

ANNEX I
Sectors, Sub-Sectors or Matters referred to
in subparagraph 1(a) of Article 7

JAPAN	THE ARGENTINE REPUBLIC
<p>1. Agriculture, Forestry and Fisheries, and Related Services (except Fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf provided for in the entry No. 7 in the Schedule of Japan in Annex II)</p> <p>2. Banking</p> <p>3. Heat Supply</p> <p>4. Telecommunications and Internet Based Services</p> <p>5. Drugs and Medicines Manufacturing</p> <p>6. Leather and Leather Products Manufacturing</p> <p>7. Matters Related to the Nationality of a Ship</p> <p>8. Mining</p> <p>9. Oil Industry</p> <p>10. Security Guard Services</p> <p>11. Air Transport (except investment in airports or airport operation services provided for in the entry No.11 in the Schedule of Japan in Annex II)</p> <p>12. Freight Forwarding Business</p> <p>13. Railway Transport</p> <p>14. Road Passenger Transport</p> <p>15. Water Transport</p>	<p>1. Manufacture of Chemicals and Chemical Products</p> <p>2. Financial and Insurance Activities</p> <p>Treatment referred to in paragraph 1 of Article 3 (Most-Favoured-Nation Treatment) shall be accorded in the sectors, sub-sectors or matters specified in 1.</p>

16. Water Supply and
Waterworks

Treatment referred to in
paragraph 1 of Article 3 (Most-
Favoured-Nation Treatment)
shall be accorded in the
sectors, sub-sectors or matters
specified in 2 to 10, 13, 14
and 16.

ANNEX II
Non-Conforming Measures referred to
in paragraph 3 of Article 7

1. The Schedule of a Contracting Party sets out, pursuant to paragraph 3 of Article 7, the specific sectors, sub-sectors or activities for which that Contracting Party may maintain existing, or adopt new or more restrictive, measures that do not conform with obligations imposed by:

- (a) Article 2; or
- (b) Article 3.

2. Each Schedule entry sets out the following elements:

- (a) "Sector" refers to the sector for which the entry is made;
- (b) "Sub-Sector", where referenced, refers to the specific sub-sector for which the entry is made;
- (c) "Industry Classification", where referenced, and only for transparency purposes, refers to the activity covered by the non-conforming measure, according to domestic or international industry classification codes;
- (d) "Obligations Concerned" specifies the obligations referred to in paragraph 1 that, pursuant to paragraph 3 of Article 7, do not apply to the sectors, sub-sectors or activities listed in the entry;
- (e) "Description" sets out the scope or nature of the sectors, sub-sectors or activities covered by the entry; and
- (f) "Existing Measures", where specified, identifies, for transparency purposes, a non-exhaustive list of existing measures that apply to the sectors, sub-sectors or activities covered by the entry.

3. In the interpretation of an entry, all elements of the entry shall be considered. The "Description" element shall prevail over all other elements.

4. For the purposes of this Annex,

- (a) the term "ISIC" means International Standard Industrial Classification of All Economic Activities (Statistical Papers, Series M No. 4/Rev.4, Department of Economic and Social Affairs of the United Nations, New York, 2008); and
- (b) the term "JSIC" means Japan Standard Industrial Classification set out by the Ministry of Internal Affairs and Communications of Japan, and revised on 30 October 2013.

Schedule of Japan

1 Sector: All

Sub-Sector:

Industry
Classification:

Obligations Concerned: National Treatment (Article 2)

Description: When transferring or disposing of its equity interests in, or the assets of, a state enterprise or a governmental entity, Japan reserves the right to:

- (a) prohibit or impose limitations on the ownership of such interests or assets by investors of the Argentine Republic or their investments;
- (b) impose limitations on the ability of investors of the Argentine Republic or their investments as owners of such interests or assets to control any resulting enterprise; or
- (c) adopt or maintain any measure relating to the nationality of executives, managers or members of the board of directors of any resulting enterprise.

Existing
Measures:

2 Sector: All

Sub-Sector:

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Most-Favoured-Nation Treatment
(Article 3)

Description: Japan reserves the right to adopt or maintain any measure relating to investment in telegraph services, postal services, betting and gambling services, manufacture of tobacco products, manufacture of Bank of Japan notes and minting and sale of coinage in Japan.

Existing
Measures:

3 Sector: All

Sub-Sector:

Industry
Classification:

Obligations Concerned: Most-Favoured-Nation Treatment
(Article 3)

Description: Japan reserves the right to adopt or maintain any measure that accords differential treatment to countries under any bilateral or multilateral agreement involving:

(a) aviation;

(b) fisheries; or

(c) maritime matters, including salvage.

Existing
Measures:

4 Sector: Aerospace Industry

Sub-Sector: Aircraft Industry

Space Industry

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Description: Japan reserves the right to adopt or
maintain any measure relating to the
investment in aircraft industry and
space industry.

Existing
Measures: Foreign Exchange and Foreign
Trade Law (Law No. 228 of 1949),
Articles 27 and 30

Cabinet Order on Foreign Direct
Investment (Cabinet Order No. 261
of 1980), Articles 3 and 5

5 Sector: Arms and Explosives Industry

Sub-Sector: Arms Industry

Explosives Manufacturing Industry

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Description: Japan reserves the right to adopt or maintain any measure relating to the investment in the arms industry and explosives manufacturing industry.

Existing
Measures: Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949), Articles 27 and 30

Cabinet Order on Foreign Direct Investment (Cabinet Order No. 261 of 1980), Articles 3 and 5

6 Sector: Energy

Sub-Sector: Electricity Utility Industry
Gas Utility Industry
Nuclear Energy Industry

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Description: Japan reserves the right to adopt or
maintain any measure relating to
investment in the energy industry
listed in the "Sub-Sector" element.

Existing
Measures: Foreign Exchange and Foreign
Trade Law (Law No. 228 of 1949),
Articles 27 and 30

Cabinet Order on Foreign Direct
Investment (Cabinet Order No. 261
of 1980), Articles 3 and 5

7 Sector: Fisheries

Sub-Sector: Fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf

Industry Classification:

JSIC 031	Marine fisheries
JSIC 032	Inland water fisheries
JSIC 041	Marine aquaculture
JSIC 042	Inland water aquaculture
JSIC 8093	Recreational fishing guide business

Obligations Concerned:

National Treatment (Article 2)

Most-Favoured-Nation Treatment (Article 3)

Description:

Japan reserves the right to adopt or maintain any measure relating to investment in fisheries in the territorial sea, internal waters, exclusive economic zone and continental shelf of Japan.

For the purposes of this entry, the term "fisheries" means the work of taking and cultivation of aquatic resources, including the following fisheries related activities:

- (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.

Existing
Measures:

Foreign Exchange and Foreign Trade
Law (Law No. 228 of 1949), Article 27

Cabinet Order on Foreign Direct
Investment (Cabinet Order No. 261
of 1980), Article 3

Law for Regulation of Fishing
Operation by Foreign Nationals (Law
No. 60 of 1967), Articles 3, 4 and 6

Law concerning the Exercise of
Sovereign Rights concerning Fisheries
in the Exclusive Economic Zones (Law
No. 76 of 1996), Articles 4, 5, 7, 8,
9, 10, 11, 12 and 14

8 Sector: Information and Communications

Sub-Sector: Broadcasting Industry

Industry Classification: JSIC 380 Establishments engaged in administrative or ancillary economic activities

JSIC 381 Public broadcasting, except cablecasting

JSIC 382 Private-sector broadcasting, except cablecasting

JSIC 383 Cablecasting

Obligations Concerned: National Treatment (Article 2)

Description: Japan reserves the right to adopt or maintain any measure relating to investment in broadcasting industry.

Existing Measures: Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949), Article 27

Cabinet Order on Foreign Direct Investment (Cabinet Order No. 261 of 1980), Article 3

Radio Law (Law No. 131 of 1950), Chapter 2

Broadcast Law (Law No. 132 of 1950), Chapters 5 and 8

9 Sector: Land Transaction

Sub-Sector:

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)
Most-Favoured-Nation Treatment
(Article 3)

Description: With respect to the acquisition or
lease of land properties in Japan,
prohibitions or restrictions may be
imposed.

Existing
Measures: Alien Land Law (Law No. 42 of 1925),
Article 1

10 Sector: Public Law Enforcement and
Correctional Services and Social
Services

Sub-Sector:

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Most-Favoured-Nation Treatment
(Article 3)

Description: Japan reserves the right to adopt or
maintain any measure relating to
investment in public law enforcement
and correctional services, and in
social services such as income
security or insurance, social
security or insurance, social
welfare, primary and secondary
education, public training, health,
child care and public housing.

Existing
Measures:

11 Sector: Transport

Sub-Sector: Air Transport

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Description: Japan reserves the right to adopt or maintain any measure with respect to investment in airports or airport operation services.

For the purposes of this entry, the term "airport operation services" means the supply of air terminal, airfield and other airport infrastructure operation services on a fee or contract basis. Airport operation services do not include air navigation services.

Existing
Measures:

Schedule of the Argentine Republic

1 Sector: All

Sub-Sector:

Industry
Classification:

Obligations Concerned: National Treatment (Article 2)
Most-Favoured-Nation Treatment (Article 3)

Description: The Argentine Republic (hereinafter referred to in this Schedule as "Argentina") reserves the right to adopt or maintain any measure relating to the acquisition of rural land, real estate containing or adjacent to significant and permanent water courses or lakes, and real estate located in border security areas.

Existing Measures: Law No. 26737 on Regime for the Protection of National Ownership or Possession of Rural Land
Decree No. 274/2012
Decree No. 15385/44 as modified by Law No. 23554
Decree No. 32530/48

2 Sector: All

Sub-Sector:

Industry
Classification:

Obligations Concerned: National Treatment (Article 2)

Description: Argentina reserves the right to adopt or maintain any measure aimed at stimulating the development of its least developed regions, in the following provinces: Catamarca, La Rioja, Tucumán, Jujuy, Corrientes, Salta, Formosa, Chaco, Misiones and Santiago del Estero.

Existing
Measures:

3 Sector: All

Sub-Sector:

Industry
Classification:

Obligations Concerned: National Treatment (Article 2)

Description: When transferring or disposing of its equity interests in, or the assets of, a state enterprise or a governmental entity, Argentina reserves the right to:

- (a) prohibit or impose limitations on the ownership of such interests or assets by investors of Japan or their investments;
or
- (b) impose limitations on the ability of investors of Japan or their investments as owners of such interests or assets to control any resulting enterprise.

Existing
Measures:

4 Sector: All

Sub-Sector:

Industry
Classification:

Obligations Concerned: National Treatment (Article 2)

Description: Argentina reserves the right to adopt or maintain any measure to grant rights or preference to indigenous peoples, minorities, vulnerable groups or groups at a social or economic disadvantage.

Existing
Measures:

5 Sector: Mining and Quarrying

Sub-Sector: Extraction of Crude Petroleum and Natural Gas

Mining of Metal Ores

Industry Classification: ISIC 0610 Extraction of crude petroleum

ISIC 0620 Extraction of natural gas

ISIC 0710 Mining of iron ores

ISIC 0721 Mining of uranium and thorium ores

ISIC 0729 Mining of other non-ferrous metal ores

Obligations Concerned: National Treatment (Article 2)

Description: Argentina reserves the right to adopt or maintain any measure related to the extraction of crude petroleum and natural gas and to mining of metal ores, as well as any measure related to support services for other mining and quarrying activities including mining of metal ores.

Existing Measures:

6	Sector:	Fishing and Aquaculture, and Navigation
	Sub-Sector:	Fishing Aquaculture Navigation
	Industry Classification:	ISIC 0311 Marine fishing ISIC 0312 Freshwater fishing ISIC 0321 Marine aquaculture ISIC 0322 Freshwater aquaculture
	Obligations Concerned:	National Treatment (Article 2) Most-Favoured-Nation Treatment (Article 3)
	Description:	Argentina reserves the right to adopt or maintain any measure related to fishing and aquaculture and related activities, including domicile, residence and/or nationality requirements for individuals or legal entities, in connection with the exploitation of living resources in Argentine internal waters, maritime areas under its jurisdiction and its continental shelf, in accordance with applicable international law. Argentina also reserves the right to adopt or maintain regulations, including sanctions, with regard to navigation, in maritime areas subject to its jurisdiction, composition of the crew and content (fish caught, equipment and fishing gear) of vessels used in the fishing industry, which are not inconsistent with applicable rules of international law.
	Existing Measures:	Law No. 24922 on Federal Fishing Regime

7	Sector:	Cultural Industries
	Sub-Sector:	Publishing Activities
		Motion Picture
		Video and Television Programme Production
		Sound Recording and Music Publishing Activities
		Programming and Broadcasting Activities
	Industry Classification:	ISIC 5811 Book publishing
		ISIC 5812 Publishing of directories and mailing lists
		ISIC 5813 Publishing of newspapers, journals and periodical
		ISIC 5819 Other publishing activities
		ISIC 5820 Software publishing
		ISIC 6010 Radio broadcasting
		ISIC 6020 Television programming and broadcasting activities
	Obligations Concerned:	National Treatment (Article 2) Most-Favoured-Nation Treatment (Article 3)
	Description:	Argentina reserves the right to adopt or maintain any measure that grants different treatment to its nationals based on its domestic legislation, or to nationals of other States based on international agreements, with respect to cultural industries. For the purposes of this Schedule, "cultural industries" includes:

- (a) the publication, distribution or sale of books, magazines, periodicals or newspapers in print or electronic format, but not including the sole activity of printing or typesetting any of the foregoing;
- (b) the production, distribution, sale or exhibition of film or video in any existing format;
- (c) the production, distribution, sale or communication to the public of music in any existing format; and
- (d) radiocommunications in which the transmissions are intended for direct reception by the general public, and all radio, television, cable and Internet broadcasting activities.

Existing
Measures:

8 Sector: Nuclear Energy

Sub-Sector: Nuclear Energy Generation

Nuclear Fuel Production and Supply

Nuclear Materials

Treatment and Disposal of Radioactive Waste

Radioisotope and Radiation Generating Facilities

Industry Classification:

Obligations Concerned: National Treatment (Article 2)

Most-Favoured-Nation Treatment (Article 3)

Description: Argentina reserves the right to adopt or maintain any measure relating to the generation of nuclear energy, nuclear fuel production and supply, nuclear materials, treatment and disposal of radioactive waste, and radioisotope and radiation generating facilities.

Existing Measures:

9 Sector:	Manufacturing	
Sub-Sector:	Agricultural Equipment Manufacturing, n.e.c.	
	Oil and Gas Equipment Manufacturing, n.e.c.	
	Medical Equipment Manufacturing, n.e.c.	
	Manufacture of computer, electronic and optical products	
	Manufacture of electrical equipment	
	Manufacture of machinery and equipment n.e.c.	
Industry Classification:	ISIC 2660	Manufacture of irradiation, electromedical and electrotherapeutic equipment
	ISIC 2710	Manufacture of electric motors, generators, transformers and electricity distribution and control apparatus
	ISIC 2811	Manufacture of engines and turbines, except aircraft, vehicle and cycle engines
	ISIC 2821	Manufacture of agricultural and forestry machinery
	ISIC 2824	Manufacture of machinery for mining, quarrying and construction ¹

1 The activities related to manufacture of machinery for the extraction of oil and gas are concerned regarding ISIC 2824 under this entry.

Obligations
Concerned:

National Treatment (Article 2)

Description:

Argentina reserves the right to adopt or maintain any measure relating to the promotion and incentive of the domestic production of agricultural equipment, oil and gas equipment and medical equipment.

Existing
Measures:

10 Sector: Human Health

Sub-Sector:

Industry
Classification:

Obligations Concerned: National Treatment (Article 2)

Description: Argentina reserves the right to adopt or maintain any measure aimed at protecting public health and, in particular, access by individuals to pharmaceutical drugs.

Existing
Measures:

11 Sector: Biotechnology

Sub-Sector: Scientific Research and Development

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Description: Argentina reserves the right to adopt or maintain any measure in the fields of biotechnology, such as human, plant and animal health, agricultural biotechnology and industrial processing.

Existing
Measures:

12 Sector: Trade in Services

Sub-Sector:

Industry
Classification:

Obligations
Concerned: National Treatment (Article 2)

Most-Favoured-Nation Treatment
(Article 3)

Description: Argentina reserves the right to adopt or maintain any measure in all sectors and subsectors not committed or committed but unbound in Argentina's Schedule of Specific Commitments under the GATS. Argentina also reserves the right to adopt or maintain any measure in all sectors and subsectors committed with limitations in that Schedule and to the extent of those limitations. Argentina also reserves the right to adopt any measure in sectors and subsectors included in its List of Article II (MFN) Exemptions under the GATS and to the extent of the exemptions.

Existing
Measures: