | SS | 1) None except that commercial presence is required. 2) None except that commercial presence is required. 3) None 4) None except that commercial presence is required. | 1) 2) 3) 4) | None None None None |
| d), e), g) | Architectural services which may be supplied by a service supplier not | SS | 1) None ¹¹ 2) None ¹¹ | 1) 2) | None None |

9 Limited to services necessary for building construction excluding post-construction services.

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| | qualified as "Kenchikushi" under Japanese law, or by a service supplier not using "Kenchikushi" (CPC 8671, 8672 ¹⁰ , 86742 ¹⁰) | | 3) None 4) None ¹¹ | 3) None 4) None | |
| e), f) | Engineering services and integrated engineering services (CPC 8672 ¹² , 8673 ¹²) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| e), g) F e), F m) | civil engineering consulting services (CPC 8672 ¹³ , 86724 ¹³ , 86727 ¹³ , 86729 ¹³) (CPC 86741 ¹³ , 86742 ¹³) (CPC 86761 ¹³) (CPC 86751 ¹³ , 86752 ¹³) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| g) | Urban planning and landscape architectural services (CPC 8674 ¹²) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| h) | Medical and dental services (CPC 9312) | | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign | |

10 Limited to services necessary for building construction.

11 In the case where the services are supplied by a service supplier who is qualified as "Kenchikushi" under Japanese law, or by a service supplier using "Kenchikushi", commercial presence is required.

12 Excluding architectural services and civil engineering consulting services.

13 Limited to services necessary for civil engineering excluding engineering design services for building.

| | | capital. 4) Unbound | capital. 4) Unbound | |
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| i) Veterinary services (CPC 932) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| j) Services supplied by midwives, nurses and para-medical personnel (CPC 93191**) | | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | |
| j) Services supplied by physiotherapists qualified as "Rigaku-ryohoushi" under Japanese law (CPC 93191**) | | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) None | |
| k) Other | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| B. Computer and Related Services (excluding air transport services: computer reservation system) | SS | 1) None 2) None 3) None | 1) None 2) None 3) None | |

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| (CPC 841, 842, 843, 844, 845, 849) | | 4) None | 4) None | |
| C. Research and Development Services | | | | |
| a) Research and development services on natural sciences (CPC 851) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| b) Research and development services on social sciences and humanities (CPC 852) | | | | |
| c) Interdisciplinary research and development services (CPC 853) | | | | |
| D. Real Estate Services | | | | |
| a) Real estate services involving own or leased property (for property in Japan) (CPC 821**) | SS | 1) None except that commercial presence is required. 2) None except that commercial presence is required. 3) None 4) None except that commercial presence is required. | 1) None 2) None 3) None 4) None | |
| a) Real estate services involving own or leased property (for property outside Japan) (CPC 821**) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| b) Real estate services on a fee or contract basis (for property in Japan) (CPC 822**) | SS | 1) None except that commercial presence is required. 2) None except that commercial presence is required. 3) None | 1) None 2) None 3) None | |

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| | | | 4) None except that commercial presence is required. | 4) None | |
| b) | Real estate services on a fee or contract basis (for property outside Japan) (CPC 822**) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| E. Rental and Leasing Services without Operators | | | | | |
| a) | Rental and leasing services, without operators, relating to vessels ¹⁴ (CPC 83103) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None except that prior notification is required for coastwise vessel leasing services in accordance with the Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949). 4) None | |
| b) | Rental and leasing services, without operators, relating to aircraft ¹⁵ (CPC 83104) | | 1) None 2) None 3) None 4) Unbound | 1) None 2) None 3) None 4) Unbound | |
| c) | Rental and leasing | SS | 1) None | 1) None | |

14 In the case that services are supplied through the use of vessel flying the flag of Japan, the vessel must be owned by:
(a) a natural person having Japanese nationality; or
(b) a juridical person established under Japanese law, with all representatives ("daihyosha") and not less than two-thirds of executives administering the affairs of the juridical person ("gyomu-wo-shikkosuru yakuin") having Japanese nationality.

15 In the case that services are supplied through the use of aircraft registered as a Japanese aircraft, the aircraft must be owned by:
(a) a natural person having Japanese nationality; or
(b) a juridical person established under Japanese law, with all representatives ("daihyosha") and not less than two-thirds of executives ("yakuin") having Japanese nationality and with not less than two-thirds of voting share held by Japanese persons.

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| services, without operators, relating to transport equipment other than vessels and aircraft (CPC 83101, 83102, 83105) | | 2) None 3) None 4) None | 2) None 3) None 4) None | |
| d), e) Rental and leasing services, without operators, relating to machineries and equipment other than transport equipment, and personal and household goods (CPC 83106-83109) (CPC 832) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| F. Other Business Services | | | | |
| a) Advertising services (CPC 871) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| b) Market research and public opinion polling services (CPC 864) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| c) Management consulting services (CPC 865) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| d) Services related to management consulting (CPC 86601, 86609) | SS | 1) None 2) None | 1) None 2) None | |

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| | | | 3) None 4) None | | 3) None 4) None | |
| d) Arbitration and conciliation services (CPC 86602) | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| e) Technical testing and analysis services (a) for manufactured goods, excluding services covered by the Measurement Law (Law No. 51 of 1992) (CPC 8676**) | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | 1) None 2) None 3) None 4) None | |
| (b) covered by the Measurement Law as follows: (CPC 86763**) (i) periodic inspection of specified measuring instruments; (ii) verification of specified measuring instruments; (iii) measurement certification business, including specified measurement certification business; | SS | 1) None except that commercial presence is required. 2) None except that commercial presence is required. 3) None 4) None except that commercial presence is required. | 1) None 2) None 3) None 4) None | | 1) None 2) None 3) None 4) None | |

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| <p>(iv) inspection of specified measuring instruments used for the measurement certification;</p> <p>(v) accreditation for a person engaged in specified measurement certification business; and</p> <p>(vi) calibration of the measuring instruments and other services.</p> | | | | |
| <p>(c) other</p> | | <p>1) Unbound 2) Unbound 3) Unbound 4) Unbound</p> | <p>1) Unbound 2) Unbound 3) Unbound 4) Unbound</p> | |
| <p>f) Services incidental to agriculture, hunting and forestry (CPC 881)</p> | <p>SS</p> | <p>1) Unbound* 2) None 3) None 4) None</p> | <p>1) Unbound* 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None</p> | |
| <p>g) Services incidental to fishing (CPC 882)</p> | | <p>1) Unbound 2) Unbound 3) Unbound 4) Unbound</p> | <p>1) Unbound 2) Unbound 3) Unbound 4) Unbound</p> | |

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| <p>h) Services incidental to mining (CPC 883, 5115)</p> | <p>SS</p> | <p>1) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law (Law No. 289 of 1950).</p> <p>2) None</p> <p>3) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> <p>4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> | <p>1) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> <p>2) None</p> <p>3) None except that: services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law; and</p> <p>prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law.</p> <p>4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> | |
| <p>i) Services incidental to manufacturing (CPC 884**, 885)</p> <p>(a) related to aircraft industry, explosives manufacturing industry, leather and leather products manufacturing industry, arms industry, space industry and</p> | | <p>1) Unbound*</p> <p>2) None</p> <p>3) None except that the number of licenses conferred on service suppliers may be limited.</p> | <p>1) Unbound*</p> <p>2) None</p> <p>3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law.</p> | |

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| biological preparation manufacturing industry | | 4) Unbound | 4) Unbound | 4) Unbound | |
| (b) related to tailoring services | | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| (c) other | | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| j) Services incidental to energy distribution (CPC 887) (a) transmission services on a fee or contract basis of electricity | | 1) Unbound 2) None 3) None except that the number of licenses conferred on service suppliers may be limited. 4) Unbound | 1) Unbound 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) Unbound | 1) Unbound 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) Unbound | |
| (b) transmission services on a fee or contract basis of steam and hot water | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None | |

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| (c) other | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| k) Placement services of personnel within Japan except in the following occupations (limited to services to establish employment relationship between a job applicant and an employer seeking personnel on the basis of job applications and offers): (a) port transport services; (b) construction work; and (c) work which is stipulated in the Ministry of Health, Labor and Welfare Ordinance as having a possibility of hindering worker's protection. (CPC 87201, 87202) | | 1) None except that commercial presence is required. 2) Unbound* 3) None 4) None except that commercial presence is required. | 1) None 2) Unbound* 3) None 4) None | |
| k) Supply services of personnel within Japan ¹⁶ except in the following categories of business (limited to services to dispatch workers employed by the service supplier to work under the direction of another person while employment relationship | | 1) None except that commercial presence is required. 2) Unbound* 3) None 4) None except that commercial presence is required. | 1) None 2) Unbound* 3) None 4) None | |

16 The dispatched worker may not be supplied from outside of Japan through intra-corporate transfer.

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| with the service supplier is maintained): (a) port transport services; (b) construction work; (c) guarding; and (d) other work stipulated in Cabinet Order after consulting the Labor Policy Council (such as medical-related work). (CPC 87203, 87209) | | | | | |
| k) Supply services of domestic help personnel, other commercial or industrial workers and nursing personnel (CPC 87204, 87205, 87206) | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | | |
| 1) Investigation services (CPC 87301) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | |
| 1) Security guard services (CPC 873, except 87301) | SS | 1) None except that commercial presence is required. 2) None 3) None 4) Unbound | 1) None 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) Unbound | | |
| m) Related scientific and technical consulting | SS | 1) None | 1) None | | |

| | | | | |
|---|----|---|---|--|
| services (excluding services related to petroleum, petroleum products, gas, mineral and surveying) (CPC 86751**, 86752**) | | 2) None 3) None 4) None | 2) None 3) None 4) None | |
| m) Related scientific and technical consulting services related to petroleum, petroleum products, gas and mineral ¹⁷ (CPC 86751**, 86752**) | SS | 1) None 2) None 3) None 4) Unbound | 1) None 2) None 3) None 4) Unbound | |
| m) Surveying services for the land in Japan (CPC 86753**, 86754**) | SS | 1) None except that commercial presence is required except for surveys conducted without the use of Basic Survey ¹⁸ data or Public Survey ¹⁹ data, and where the survey is for small areas, or where the survey does not require high accuracy. 2) None except that commercial presence is required except for surveys conducted without the use of Basic Survey data or Public Survey data, and where the survey is for small areas, or where the survey does not require high accuracy. 3) None 4) None except that commercial presence is required except for surveys conducted without | 1) None 2) None 3) None 4) None | |

17 Excluding services requiring mining rights or mining lease rights in accordance with the Mining Law.

18 The term "Basic Survey" means a primary or fundamental survey, conducted by the Geospatial Information Authority of Japan of the Ministry of Land, Infrastructure, Transport and Tourism, for all surveys.

19 The term "Public Survey" means a survey, other than Basic Survey, which:
(a) does not include (i) surveying for small areas and (ii) surveying where high accuracy is not required; and
(b) is conducted with the expenses borne or subsidized, in part or in full, by the Government or other public entities.

| | | | | | | |
|---|----|--|--|--|--|--|
| | | | the use of Basic Survey data or Public Survey data, and where the survey is for small areas, or where the survey does not require high accuracy. | | | |
| m) Surveying services for the land outside Japan (CPC 86753**, 86754**) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | |
| n) Maintenance and repair of equipment (excluding vessels, aircraft and other transport equipment) (CPC 633, 8861-8866) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | | |
| o) Building-cleaning services (CPC 87401, 87402, 87403, 87409) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | | |
| p) Photographic services (CPC 875) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | |
| q) Packaging services (CPC 876) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | |

| | | | | | |
|--|----|--|--|--|--|
| r) Printing and publishing services (CPC 88442) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| s) Convention services (CPC 87909**) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| t) Credit reporting services (CPC 87901) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| t) Collection agency services: (CPC 87902**) (a) which do not constitute the practice of law with respect to legal cases | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| (b) which constitute the practice of law with respect to legal cases ²⁰ | SS | 1) None except that: services must be supplied by a natural person ²¹ , by a Legal Profession Corporation or by | 1) None | 1) None | |

20 Excluding taking over and recovery of credits except for those stipulated in the Special Measures Law Concerning Credit Management and Collection Business (Law No. 126 of 1998).

21 In this sector, the term "natural person" means a lawyer qualified as "Bengoshi" under Japanese law.

| | | | | | |
|--|----|--|--|---|--|
| | | | <p>a juridical person established under the Special Measures Law Concerning Credit Management and Collection Business; and commercial presence is required.</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | | |
| t) Telephone answering services (CPC 87903) | SS | | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| t) Duplicating services (CPC 87904) | SS | | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| t) Translation and interpretation services (CPC 87905) | SS | | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| t) Mailing list compilation | SS | | <p>1) None</p> | <p>1) None</p> | |

| | | | | |
|---|----|--|--|--|
| and mailing services (CPC 87906) | | 2) None 3) None 4) None | 2) None 3) None 4) None | |
| t) Specialty design services (CPC 87907) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| t) Trade fair and exhibition organization services (CPC 87909**) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| t) Services incidental to energy manufacturing (a) related to heat supply industry and oil industry | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None | |
| (b) other | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| t) Other business services | | 1) Unbound | 1) Unbound | |

| | | | | |
|---|----|--|--|--|
| not elsewhere classified | | 2) Unbound 3) Unbound 4) Unbound | 2) Unbound 3) Unbound 4) Unbound | 2) Unbound 3) Unbound 4) Unbound |
| 2. COMMUNICATION SERVICES | | | | |
| A/B. Postal/Courier Services ²² | | | | |
| <p>Correspondence-delivery services supplied by Special Correspondence Delivery Business</p> <p>Special Correspondence Delivery Business is the business which provides correspondence-delivery services of one or a combination of the following mail items as stipulated in the Law Concerning Correspondence Delivery Provided by Private-Sector Operators (Law No. 99 of 2002):</p> | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| <p>(a) mail items that have dimensions totaling more than 90 cm or weight over 4 kg;</p> <p>(b) mail items that are to be delivered within three hours of being mailed; and</p> <p>(c) mail items that bear a delivery charge that exceeds the amount specified by an ordinance of the Ministry of Internal Affairs and Communications and is not less than 1,000 yen.</p> | | | | |

22 Suppliers of postal/courier services are subject to permission/registration requirements for related modes of transport services. Japan's commitments in postal/courier services, other than correspondence-delivery services including printed matter, parcels, goods or other items, are indicated in the sector of Transport Services. (Refer to 11. TRANSPORT SERVICES.)

| | | | | | |
|--|----|--|--|--|--|
| Other postal/courier services | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| C. Telecommunications Services | | | | | |
| Basic telecommunications services: a) Voice telephone services; (CPC 7521) b) Packet-switched data transmission services; (CPC 7523**) c) Circuit-switched data transmission services; (CPC 7523**) | SS | 1) None 2) None 3) None except that foreign capital participation, direct and/or indirect, in Nippon Telegraph and Telephone Corporation (NTT) ²³ must be less than one-third. 4) None | 1) None 2) None 3) None except that board members and auditors in NTT and the Regional Companies are required to have Japanese nationality. 4) None | | |
| d) Telex services; (CPC 7523**) | | | | | |
| f) Facsimile services; (CPC 7521**, 7529**) | | | | | |
| g) Private leased circuit services; and (CPC 7522**, 7523**) | | | | | |
| o) Other | | | | | |
| e) Telegraph services (CPC 7522) | | 1) Unbound 2) None 3) Unbound 4) Unbound | 1) Unbound 2) None 3) Unbound 4) Unbound | 1) Unbound 2) None 3) Unbound 4) Unbound | |
| Value-added services: | SS | 1) None | 1) None | 1) None | |

23 NTT must own all the shares issued by the Regional Companies.

| | | | | |
|--|----|---|--|--|
| <p>h) Electronic mail services; (CPC 7523**)</p> <p>i) Voice mail services; (CPC 7523**)</p> <p>j) On-line information and data base retrieval services; (CPC 7523**)</p> <p>k) Electronic data interchange (EDI) services; (CPC 7523**)</p> <p>l) Enhanced/value-added facsimile services, including store and forward, store and retrieve; (CPC 7523**)</p> <p>m) Code and protocol conversion services;</p> <p>n) On-line information and/or data processing services (including transaction processing); and (CPC 843**)</p> <p>o) Other</p> | | <p>2) None</p> <p>3) None except that foreign capital participation, direct and/or indirect, in NTT must be less than one-third.</p> <p>4) None</p> | <p>2) None</p> <p>3) None except that board members and auditors in NTT and the Regional Companies are required to have Japanese nationality.</p> <p>4) None</p> | |
| D. Audiovisual Services | | | | |
| <p>a) Motion picture and video tape production and distribution services (CPC 9611)</p> | SS | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| <p>b) Motion picture projection services (CPC 9612)</p> | SS | <p>1) None</p> <p>2) None</p> <p>3) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> | |

| | | | | | | |
|--|----|--|--|--|--|--|
| | | | 4) None | | | |
| c) Radio and television services (CPC 9613) | | 1) Unbound 2) None 3) Unbound 4) Unbound | 1) Unbound 2) None 3) Unbound 4) Unbound | | | |
| d) Radio and television transmission services (CPC 7524) | | 1) Unbound 2) None 3) Unbound 4) Unbound | 1) Unbound 2) None 3) Unbound 4) Unbound | | | |
| e) Sound recording services | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | | |
| f) Other | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | | | |
| E. Other | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | | | |

| 3. CONSTRUCTION AND RELATED ENGINEERING SERVICES | | | |
|--|---|--|--|
| <p>A. General Construction Work for Buildings (CPC 512)</p> <p>B. General Construction Work for Civil Engineering (CPC 513)</p> <p>C. Installation and Assembly Work (CPC 514, 516)</p> <p>D. Building Completion and Finishing Work (CPC 517)</p> <p>E. Other (CPC 511, 515, 518)</p> <p>(a) These services indicated above excluding those related to mining</p> | <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) None except that commercial presence is required.</p> | <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| <p>(b) These services related to mining</p> | <p>1) Unbound*</p> <p>2) None</p> <p>3) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> | <p>1) Unbound*</p> <p>2) None</p> <p>3) None except that: services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law; and prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law.</p> | |

| | | | | |
|--|----|--|---|--|
| | | 4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law. | 4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law; and commercial presence is required. | |
| 4. DISTRIBUTION SERVICES | | | | |
| A. Commission Agents' Services (CPC 621, 61111, 61130, 61210) | | | | |
| B. Wholesale Trade Services (CPC 622, 61111, 61130, 61210) | | | | |
| C. Retailing Services (CPC 631, 632, 61112, 61130, 61210) | | | | |
| D. Franchising Services (CPC 8929) | | | | |
| (a) These services indicated above excluding those related to petroleum, petroleum products, alcoholic beverages, and those supplied at Public Wholesale Market. ²⁴ | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None |
| (b) These services related to petroleum | SS | 1) None | 1) None | 1) None |

24 Public Wholesale Market is a market established under national or local government approval for commission agents' services and wholesale trade services of fresh foods including vegetables, fruits, marine products, meats and other daily foods, and flowers, with auction or bidding hall, parking lot and other facilities necessary for trade and disposal of aforementioned goods, which is operated on a permanent basis.

| | | | | |
|--|----|--|---|--|
| and petroleum products | | <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>2) None</p> <p>3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law.</p> <p>4) Unbound</p> | |
| (c) These services related to alcoholic beverages | SS | <p>1) None</p> <p>2) None</p> <p>3) None except that the number of licenses conferred to service suppliers may be limited.</p> <p>4) None except that the number of licenses conferred to service suppliers may be limited.</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| (d) These services supplied at Public Wholesale Market | SS | <p>1) Unbound*</p> <p>2) Unbound*</p> <p>3) None except that: the number of licenses conferred to service suppliers may be limited; and a service supplier at Central Public Wholesale Market must be a juridical person established under Japanese law, in accordance with the Public Wholesale Market Law (Law No. 35 of 1971).</p> <p>4) None except that: the number of licenses conferred to service suppliers may be limited; and a service supplier at Central Public Wholesale Market must</p> | <p>1) Unbound*</p> <p>2) Unbound*</p> <p>3) None</p> <p>4) None</p> | |

| | | | | | |
|--|------|--|--|--|--|
| | | | be a juridical person established under Japanese law, in accordance with the Public Wholesale Market Law. | | |
| E. Other | | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| 5. EDUCATIONAL SERVICES | | | | | |
| A. Primary Education Services | SS** | | 1) Unbound* 2) None 3) None 4) Unbound | 1) Unbound* 2) None 3) None 4) None | |
| Pre-school education services supplied by nursery services (CPC 92110**) Child day-care services (CPC 93321) | | | 1) Unbound 2) Unbound 3) None except that Formal Education Institutions must be established by school juridical persons. ²⁷ 4) Unbound | 1) Unbound 2) Unbound 3) None 4) Unbound | |
| Primary education services ^{25,26} , supplied as formal education (CPC 92110**, 9219) | | | | | |

25 These Educational Services supplied as formal education in Japan are supplied by Formal Education Institutions. "Formal Education Institutions" means elementary schools, lower secondary schools, secondary schools, upper secondary schools, universities, junior colleges, colleges of technology, schools for the blind, schools for the deaf, schools for the handicapped and kindergartens.

26 Specific commitments on market access and national treatment through any mode of supply shall not be construed to apply to the recognition of credits, degrees and other certificates in Formal Education Institutions, specialized training colleges (Senshu-Gakko) and miscellaneous schools (Kakushu-Gakko) under Japanese law.

27 The term "school juridical person" means a non-profit juridical person established for the purposes of supplying educational services under Japanese law.

| | | | | |
|---|-----------|---|---|--|
| <p>B. Secondary Education Services</p> <p>(a) Secondary education services^{25,26}, supplied as formal education (CPC 9221, 9222, 9223)</p> | | <p>1) Unbound</p> <p>2) Unbound</p> <p>3) None except that Formal Education Institutions must be established by school juridical persons.</p> <p>4) Unbound</p> | <p>1) Unbound</p> <p>2) Unbound</p> <p>3) None</p> <p>4) Unbound</p> | |
| <p>(b) Other</p> | | <p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound</p> <p>4) Unbound</p> | <p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound</p> <p>4) Unbound</p> | |
| <p>C. Higher Education Services^{23,26} (CPC 9231, 9239)</p> | <p>SS</p> | <p>1) None</p> <p>2) None</p> <p>3) None except that Formal Education Institutions must be established by school juridical persons.</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| <p>D. Adult Education Services^{26,28} (CPC 924)</p> <p>E. Other Education Services^{26,28} (CPC 929)</p> | | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |

28 Formal Education Institutions must be established by school juridical persons. Specialized training colleges and miscellaneous schools may be required to be established by school juridical persons. Formal Education Institutions supply formal education, but at the same time they may supply educational services other than formal education, while specialized training colleges and miscellaneous schools supply educational services other than formal education.

| 6. ENVIRONMENTAL SERVICES | | | | | |
|---|----|--|--|--|--|
| A. Sewage Services (CPC 9401) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| B. Refuse Disposal Services (CPC 9402) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| C. Sanitation and Similar Services (CPC 9403) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| D. Other | | | | | |
| Cleaning services of exhaust gases (CPC 9404) Noise abatement services (CPC 9405) Nature and landscape protection services (CPC 9406) Other environmental protection services (CPC 9409) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |

| | |
|---|---|
| 7. FINANCIAL SERVICES | |
| <p>For the purposes of this Schedule, the Understanding on Commitments in Financial Services (hereinafter referred to as the "Understanding") which is included in Japan's Schedule of Specific Commitments of the GATS (WTO Document GATS/SC/46/Suppl.3) is incorporated into and forms a part of this Schedule.</p> <p>Japan undertakes its specific commitments with respect to Financial Services in accordance with Chapter 7, Annex 4 and the Understanding.</p> <p>For prudential reasons, within the context of paragraph 1 of Article 3 of Annex 4, Japan shall not be prevented from taking measures such as non-discriminatory limitations on juridical forms of a commercial presence. For the same reasons, Japan shall not be prevented from applying non-discriminatory limitations concerning admission to the market of new financial services which shall be consistent with regulatory framework aimed at achieving such prudential objectives. In this context, financial instruments business operators are allowed to deal in securities defined in the relevant Japanese law, and banks are not allowed to deal in those securities unless allowed in accordance with the said law.</p> <p>With respect to specific commitments in the sectors of Financial Services, services supplied in Mongolia to the service consumer in Japan without any active marketing from the service supplier are considered as services supplied under subparagraph (m)(ii) of Article 7.2.</p> | |
| A. Insurance and Insurance-Related Services | <p>SS*</p> <p>Specific commitments in the market access column with respect to the supply of a service under subparagraphs (m)(i) and (m)(ii) of Article 7.2 are unbound except for obligations under paragraphs B3 and B4 of the Understanding respectively which are incurred in this sector additionally to those covered by the provisions of Articles 7.3, 7.5 and 7.6 and Annex 4, subject to conditions and qualifications set out below.</p> <p>1) None except that: commercial presence is in principle required for insurance contracts on the following items and any liability arising therefrom: (a) goods being transported within Japan; and (b) ships of Japanese registration which are not used for international maritime transport; and</p> <p>1) None</p> |

| | | | | |
|---|------------|---|---|--|
| | | <p>commercial presence is required for insurance intermediation services in Japan.</p> <p>2) None except that: commercial presence is in principle required for insurance contracts on the following items and any liability arising therefrom: (a) goods being transported within Japan; and (b) ships of Japanese registration which are not used for international maritime transport; and commercial presence is required for insurance intermediation services in Japan.</p> <p>3) None²⁹ 4) Unbound</p> | <p>2) None</p> <p>3) None 4) Unbound</p> | |
| <p>B. Banking and Other Financial Services (excluding insurance and insurance-related services)</p> | <p>SS*</p> | <p>Specific commitments in the market access column with respect to the supply of a service under subparagraphs (m)(i) and (m)(ii) of Article 7.2 are unbound except for obligations under paragraphs B3 and B4 of the Understanding respectively which are incurred in this sector additionally to those covered by the provisions of Articles 7.3, 7.5 and 7.6 and Annex 4, subject to conditions and qualifications set out below.</p> <p>1) None except that commercial presence is required for discretionary investment</p> | <p>1) None</p> | |

29 Insurance intermediation services may be supplied only for insurance contracts allowed to be supplied in Japan.

| | | | | | | |
|--|------|--|--|--|---|--|
| | | | management services. | 2) None 3) None 4) Unbound | 2) None 3) None except that the deposit insurance system does not cover deposits taken by branches of foreign banks. 4) Unbound | |
| 8. HEALTH RELATED AND SOCIAL SERVICES | | | | | | |
| A. Hospital Services (CPC 9311) | SS** | | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | | |
| B. Other Human Health Services (CPC 9319) | SS** | | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | | |
| C. Social Services (including services supplied by certified careworker, excluding child day-care services) (CPC 933, except 93321) | SS** | | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound | 1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) None | | |
| D. Other | | | 1) Unbound | 1) Unbound | | |

| | | | | | |
|--|----|--|--|--|--|
| | | | 2) Unbound 3) Unbound 4) Unbound | 2) Unbound 3) Unbound 4) Unbound | |
| 9. TOURISM AND TRAVEL RELATED SERVICES | | | | | |
| A. Hotels and Restaurants | | | | | |
| Hotels and restaurants services (CPC 641-643) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| Hotel management services | | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| Catering services (CPC 6423) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| B. Travel Agencies and Tour Operators Services (CPC 7471) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| C. Tourist Guides Services (CPC 7472) | SS | 1) None 2) None | 1) None 2) None | 1) None 2) None | |

| | | | | | |
|--|----|--|--|--|--|
| | | | 3) None 4) None | 3) None 4) None | |
| D. Other | | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| 10. RECREATIONAL, CULTURAL AND SPORTING SERVICES | | | | | |
| A. Entertainment Services (CPC 9619) | SS | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| B. News Agency Services (CPC 962) | SS | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| C. Libraries, Archives, Museum and Other Cultural Services | | | | | |
| Libraries and archives services (CPC 96311, 96312) | SS | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| Museum services including preservation services of historical sites and buildings (CPC 9632) | SS | | 1) None 2) None 3) None | 1) None 2) None 3) None | |

| | | | | | |
|--|----|--|--|--|--|
| | | | 4) None | 4) None | |
| Other cultural services (CPC 9633) | SS | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| D. Sporting and Other Recreational Services | | | | | |
| Sporting services (CPC 9641) Recreation parks and beach services (CPC 96491) | SS | | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| Gambling and betting services (CPC 96492) | | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| Other recreational services (CPC 96499) | SS | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| E. Other | | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |

| | | | | |
|--|----|--|--|---|
| 11. TRANSPORT SERVICES | | | | |
| A. Maritime Transport Services | | | | |
| a), b) International maritime transport services (including services of passenger transportation and freight transportation) (CPC 7211, 7212) | SS | <p>1) (a) Liner Shipping: None³⁰</p> <p>(b) Bulk, tramp, and other international shipping, including passenger³⁰ transportation: None</p> <p>2) None</p> <p>3) (a) Establishment of a registered company for the purpose of operating a fleet flying the flag of Japan: None except that there is a nationality requirement³¹ for a ship to fly the flag of Japan.</p> <p>(b) Other forms of commercial presence for the supply of international maritime transport services (as defined in paragraph 1 of Note below): None</p> <p>4) (a) Ships' crews: None except that foreign nationals employed by Japanese juridical persons, except for the seafarers referred to in the relevant official notification, may not</p> | <p>1) (a) Liner Shipping: None³⁰</p> <p>(b) Bulk, tramp, and other international shipping, including passenger³⁰ transportation: None</p> <p>2) None</p> <p>3) (a) Establishment of a registered company for the purpose of operating a fleet flying the flag of Japan: None except that there is a nationality requirement³¹ for a ship to fly the flag of Japan.</p> <p>(b) Other forms of commercial presence for the supply of international maritime transport services (as defined in paragraph 1 of Note below): None</p> <p>4) (a) Ships' crews: None except that foreign nationals employed by Japanese juridical persons, except for the seafarers referred to in the relevant official notification, may not</p> | <p>The following services will be made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions:</p> <p>(a) Pilotage services;</p> <p>(b) Pushing and towing services;</p> <p>(c) Provisioning, fueling and watering services;</p> <p>(d) Garbage collecting and refuse disposal services;</p> <p>(e) Port captain's services;</p> <p>(f) Navigation aids services;</p> <p>(g) Shore based operational services essential to</p> |

30 Restriction or prohibition of a) entry in Japanese ports and b) loading or unloading of cargoes in Japanese ports for a designated period may be imposed as a countermeasure on operators of vessels who belong to the country in which interests of Japanese operators continue to be substantially damaged, in spite of prior notification of taking such measure, under unfavorable treatment imposed on them by that country or by local authorities or similar entities of that country.

31 In this sector, the term "nationality requirement" means that the ship must be owned by:
(a) a natural person having Japanese nationality; or
(b) a juridical person established under Japanese law, with all representatives ("daihyosha") and not less than two-thirds of executives administering the affairs of the juridical person ("gyomu-wo-shikkosuru yakuin") having Japanese nationality.

| | | | | |
|--|----|---|--|---|
| | | work on the vessels flying the Japanese flag. (b) Key personnel employed in relation to a commercial presence as defined under 3) (b) above: None | work on the vessels flying the Japanese flag. (b) Key personnel employed in relation to a commercial presence as defined under 3) (b) above: None | ship operations, including communications, water and electrical supplies; (h) Emergency repair services; and (i) Anchorage, berths and berthing services. |
| c) Rental of vessels with crew (excluding vessels flying the Japanese flag) (CPC 7213) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| A. Maritime Auxiliary Transport Services | | | | |
| d) Maintenance and repair of vessels (CPC 8868**) | SS | 1) Unbound* 2) None 3) None except that establishing or extending docks or berths which can be used to manufacture or repair the vessels beyond a fixed scale are subject to an economic needs test. 4) None | 1) Unbound* 2) None 3) None 4) None | |
| e) Pushing and towing services (CPC 7214) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |

| | | | | |
|--|----|--|--|--|
| f) Salvaging and refloating services, watering services, fueling services and garbage collecting services (CPC 7454**, 7459**) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| f) Pilotage services (CPC 7452) | | 1) Unbound* 2) None 3) Unbound 4) Unbound | 1) Unbound* 2) None 3) Unbound 4) Unbound | |
| f) Port and waterway operation services (excluding cargo handling services) (CPC 7451) | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) None 2) None 3) None 4) None | |
| Navigation aid services (CPC 7453) | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| Maritime cargo handling services (as defined in paragraph 2 of Note below) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | |
| Container station and depot services (as defined in paragraph 3 of Note below) | SS | 1) Unbound* 2) None 3) None | 1) Unbound* 2) None 3) None | |

| | | 4) None | 4) None | |
|--|----|--|--|--|
| Maritime agency services (as defined in paragraph 4 of Note below) | SS | <ul style="list-style-type: none"> 1) None 2) None 3) None 4) None | <ul style="list-style-type: none"> 1) None 2) None 3) None 4) None | |
| Maritime freight forwarding services (as defined in paragraph 5 of Note below) | SS | <ul style="list-style-type: none"> 1) None except that: commercial presence is required; and an operation permit or governmental registration will be granted on reciprocal basis. 2) None 3) None except that an operation permit or governmental registration will be granted on reciprocal basis. 4) None except that: commercial presence is required; and an operation permit or governmental registration will be granted on reciprocal basis. | <ul style="list-style-type: none"> 1) None except that an operation permit or governmental registration will be granted on reciprocal basis. 2) None 3) None except that an operation permit or governmental registration will be granted on reciprocal basis. 4) None except that an operation permit or governmental registration will be granted on reciprocal basis. | |

Note to the Specific Commitments in the Sectors of Maritime Transport Services and Maritime Auxiliary Transport Services

Notwithstanding the fact that road, rail, inland waterways and related auxiliary services are not fully covered in this Schedule of Specific Commitments, a multimodal transport operator^(Note 1) shall have the ability to rent or lease trucks, railway carriages or barges, and related equipment, for the purpose of inland forwarding of cargoes, or have access to, and use of, these forms of multimodal activities on reasonable and non-discriminatory terms and conditions^(Note 2) for the purpose of carrying out multimodal transport operations.

(Note 1) "Multimodal transport operator" means the person on whose behalf the bill of lading, multimodal transport document or any other document evidencing a contract of multimodal carriage of goods is issued and who is responsible for the carriage of goods pursuant to the contract of carriage.

(Note 2) "Reasonable and non-discriminatory terms and conditions" means, for the purposes of multimodal transport operations, the ability of the multimodal transport operator to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which has entered the port at a later date.

Definitions

1. "Other forms of commercial presence for the supply of international maritime transport services" means the ability for international maritime transport service suppliers of Mongolia to undertake in Japan all activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which the maritime transport constitutes a substantial element. This commitment shall however not be construed as limiting in any manner the specific commitments undertaken with respect to services supplied under subparagraph (m)(i) of Article 7.2.

These activities include, but are not limited to:

- (a) marketing and sales of maritime transport and related services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself or by service suppliers with which the service seller has established standing business arrangements;
- (b) the acquisition, on their own account or on behalf of their customers (and the resale to their customers) of any domestic transport and related services, including inward transport services by any mode, particularly inland waterways, road and rail, but excluding air, necessary for the supply of the integrated service;
- (c) the preparation of documentation concerning transport documents, customs documents, or other documents related to the origin and character of the goods transported;
- (d) the provision of business information by any means, including computerized information systems and electronic data interchange (subject to the provisions of the Annex on Telecommunications to the GATS);
- (e) the setting up of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally (or, in the case of foreign personnel, subject to the commitments provided for in Chapter 8) with any locally established shipping agency; and
- (f) acting on behalf of the companies, organizing the call of the ship or taking over cargoes when required.

2. "Maritime cargo handling services" means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dockers, when this workforce is organized independently of the stevedoring or terminal operator companies. The activities covered include the organization and supervision of:

- (a) the loading/discharging of cargo to/from a ship;
- (b) the lashing/unlashing of cargo; and
- (c) the reception/delivery and safekeeping of cargoes before shipment or after discharge.

3. "Container station and depot services" means activities consisting in storing containers, whether in port areas or inland, with a view to their stuffing/stripping, repairing and making them available for shipments.

4. "Maritime agency services" means activities consisting in representing, within a given geographic area, as an agent the business interests of one or more shipping lines or shipping companies, for the following purposes:

- (a) marketing and sales of maritime transport and related services, from quotation to invoicing, and issuance of bills of lading on behalf of the companies, acquisition and resale of the necessary related services, preparation of documentation, and provision of business information; and

(b) acting on behalf of the companies, organizing the call of the ship or taking over cargoes when required.

5. "Maritime freight forwarding services" means an activity consisting of organizing and monitoring shipment operations on behalf of shippers, through the acquisition of transport and related services, preparation of documentation and provision of business information. Maritime freight forwarding services include those provided by a person on whose behalf the bill of lading or any other document evidencing a contract of carriage of goods is issued and who is responsible for the carriage of goods pursuant to the contract of carriage.

B. Internal Waterways Transport

| | | | | |
|---|-----------|---|--|--|
| <p>d) Maintenance and repair of vessels (CPC 8868**)</p> | <p>SS</p> | <p>1) Unbound* 2) None 3) None except that establishing or extending docks or berths which can be used to manufacture or repair the vessels beyond a fixed scale are subject to an economic needs test. 4) None</p> | <p>1) Unbound* 2) None 3) None 4) None</p> | |
| <p>e) Pushing and towing services (CPC 7224)</p> | <p>SS</p> | <p>1) Unbound* 2) None 3) None 4) None</p> | <p>1) Unbound* 2) None 3) None 4) None</p> | |
| <p>f) Salvaging and refloating services, watering services, fueling services and garbage collecting services (CPC 7454**, 7459**)</p> | <p>SS</p> | <p>1) None 2) None 3) None 4) None</p> | <p>1) None 2) None 3) None 4) None</p> | |
| <p>f) Pilotage services (CPC 7452)</p> | | <p>1) Unbound* 2) Unbound* 3) Unbound 4) Unbound</p> | <p>1) Unbound* 2) Unbound* 3) Unbound 4) Unbound</p> | |

| | | | | | |
|---------------------------|---|----|--|--|--|
| f) | Port and waterway operation services (excluding cargo handling services) (CPC 7451) Navigation aid services (CPC 7453) | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| C. Air Transport Services | | | | | |
| d) | Aircraft repair and maintenance services defined in subparagraph (a) of Article 7.2 | SS | 1) Unbound* 2) None 3) None except that the number of licenses conferred to service suppliers may be limited. 4) None | 1) Unbound* 2) None 3) None 4) None | |
| e) | Selling and marketing of air transport services defined in subparagraph (j) of Article 7.2 | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| e) | Computer reservation system services defined in subparagraph (b) of Article 7.2 | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | |
| D. | Space transport (CPC 733) | | 1) Unbound 2) None 3) Unbound 4) Unbound | 1) Unbound 2) None 3) Unbound 4) Unbound | |

| E. Rail Transport Services | | | | | |
|--|----|--|--|--|--|
| a) Passenger transportation (CPC 7111) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None | | |
| b) Freight transportation (CPC 7112) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None | | |
| c) Pushing and towing services (CPC 7113) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | | |
| d) Maintenance and repair services of rail transport equipment (CPC 8868**) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | | |
| d) Rental of rail transport equipment with operator | SS | 1) None 2) None 3) None | 1) None 2) None 3) None | | |

| | | | | | |
|---|----|--|---|--|--|
| | | | 4) None | 4) None | |
| e) Supporting services for rail transport services (CPC 743) | SS | | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None | |
| F. Road Transport Services | | | | | |
| a) Passenger transportation (CPC 71211, 71212, 71213, 71214, 71221) | SS | | 1) Unbound* 2) None 3) None except that limitations on the number of service suppliers, on the number of service operations or on the quantity of service output may be applied, on a temporary and non-discriminatory basis. 4) None except that: limitations on the number of service suppliers, on the number of service operations or on the quantity of service output may be applied, on a temporary and non-discriminatory basis; and commercial presence is required. | 1) Unbound* 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None | |
| a) Other scheduled passenger transportation (CPC 71219) | | | 1) Unbound 2) Unbound 3) Unbound | 1) Unbound 2) Unbound 3) Unbound | |
| a) Rental services of passenger cars with | | | | | |

| | | | |
|---|--|---|--|
| <p>operator (CPC 71222)</p> <p>a) Rental services of buses and coaches with operator (CPC 71223)</p> <p>a) Passenger transportation by man- or animal-drawn vehicles (CPC 71224)</p> <p>a) Other non-scheduled passenger transportation (CPC 71229)</p> | <p>4) Unbound</p> | <p>4) Unbound</p> | |
| <p>b) Freight transportation (CPC 7123)</p> | <p>SS</p> <p>1) Unbound*</p> <p>2) None</p> <p>3) None except that limitations on the number of service suppliers, on the number of service operations or on the quantity of service output may be applied, on a temporary and non-discriminatory basis.</p> <p>4) None except that: limitations on the number of service suppliers, on the number of services operations or on the quantity of service output may be applied, on a temporary and non-discriminatory basis; and commercial presence is required.</p> | <p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |
| <p>c) Rental of commercial vehicles with operator (CPC 7124)</p> | <p>SS</p> <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | <p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p> | |

| | | | | |
|---|----|--|--|--|
| d) Maintenance and repair services of road transport equipment (including services supplied by mechanic) (CPC 6112, 8867) | SS | 1) Unbound* 2) None 3) None 4) None except that commercial presence is required. | 1) Unbound* 2) None 3) None 4) None | |
| e) Supporting services for road transport services (CPC 744) | SS | 1) None 2) None 3) None except that the number of licenses conferred to service suppliers may be limited for motorway businesses. ³² 4) None except that the number of licenses conferred to service suppliers may be limited for motorway businesses. | 1) None 2) None 3) None 4) None | |
| G. Pipeline Transport | | | | |
| a) Transportation of fuels (CPC 7131) (a) transportation services of natural gas on a fee or contract basis | | 1) Unbound 2) None 3) None except that the number of licenses conferred to service suppliers may be limited. 4) Unbound | 1) Unbound 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) Unbound | |
| (b) transportation services of petroleum on a fee or contract | SS | 1) Unbound 2) None | 1) Unbound 2) None | |

32 The term "motorway business" means services of operating motorways, on a fee basis.

| basis | | 3) None 4) Unbound | 3) None 4) Unbound | | 3) None 4) Unbound |
|--|----|---|---|--|-----------------------|
| b) Transport services of goods other than fuels (CPC 7139) | SS | 1) None 2) None 3) None 4) None | 1) None 2) None 3) None 4) None | | |
| H. Services Auxiliary to All Modes of Transport | | | | | |
| a) Cargo-handling services (excluding services related to maritime transport services) (CPC 741) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | | |
| b) Storage and warehouse services (excluding services related to petroleum and petroleum products) (CPC 742) | SS | 1) Unbound* 2) None 3) None 4) None | 1) Unbound* 2) None 3) None 4) None | | |
| b) Storage and warehouse services related to petroleum and petroleum products (CPC 742) | SS | 1) Unbound* 2) None 3) None 4) Unbound | 1) Unbound* 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) Unbound | | |
| c) Freight transport agency services (excluding services related to maritime freight) | SS | 1) None except that commercial presence is required. 2) None | 1) None 2) None | | |

| | | | | |
|--|----|---|--|--|
| forwarding services) (CPC 748) | | 3) None 4) None except that commercial presence is required. | 3) None 4) None | |
| d) Other (a) Customs clearance agent services related to Japanese Customs | SS | 1) None except that commercial presence is required. 2) None except that commercial presence is required. 3) None 4) None except that commercial presence is required. | 1) None 2) None 3) None 4) None | |
| (b) Other | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| I. Other Transport Services | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |
| 12. OTHER SERVICES NOT INCLUDED ELSEWHERE | | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | 1) Unbound 2) Unbound 3) Unbound 4) Unbound | |

1B: Schedule of Mongolia

Explanatory Notes

1. Alphabets indicated against individual sectors or sub-sectors and numbers in brackets are references to the Services Sectoral Classification List and CPC. These alphabetical and numerical divisions are indicated to enhance the clarity in the description of specific commitments, but shall not be construed as being a part of the specific commitments.

2. The scheduling of specific commitments follows the Guidelines for the Scheduling of Specific Commitments (WTO Document S/L/92, dated March 28, 2001). The Guidelines shall not, however, be construed as being legally binding.

3. The modes of supply (1), (2), (3) and (4) indicated in this Schedule correspond respectively to the supply of services defined in subparagraphs (m)(i), (m)(ii), (m)(iii) and (m)(iv) of Article 7.2.

4. The entry "Unbound*" means unbound due to lack of technical feasibility. Inscription of "SS" in this Schedule represents standstill obligation in the relevant sector or sub-sector, which means that any terms, limitations, conditions and qualifications referred to in subparagraphs 1(a) and 1(b) of Article 7.7 shall be limited to existing non-conforming measures with respect to such sector or sub-sector. The entry of "SS" in sectors or sub-sectors under paragraph 2 of Article 7.7 shall not prevent Mongolia from adopting or maintaining any measure with respect to the modes where "Unbound*" is entered.

5. The use of "***" against individual CPC codes indicates that the specific commitment for that code does not extend to the total range of services covered under that code.

6. The entry of "SS*" means that paragraph 2 of Article 7.7 shall apply only to modes (1), (2) and (3) with respect to the sectors or sub-sectors where specific commitments are undertaken under Articles 7.3 and 7.5. The entry of "SS**" means that paragraph 2 of Article 7.7 shall apply only to mode (4) with respect to the sectors or sub-sectors where specific commitments are undertaken under Article 7.3.

| Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons | | | |
|---|----|--|--|
| Sector or sub-sector | SS | Limitations on market access | Limitations on national treatment |
| Additional commitments | | | |
| I. HORIZONTAL COMMITMENTS AND LIMITATIONS | | | |
| ALL SECTORS INCLUDED IN THIS SCHEDULE | | (4) Unbound except for measures affecting the entry and temporary stay of natural persons in the categories referred to in Chapter 8 and in Annex 7. These natural persons will be subject to the terms and conditions set out in Annex 7. | (4) Unbound except as indicated under Market Access |
| II. SECTOR-SPECIFIC COMMITMENTS | | | |
| 1. BUSINESS SERVICES | | | |
| A. Professional Services | | | |
| (b) Accounting, auditing and bookkeeping services (CPC 862) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access |
| (d) Architectural services (CPC 8671) | | (1) None (2) None (3) Unbound (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) Unbound (4) Unbound except as indicated under Market Access |
| (e) Engineering services (CPC 8672) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access |
| (h) Medical and dental services (CPC 9312) | | (1) Unbound (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) Unbound (2) None (3) None (4) Unbound except as indicated under Market Access |
| (i) Veterinary services (CPC 932) | | (1) Unbound (2) None (3) None | (1) Unbound (2) None (3) None |

| | | (4) Unbound except as indicated in the horizontal section | (4) Unbound except as indicated under Market Access | |
|---|--|--|---|--|
| B. Computer and Related Services | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| C. Research and Development Services | | | | |
| (a) Research and development services on natural sciences (CPC 851) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (b) Research and development services on social sciences and humanities (CPC 852) | | | | |
| (c) Interdisciplinary research and development services (CPC 853) | | | | |
| D. Real Estate Services | | | | |
| (a) Involving own or leased property (CPC 821) | | (1) None (2) None (3) None except that foreigners are not allowed to own land in Mongolia, but they may lease it under the Land Law of June 7, 2002. | (1) None (2) None (3) None except as indicated under Market Access | |
| (b) On a fee or contract basis (CPC 822) | | (4) Unbound except as indicated in the horizontal section | (4) Unbound except as indicated under Market Access | |
| F. Other Business Services | | | | |
| (a) Advertising services (CPC 871) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (b) Market research and public opinion | | (1) None (2) None | (1) None (2) None | |

| | | | | |
|--|--|--|--|--|
| polling services (CPC 864) | | (3) None (4) Unbound except as indicated in the horizontal section | (3) None (4) Unbound except as indicated under Market Access | |
| (c) Management consulting services (CPC 865) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (e) Technical testing and analysis services (CPC 8676) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (h) Services incidental to mining (CPC 883, 5115) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (i) Services incidental to manufacturing (CPC 884, 885) | | (1) None (2) None (3) Unbound (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) Unbound (4) Unbound except as indicated under Market Access | |
| (k) Placement and supply services of personnel | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (m) Related scientific and technical consulting services (CPC 8675) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (o) Building-cleaning services (CPC 874) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (p) Photographic services | | (1) None (2) None | (1) None (2) None | |

| | | | | |
|---|--|---|---|--|
| (CPC 875) | | (3) None (4) Unbound except as indicated in the horizontal section | (3) None (4) Unbound except as indicated under Market Access | |
| (q) Packaging services (CPC 876) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (r) Printing and publishing services (CPC 88442) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (s) Convention services (CPC 87909**) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (t) Duplicating services (CPC 87904) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (t) Specialty design services (CPC 87907) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| 2. COMMUNICATION SERVICES | | | | |
| A. Postal Services (CPC 7511) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| B. Courier Services (CPC 7512) | | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |

| C. Telecommunications Services | | | |
|---|----|--|---|
| Basic telecommunications services: | | | |
| (d) Telex services (CPC 7523**) | SS | (1) None (2) None | (1) None (2) None |
| (f) Facsimile services (CPC 7521**, 7529**) | SS | (3) None except that a foreign state-owned enterprise that intends to hold 33% or more of total shares of an entity operating in the telecommunications sector of Mongolia is required to obtain a prior approval in accordance with the Investment Law of October 3, 2013. (4) Unbound except as indicated in the horizontal section | (3) None except as indicated under Market Access (4) Unbound except as indicated under Market Access |
| (o-1) Other basic services | | | |
| - Carrier services | SS | (1) None | (1) None |
| - Mobile telecommunications services | SS | (2) None (3) None except that a foreign state-owned enterprise that intends to hold 33% or more of total shares of an entity operating in the telecommunications sector of Mongolia is required to obtain a prior approval in accordance with the Investment Law. (4) Unbound except as indicated in the horizontal section | (2) None (3) None except as indicated under Market Access (4) Unbound except as indicated under Market Access |
| - Private network services | SS | | |
| - Data transmission services | | | |
| - Internet backbone services | | | |
| - Internet access services | SS | | |
| - Fixed telephony services | SS | | |
| (e) Telegraph services (CPC 7522) | | (1) Unbound (2) None (3) Unbound (4) Unbound except as indicated in the horizontal section | (1) Unbound (2) None (3) Unbound (4) Unbound except as indicated under Market Access |
| Value-added services: | | | |
| (h) Electronic mail services | | (1) None (2) None | (1) None (2) None |

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|--|---|--|--|--|
| (i) Voice mail services (CPC 7523**) | (3) None (4) Unbound except as indicated under Market Access | | | |
| (j) On-line information and data base retrieval services (CPC 7523**) | | | | |
| (k) Electronic data interchange (EDI) services (CPC 7523**) | | | | |
| (l) Enhanced/value-added facsimile services, including store and forward, store and retrieve (CPC 7523**) | | | | |
| (m) Code and protocol conversion services | | | | |
| (n) On-line information and/or data processing services (including transaction processing) | | | | |
| (o-2) Other services except "Other basic telecommunications services" | (1) Unbound (2) Unbound (3) Unbound (4) Unbound | | | |
| D. Audiovisual Services | | | | |
| (a) Motion picture and video tape production and distribution services (CPC 9611) | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | | |
| (b) Motion picture projection services (CPC 9612) | (1) None (2) None (3) Unbound (4) Unbound except as indicated under Market | | | |

| | horizontal section | Access |
|--|---|---|
| (c) Radio and television services (CPC 9613) | (1) Unbound (2) None (3) Unbound (4) Unbound except as indicated in the horizontal section | (1) Unbound (2) None (3) Unbound (4) Unbound except as indicated under Market Access |
| (e) Sound recording services | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access |
| 3. CONSTRUCTION AND RELATED ENGINEERING SERVICES | | |
| A. General Construction Work for Buildings (CPC 512) | (1) Unbound* (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) Unbound* (2) None (3) None (4) Unbound except as indicated under Market Access |
| B. General Construction Work for Civil Engineering (CPC 513) | | |
| C. Installation and Assembly Work (CPC 514, 516) | | |
| D. Building Completion and Finishing Work (CPC 517) | | |
| 4. DISTRIBUTION SERVICES | | |
| A. Commission Agents' Services (CPC 621) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access |
| B. Wholesale Trade Services (CPC 622) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access |
| C. Retailing Services (CPC 631, 632, | (1) Unbound (2) None | (1) Unbound (2) None |

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| 6112, 6113, 6121) | (3) None (4) Unbound except as indicated in the horizontal section | (3) None (4) Unbound except as indicated under Market Access | |
| D. Franchising Services (CPC 8929) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| 5. EDUCATIONAL SERVICES | | | |
| C. Higher and Vocational Education Services (CPC 923) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| D. Adult Education Services (CPC 924) | | | |
| E. Other Education Services (CPC 929) | | | |
| 6. ENVIRONMENTAL SERVICES | | | |
| B. Solid/Hazardous Waste Management | (1) Unbound except for Advisory Services, where 'none', (2) Unbound except for Advisory Services, where 'none', (3) For services not subject to exclusive rights: 'None'. For services subject to exclusive rights: Unbound, except when authorities through an open tender or other competition procedure. In this case, foreign service suppliers will be eligible to bid and will be granted national treatment. (4) Unbound, except as indicated in the horizontal section | (1) Unbound except for Advisory Services, where 'none', (2) Unbound except for Advisory Services, where 'none', (3) None except as indicated under Market Access (4) Unbound except as indicated under Market Access | |
| G. Environmental Impact Assessment and Environmental Risk Analysis | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |

| 7. FINANCIAL SERVICES | | | |
|---|---|---|--|
| A. Insurance, Reinsurance and Transportation Insurance (CPC 812**) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| B. Banking and Other Financial Services (excluding insurance and insurance-related services) | | | |
| (a) Acceptance of deposits of money and other repayable funds from the public (CPC 8115-9) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (b) Other credit-granting services | (1) None (2) None | (1) None (2) None | |
| (c) Financial leasing services | (3) None except that a foreign state-owned enterprise that intends to hold 33% or more of total shares of an entity operating in the financial services sector of Mongolia is required to obtain a prior approval in accordance with the Investment Law. (4) Unbound except as indicated in the horizontal section | (3) None except as indicated under Market Access (4) Unbound except as indicated under Market Access | |
| (d) All payments, money collection and transmission services | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | |
| (e) Guarantees and commitments | | | |
| (f) Trading for own account or for account of customers, on an exchange or over-the-counter market, in the following: - Checks and other bills of exchange | | | |

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| <ul style="list-style-type: none"> - Foreign exchange - Forward exchange rate agreements - Approved securities - Other negotiable instruments - Customers fund management - Financial and investment advisory services | | | |
| <p>(g) Participation in issues of all kinds of securities, including underwriting and provision of services related to such issues (CPC 8132)</p> | <p>(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section</p> | <p>(1) None (2) None (3) None (4) Unbound except as indicated under Market Access</p> | |
| <p>(h) Other services auxiliary to financial intermediation</p> <p>(i) Other financial intermediation services other than insurance and pension fund services</p> <p>(j) Other financial market administration services</p> | <p>(1) None (2) None (3) None except that a foreign state-owned enterprise that intends to hold 33% or more of total shares of an entity operating in the financial services sector of Mongolia is required to obtain a prior approval in accordance with the Investment Law. (4) Unbound except as indicated in the horizontal section</p> | <p>(1) None (2) None (3) None except as indicated under Market Access (4) Unbound except as indicated under Market Access</p> | |
| <p>(k) Advisory and other auxiliary services, excluding intermediation, relating to banking</p> | <p>(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section</p> | <p>(1) None (2) None (3) None (4) Unbound except as indicated under Market Access</p> | |

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| and other financial services | | | | |
| (1) Provision and transfer of financial information and financial data processing | | | | |
| Accounting and management consulting | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |
| 8. HEALTH RELATED AND SOCIAL SERVICES | | | | |
| A. Hospital Services (CPC 9311) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |
| B. Other Human Health Services (CPC 9319) | | | | |
| C. Social Services (CPC 933) | | | | |
| 9. TOURISM AND TRAVEL RELATED SERVICES | | | | |
| A. Hotel and Restaurants (including catering) (CPC 641-643) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |
| B. Travel Agencies and Tour Operators Services (CPC 7471) | | | | |
| C. Tourist Guides Services (CPC 7472) | | | | |
| D. Other: | | | | |
| - Computer reservation services | | | | |
| - Travel marketing | | | | |

| services | | | | |
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| 10. RECREATIONAL, CULTURAL AND SPORTING SERVICES | | | | |
| A. Entertainment Services (CPC 9619) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |
| C. Libraries, Archives, Museums and Other Cultural Services (CPC963) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |
| D. Sporting and Other Recreational Services - Sporting services (CPC 9641) - Recreation parks and beach services (CPC 96491) - Other recreational services (CPC 96499) | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |
| 11. TRANSPORT SERVICES | | | | |
| A. Maritime Transport Services (a) Passenger transportation (CPC 7211) (b) Freight transportation (CPC 7212) (c) Rental of vessels with crew (CPC 7213) (d) Maintenance and | (1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section | (1) None (2) None (3) None (4) Unbound except as indicated under Market Access | | |

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| <p>repair of vessels (CPC 8868**)</p> <p>(e) Pushing/towing services (CPC 7214)</p> <p>(f) Supporting services for maritime transport (CPC 745**)</p> | | | |
| <p>E. Rail Transport Services</p> <p>(b) Freight transportation (CPC 7112)</p> | <p>(1) Unbound</p> <p>(2) None</p> <p>(3) Unbound</p> <p>(4) Unbound except as indicated in the horizontal section</p> | <p>(1) Unbound</p> <p>(2) None</p> <p>(3) Unbound</p> <p>(4) Unbound except as indicated under Market Access</p> | |
| <p>G. Pipeline Transport</p> <p>(a) Transportation of fuels (CPC 7131)</p> | <p>(1) Unbound</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound except as indicated in the horizontal section</p> | <p>(1) Unbound</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound except as indicated under Market Access</p> | |
| <p>(b) Transport services of goods other than fuels (CPC 7139)</p> | <p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound except as indicated in the horizontal section</p> | <p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound except as indicated under Market Access</p> | |
| <p>H. Services Auxiliary to All Modes of Transport</p> <p>(a) Cargo-handling services (CPC 741)</p> <p>(b) Storage and warehouse services (CPC 742)</p> <p>(c) Freight transport agency services (CPC 748)</p> | <p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound except as indicated in the horizontal section</p> | <p>(1) None</p> <p>(2) None</p> <p>(3) None</p> <p>(4) Unbound except as indicated under Market Access</p> | |

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|---|--|--|--|--|
| (d) Other supporting and auxiliary transport services (CPC 749) | | | | |
|---|--|--|--|--|

Part 2
List of Most-Favored-Nation Treatment Exemptions in relation to Article 7.4

List of Japan

| Sector or sub-sector | Description of measure indicating its inconsistency with Article 7.4 | Intended duration | Conditions creating the need for the exemption ¹ |
|--|---|---|--|
| Maritime freight forwarding services | An operation permit or governmental registration for maritime freight forwarding services (including services related to multimodal transport services ²) is granted only to those firms of the countries in which Japanese firms are eligible for such permit or qualified for such registration. | Termination of this measure shall be considered depending upon the outcome of future negotiations for trade liberalization. | Need to ensure that Japanese persons have satisfactory access to the supply of maritime freight forwarding services (including services related to multimodal transport services) in Mongolia. |
| International shipping services (including passenger transportation and freight transportation services) | Restriction or prohibition of a) entry in Japanese ports and b) loading or unloading of cargoes in Japanese ports for a designated period may be imposed as a countermeasure on operators of vessels who belong to the country in which interests of Japanese operators continue to be substantially damaged, in spite of prior notification of taking such measure, under unfavorable treatment imposed on them by that country or by local authorities or similar entities of that country. | Termination of this measure shall be considered depending upon the outcome of future negotiations for trade liberalization. | Need to ensure favorable treatment for Japanese vessels operators in Mongolia. |
| Energy services | With respect to the supply of services in the Electricity Utility Industry, Gas Utility Industry and Nuclear Energy Industry, excluding services supplied under subparagraph (m) (iii) of Article 7.2, preferential treatment may be accorded to the service suppliers of a non-Party. | Indefinite | Need to secure an efficient and stable supply of energy. |

1 Description in this column shall be construed as information provided for reference purposes that does not form a part of commitments.

2 "Multimodal transport services" means freight transport services combining international maritime transport and road/railroad transport, provided on 'door to door' basis by a multimodal transport operator (as defined in Note to the Specific Commitments in the Sectors of Maritime Transport Services and Maritime Auxiliary Transport Services in the Schedule of Specific Commitments of Japan).

| | | | |
|-----------------------------------|--|-------------------|---|
| <p>Fisheries related services</p> | <p>With respect to the supply of services in fisheries in the territorial sea, internal waters, exclusive economic zone and continental shelf of Japan, including the following fisheries related services, preferential treatment may be accorded to the service suppliers of a non-Party:</p> <ul style="list-style-type: none"> (a) investigation of aquatic resources without taking such resources; (b) luring of aquatic resources; (c) preservation and processing of fish catches; (d) transportation of fish catches and fish products; and (e) provision of supplies to other vessels used for fisheries. | <p>Indefinite</p> | <p>Need to ensure conservation and management of fishery resources.</p> |
|-----------------------------------|--|-------------------|---|