

C. Installation Work (CPC 51610+51620+51630+51641+ 51642+51643+51644+51649+ 51650+51660+51691+51699)	1) Unbound 2) None 3) None 4) (a) As indicated in the horizontal section (b) Unbound for civil engineer	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Assembly Work (CPC 514)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
D. Building completion and finishing work (CPC 517)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
E. Other (CPC 511+CPC 515 to 518)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
4. DISTRIBUTION SERVICES A. Commission Agents' Services (CPC 62111 to 62118)	1) Unbound 2) None 3) None; and no limitation on the number of foreign shareholders	1) Unbound 2) None 3) None	

	4) Unbound	4) Unbound	
Trading and auctioning Thai antiques or national historical objects	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
Trading antiques or art objects being Thai arts and handicraft	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
Auction	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
B. Wholesale Trade Services Wholesale trade services by a Japanese enterprise established in Thailand relating to the distribution and installation of: - products manufactured by such Japanese enterprise or by its group companies in Thailand under the same brand; or	1) Unbound 2) Unbound 3) Except for distilled liquor distribution services, no limitation on the number of foreign shareholders and foreign equity participation not exceeding 75 per cent is allowed as long as loan to capital ratio of 3:1 or lower is maintained. 4) Unbound	1) Unbound 2) Unbound 3) No limitations as long as (1) foreign equity participation does not exceed 75 per cent; and (2) a loan to capital ratio of 3:1 or lower is maintained. 4) Unbound	

<ul style="list-style-type: none"> - automobiles manufactured in Japan by its group companies under the same brand. <p>Note: "group companies" means companies registered in Japan or Thailand that are owned directly, or through another company registered in Japan or in Thailand, by a company registered in Japan and entitled to benefits under this Agreement.</p>				
Others	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound		
C. Retailing Services Retailing services by a Japanese enterprise established in Thailand relating to the distribution and installation of:	1) Unbound 2) Unbound 3) Except for distilled liquor distribution services, no limitation on the number of foreign shareholders and foreign equity participation not exceeding 75 per cent is allowed as long as a loan to capital ratio of 3:1 or lower is maintained.	1) Unbound 2) Unbound 3) No limitations as long as (1) foreign equity participation does not exceed 75 per cent; and (2) a loan to capital ratio of 3:1 or lower is maintained.		

7 As defined in Article 73 (g) of Chapter 7.

<ul style="list-style-type: none"> - products manufactured by such Japanese enterprise or by its group companies in Thailand under the same brand; or; - automobiles manufactured in Japan by its group companies under the same brand. <p>Note: "group companies" means companies registered in Japan or Thailand that are owned directly, or through another company registered in Japan or in Thailand, by a company registered in Japan and entitled to benefits under this Agreement.</p>	4) Unbound	4) Unbound		
Others	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound		
D. Franchising (CPC 8929)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound		

8 As defined in Article 73 (g) of Chapter 7.

ES. Other	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
S. EDUCATIONAL SERVICES A + B. International and National School Education Services (excluding adult and other education services) (part of CPC 9219+ CPC 9221 +9222)	1) Unbound 2) None 3) None 4) Supply of education services is allowed, provided that: (1) the natural persons are invited or to be employed by education institutions duly established and registered in Thailand; and (2) the natural persons possess qualification and experiences set by such institutions as well as meeting other criteria that may be set by Ministry of Education, where applicable. Others: As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound	
A. Primary education services (CPC 9211 + the rest of CPC 9219)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	

B. Technical and Vocational Education Services (CPC 9223+9224)	1) None 2) None 3) None 4) Supply of education services is allowed, provided that: (1) the natural persons are invited or to be employed by education institutions duly established and registered in Thailand; and (2) the natural persons possess qualification and experiences set by such institutions as well as meeting other criteria that may be set by Ministry of Education, where applicable. Others: As indicated in the horizontal section	1) None 2) None 3) None 4) Unbound	
C. Higher education services (CPC 923)	1) Unbound 2) None 3) Foreign equity participation of less than 50 per cent is allowed, provided that at least half of the Members of the University Council must have Thai nationality and that service suppliers in this sector must comply with the Private Higher Education Institution Act B.E. 2546 (2003). 4) Supply of education services is allowed, provided that:	1) Unbound 2) None 3) No limitation as long as (1) foreign equity participation is less than 50 per cent; and (2) at least half of the Members of the University Council must have Thai nationality and that service suppliers in this sector must comply with the Private Higher Education Institution Act. 4) Unbound	

		<p>(1) the natural persons are invited or to be employed by education institutions duly established and registered in Thailand; and</p> <p>(2) the natural persons possess qualification and experiences set by such institutions as well as meeting other criteria that may be set by Ministry of Education, where applicable.</p> <p>Others: As indicated in the horizontal section</p>		
D. Professional and/or Short Courses Education Services (CPC 92400)		<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Supply of education services is allowed, provided that:</p> <p>(1) the natural persons are invited or to be employed by education institutions duly established and registered in Thailand; and</p> <p>(2) the natural persons possess qualification and experiences set by such institutions as well as meeting other criteria that may be set by Ministry of Education, where applicable.</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound</p>	

		Others: As indicated in the horizontal section		
E. Other education services CPC 92900) Foreign language tuition services (part of CPC 92900)		<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Supply of education services is allowed, provided that:</p> <p>(1) the natural persons are invited or to be employed by education institutions duly established and registered in Thailand; and</p> <p>(2) the natural persons possess qualification and experiences set by such institutions as well as meeting other criteria that may be set by Ministry of Education, where applicable.</p> <p>Others: As indicated in the horizontal section</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound</p>	
Others		<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>	
6. ENVIRONMENTAL SERVICES				

A. Sewage Services (including industrial waste water treatment system) (CPC 9401)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
B. Refuse Disposal Services (including hazardous waste management and incinerator) (CPC 9402)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
C. Sanitation and Similar Services (CPC 9403)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
D. Other Environmental Consultancy on Sewage System, Refuse Disposal, Hazardous Waste Management, Air Pollution and Noise Management, Sanitation and Other Environmental Management Services	1) None 2) None 3) None 4) As indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Environmental Protection and Environmental Abatement Services	1) None 2) None 3) None 4) As indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as provided in the horizontal section	

Cleaning services of exhaust gases (including industrial emission abatement) (CPC 9404)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Noise abatement services (CPC 9405)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Nature and landscape protection services (CPC 9406)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Other environmental protection services (CPC 9409)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	

<p>7. FINANCIAL SERVICES⁹</p> <p>- With regard to the scope of operation and types of financial services that can be provided, each type of financial institution will be permitted to operate the sector or subsector of banking and other financial services only to the extent that their respective governing legislation permit them to do so.</p> <p>- All commitments in this sector are subject to horizontal commitments in Thailand's 1995 GATS Schedule of specific commitments.</p>				
<p>A. <u>Insurance including reinsurance and retrocession</u>¹⁰</p>				
(a) Life insurance services (CPC 81211)	1) None	1) None		
	2) None	2) Life insurance premium is tax deductible up to a certain amount for holders of policies issued by local companies.		
	3) (a) Foreign equity participation limited to 25 per cent of registered share capital. (b) New establishment is subject to licence approved by the Minister with the consent of the Cabinet.	3) None		
	4) Only senior managerial personnel, specialists and technical assistants with the approval of the Insurance Commissioner.	4) None		

- 9 Thailand's commitments under the WTO Agreement for this sector as per Document GATS/sc/85/Suppl.3 (26 February 1998), is incorporated herein. Until the review under Article 89, Thailand does not accept to renegotiate such commitments or negotiate any further commitments on this sector.
- 10 Paragraph 5 of Article 77 does not apply to sectors or subsectors that do not exist under Thai law at the date of entry into force of this Agreement.

(b) Non-life insurance services (CPC 8129)	1) Unbound except for international marine, aviation and transit and all classes of reinsurance.	1) Unbound		
	2) None	2) None		
	3) (a) Foreign equity participation limited to 25 per cent of registered share capital. (b) New establishment is subject to license approved by the Minister with the consent of the Cabinet.	3) None		
	4) Only senior managerial personnel, specialists and technical assistants with the approval of the Insurance Commissioner.	4) None		
(d) Services auxiliary to insurance (excluding pension funding services) Insurance broking and agency services (CPC 81401) (Brokers shall not induce, advise or do any acts so as to cause any person to enter into insurance contracts with insurers abroad, except for reinsurance contracts)	1) Unbound	1) Unbound		
	2) Unbound	2) Unbound		
	3) Foreign equity participation not to exceed 25 per cent.	3) No limitations as long as foreign equity participation does not exceed 25 per cent.		
	4) (a) Only senior managerial personnel, specialists and technical assistants with the approval of the Insurance Commissioner. (b) Unbound for individual broker and agent.	4) None		

Insurance consultancy services excluding pension consulting services (CPC 81402)	1) None 2) None 3) None other than that indicated in the horizontal section. 4) Only senior managerial personnel, specialists and technical assistants with the approval of the Insurance Commissioner.	1) None 2) None 3) No limitations as long as foreign equity participation does not exceed 49 per cent. 4) None	
Average and loss adjustment services (CPC 81403)	1) None 2) None 3) None other than that indicated in the horizontal section. 4) Only senior managerial personnel, specialists and technical assistants with the approval of the Insurance Commissioner.	1) None 2) None 3) No limitations as long as foreign equity participation does not exceed 49 per cent. 4) None	
Actuarial services (CPC 81404)	1) None 2) None 3) None other than that indicated in the horizontal section. 4) Only senior managerial personnel, specialists and technical assistants with the approval of the Insurance Commissioner.	1) None 2) None 3) No limitations as long as foreign equity participation does not exceed 49 per cent. 4) None	

Services auxiliary to financial intermediation other than to insurance and pension funding services Credit card services (CPC 81133) (Mobilising funds from the public is prohibited, unless licensed under a financial law)	1) None 2) None 3) (a) As indicated in B(3) (j) below. (b) Financial institutions must obtain prior approval from the Bank of Thailand. 4) As indicated in the horizontal section.	1) None 2) None 3) No limitations as long as foreign equity participation does not exceed 49 per cent. 4) None	
Financial consultancy services (CPC 81332)	1) Unbound 2) None 3) None other than that indicated in the horizontal section. 4) As indicated in the horizontal section.	1) None 2) None 3) No limitations as long as foreign equity participation does not exceed 49 per cent. 4) None	
B. Banking and other financial services (excluding insurance) Acceptance of deposits and other repayable funds from the public Lending of all types, including consumer credit, mortgage credit, factoring and financing of commercial transactions Financial leasing	1) None for financial advisory and financial data processing. Unbound for all other services. 2) None for financial advisory and financial data processing. Unbound for all other services.	1) None 2) None	

<p>Payment and money transmission services including credit, charge and debit cards, travellers cheques and bankers drafts</p> <p>Guarantees and commitments</p> <p>Trading for own account, or for account of customers in the following:</p> <p>(a) money market instruments</p> <p>(b) foreign exchange</p> <p>(c) exchange rate and interest rate instruments</p> <p>(d) transferable securities</p> <p>Participation in issues of all kinds of securities, including underwriting and placement as agents (whether publicly or privately) and provision of services related to such issues</p> <p>Asset management as follows:</p> <ul style="list-style-type: none"> - cash or portfolio management - collective investment management 	<p>3) (a) Representative office of banks</p> <p>None.</p> <p>(b) Foreign bank branches</p> <p>I. None for existing foreign bank branches under present shareholding structure. New establishment is subject to licence approved by the Minister of Finance with the consent of the Cabinet.</p> <p>II. ATM operations permitted under the following conditions only:</p> <p>(i) joining ATM pools operated by Thai banks; or</p> <p>(ii) operation within own premises or sharing the facilities with other commercial banks in Thailand.</p> <p>III. Existing foreign banks which already had the first branch office in Thailand prior to July 1995 will each be permitted to open no more than two additional branches.</p>	<p>3) (a) Representative office of banks</p> <p>None.</p> <p>(b) Foreign bank branches</p> <p>None, except as indicated in the market access column.</p>	
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<ul style="list-style-type: none"> - custodian and depository services <p>Advisory, intermediation and other auxiliary financial services</p> <p>Provision and transfer of financial information, and financial data processing and related software</p>	<p>IV. None for participation in cheque clearing and settlement system.</p> <p>(c) Locally incorporated banks</p> <p>I. Market access limited to the acquisition of shares of existing banks.</p> <p>II. (i) Maximum foreign equity participation limited to 25 per cent of paid-up registered capital. Combined shareholding of an individual and his/her related persons not to exceed 5 per cent of bank's paid-up registered capital.</p>	<p>(c) Locally incorporated banks</p> <p>None, except as indicated in the market access column.</p>	
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		<p>(ii) The Minister of Finance upon recommendation of the Bank of Thailand may relax the above-mentioned limits on maximum foreign equity participation and combined shareholding of an individual and his/her related persons, subject to the terms and conditions announced by the Minister of Finance, including the following:</p> <ul style="list-style-type: none"> - the relaxation is deemed necessary to improve the condition or business of the commercial bank; 		
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		<ul style="list-style-type: none"> - such equity participation will be authorized for a period of up to 10 years, with foreign shareholders who enter in this period being grandfathered there- after with respect to the absolute amount of their equity holding. <p>III. At least three-fourths of the directors must be of Thai nationality. The Minister of Finance upon recommendation of the Bank of Thailand may allow more foreign nationals than specified above subject to the same terms and conditions as stated in II (ii) above.</p>		
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		<p>(d) International Banking Facility¹¹</p> <p>New establishment is subject to licence approved by the Minister of Finance.</p> <p>(e) Finance companies and credit foncier companies</p> <p>I. None for representative offices.</p> <p>II. Market access limited to the acquisition of shares of existing companies.</p> <p>III. (i) Maximum foreign equity participation limited to 25 per cent of paid-up registered capital. Combined shareholding of an individual and his/her related persons not to exceed 10 per cent.</p>	<p>(d) International Banking Facility</p> <p>None, except as indicated in the market access column.</p> <p>(e) Finance companies and credit foncier companies</p> <p>None, except as indicated in the market access column.</p>	
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11 ISF units permitted to operate only the banking and investment banking business as specified in the Ministerial Order issued on 16 September 1992, and Notification of the Bank of Thailand dated 14 December 1993.

		<p>(ii) The Minister of Finance upon recommendation of the Bank of Thailand may relax the above-mentioned limits on maximum foreign equity participation and combined shareholding of an individual and his/her related persons, subject to the terms and conditions announced by the Minister of Finance, including the following:</p> <ul style="list-style-type: none"> - the relaxation is deemed necessary to improve the condition or business of the finance company and credit foncier company. 		
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		<p>- such equity participation will be authorised for a period of up to 10 years, with foreign shareholders who enter in this period being grandfathered there- after with respect to the absolute amount of their equity holding</p> <p>IV. At least three-fourths of the directors must be of Thai nationality. The Minister of Finance upon recommendation of the Bank of Thailand may allow more foreign nationals than specified above subject to the same terms and conditions as stated in III (ii) above.</p> <p>(f) Securities companies</p>	<p>(f) Securities companies</p>	
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		<p>Securities brokerage, securities dealing, investment advisory service and securities underwriting:</p> <p>I. None for representative offices.</p> <p>II. Market access limited to share acquisition of existing companies only. Unbound for new licences.</p> <p>III. Maximum foreign equity participation limited to 49 per cent of paid-up registered capital.</p> <p>IV. At least one-half of the directors of a locally incorporated securities firm must be Thai national.</p> <p>(g) Asset management companies:</p> <p>I. None for representative offices.</p> <p>II. Market access limited to share acquisition of existing companies.</p>	<p>None, except as indicated in the market access column.</p> <p>(g) Asset management companies:</p> <p>None, except as indicated in the market access column.</p>	
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	<p>III. During the first five years after the licence has been granted, maximum foreign equity participation is limited to 25 per cent of paid-up registered capital and at least three-fourths of the directors must be Thai national.</p> <p>IV. After five years, maximum foreign equity participation is limited to 49 per cent of paid-up registered capital and at least one-half of the directors must be Thai national.</p> <p>(h) Financial leasing services</p> <p>Can only be provided by leasing companies which are subject to maximum foreign equity participation of 49 per cent of paid-up registered capital, or by finance companies which are subject to maximum foreign equity participation of 25 per cent of paid-up registered capital, except in (e) III (ii).</p> <p>(i) Factoring services</p>	<p>(h) Financial leasing services</p> <p>None</p> <p>(i) Factoring services</p> <p>None</p>	
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	<p>Can only be provided by factoring companies which are subject to maximum foreign equity participation of 49 per cent of paid-up registered capital, or by finance companies which are subject to maximum foreign equity participation of 25 per cent of paid-up registered capital, except in (e) III (ii).</p> <p>(j) Credit, charge and debit cards</p> <p>Credit, charge and debit cards can only be provided by companies which are subject to maximum foreign equity participation of 49 per cent of paid-up registered capital or locally incorporated banks and foreign bank branches.</p> <p>The conduct of businesses under h), i) and j) will be subject to licensing and regulations to be announced.</p> <p>4) Limitations on the number of foreign personnel per foreign bank office:</p> <p>(a) two persons for banks operating as representative office;</p> <p>(b) six persons for each full-licensed branch;</p> <p>(c) four persons for each BIBF branch;</p>	<p>(j) Credit, charge and debit cards</p> <p>None</p> <p>4) None</p>	
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		<p>(d) two persons for each PIBF branch;</p> <p>(e) eight persons for banks operating as full-licensed and PIBF branch;</p> <p>For finance companies:</p> <p>(a) two persons for a representative office;</p> <p>(b) Maximum of four directors permitted for finance companies;</p> <p>For securities companies and asset and management companies:</p> <p>two persons for a representative office.</p>		
<p>Trading for own account, or for account of customers in the following:</p> <ul style="list-style-type: none"> - derivative products incl., but not limited to, futures and options - other negotiable instruments and financial assets, incl. bullion 		<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>	
Money broking		<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>	

Settlement and clearing services for financial assets, incl. securities, derivative products, and other negotiable instruments		<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>	
C. Other		<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>8. HEALTH RELATED AND SOCIAL SERVICES (other than those listed under 1.A.h-j.)</p> <p>A. Hospital services (CPC 9311)</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>	
B. Other Human Health Services (CPC 9319, other than 93191)		<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>	
C. Social services (CPC 933)		<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>	

D. Other (including extraction of Thai herbs)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
9. TOURISM AND TRAVEL RELATED SERVICES A. <u>Hotel and Restaurant Services (including catering)</u> (CPC 641 to 643) <u>Hotel Lodging Services</u> (CPC 64110)	1) Unbound 2) None 3) (a) For luxury hotel and resort with facility having a minimum of 100 rooms and service supplier having a minimum paid-up registered capital of 800 million baht, foreign equity participation of not exceeding 60 per cent is allowed, provided that (1) the service supplier is an enterprise registered as a registered ordinary partnership, limited partnership or limited liability company in Thailand; and (2) a loan to capital ratio of 3:1 or lower shall be maintained; and no limitation on the number of foreign shareholders; (b) For others: None	1) Unbound 2) None 3) For luxury hotel and resort services, no limitations as long as (1) foreign equity participation does not exceed 60 per cent; (2) the investor / service supplier which is an enterprise of Japan is registered as a registered ordinary partnership, limited partnership or limited liability company in Thailand; and (3) a loan to capital ratio of 3:1 or lower is maintained; (4) service supplier has a minimum paid-up registered capital of 800 million baht; and (5) the facility has a minimum of 100 rooms.	

	4) As indicated in the horizontal section	4) Unbound, except as provided in the horizontal section	
Restaurant Services (CPC 64210)	1) Unbound 2) None 3) (a) For full restaurant services (food and beverage preparation and serving with or without entertainment) with the facility having a minimum area of 450 square metres and service supplier having a minimum paid-up registered capital of 50 million baht, foreign equity participation of not exceeding 60 per cent is allowed, provided that (1) the service supplier is an enterprise registered as a registered ordinary partnership, limited partnership or limited liability company in Thailand; and (2) a loan to capital ratio of 3:1 or lower shall be maintained; and no limitation on the number of foreign shareholders; (b) For others: None 4) As indicated in the horizontal section	1) Unbound 2) None 3) For full restaurant services (food and beverage preparation and serving with or without entertainment), no limitations as long as (1) foreign equity participation does not exceed 60 per cent; (2) the investor / service supplier which is an enterprise of Japan is registered as a registered ordinary partnership, limited partnership or limited liability company in Thailand; (3) a loan to capital ratio of 3:1 or lower is maintained; (4) the facility has a minimum area of 450 square metres; and (5) service supplier has a minimum paid-up registered capital of 50 million baht. 4) Unbound, except as provided in the horizontal section	
Catering Services (CPC 64230)	1) Unbound 2) None 3) None; no restriction of the number of foreign shareholders	1) Unbound 2) None 3) None	

		4) As indicated in the horizontal section	4) Unbound, except as provided in the horizontal section	
Others (CPC 6412 + 6419 + 6422 + 6429 + 6431 + 6432)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
B. Travel Agency and Tour Operator Services (CPC 74710)		1) Unbound 2) None 3) In addition to that indicated in the horizontal section not less than half of the board of directors of the company must be Thai nationals. 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
C. Tourist Guides Services		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
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 (including theatre, live bands and circus services) (CPC 9619)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
B. News agency services (CPC 962)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
C. Libraries, archives, museums and other cultural services (CPC 963)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
D. Sporting and Other Recreational Services (CPC 964)				
Sporting Services (excluding other sporting services specified in CPC 96419) (CPC 96411+96412+96413)		1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Recreation Park and Beach Services (CPC 96491)		1) Unbound 2) None 3) None	1) Unbound 2) None 3) None	

		4) As indicated in the horizontal section	4) Unbound, except as provided in the horizontal section	
Other recreational services (CPC 96419+96492+96499)		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	
11. TRANSPORT SERVICES A. <u>Maritime Transport Services</u>				The following services at the port provided by the government or government enterprise are made available, to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions: 1. Pilotage ¹² 2. Towing and tug assistance 3. Provisioning, fuelling and watering 4. Garbage collecting and ballast waste disposal

12. A Thai captain of a Thai ship which sails regularly in certain compulsory pilotage area may be permitted to pilot the ship in the area.

				5. Port captain's service 6. Navigation aids 7. Shore-based operational services essential to ship operations, water and electrical supplies 8. Emergency repair facilities 9. Anchorage, berth and berthing services
(a) Passenger transportation (CPC 7211 less cabotage transport: as defined below - 3.1)		1) None 2) None 3) (a) Unbound for establishment of enterprise for the purpose of operating a fleet under the national flag of Thailand (b) Other forms of commercial presence for the supply of international maritime transport services (as defined below - 3.2) except branch office: As indicated in the horizontal section. 4) (a) Ships' crews: Unbound (b) Other personnel: As indicated in the horizontal section	1) None 2) None 3) (a) Unbound (b) None 4) (a) Unbound (b) Unbound, except as provided in the horizontal section	

(b) Freight transportation (CPC 7212 less cabotage transport: as defined below - 3.1)	<p>1) None</p> <p>2) None</p> <p>3) (a) Unbound for establishment of enterprise for the purpose of operating a fleet under the national flag of Thailand</p> <p>(b) Other forms of commercial presence for the supply of international maritime transport services (as defined below - 3.2) except branch office: As indicated in the horizontal section</p> <p>4) (a) Ships' crews: Unbound</p> <p>(b) Other personnel: As indicated in the horizontal section</p>	<p>1) None</p> <p>2) None</p> <p>3) (a) Unbound</p> <p>(b) None other than:</p> <p>(i) Shareholders of Thai maritime transport companies with ownership of Thai flag vessels may be granted exemption or reduced rates of income tax leviable on dividends paid by such companies</p> <p>(ii) Exporters or importers of goods shipped from or to Thailand by Thai flag vessels may be entitled to special deduction of not more than 50 per cent of the freight values or other expenses paid in the ordinary course of carriage of such goods from their net income for the purpose of calculation of income tax</p> <p>4) (a) Unbound</p> <p>(b) Unbound, except as provided in the horizontal section</p>	<p>1) See Note to the Schedule below</p> <p>3) (b) See Note to the Schedule below</p>
(c) Rental of vessels with crew (CPC 7213)	<p>1) Unbound</p> <p>2) Unbound</p>	<p>1) Unbound</p> <p>2) Unbound</p>	

	<p>3) Unbound</p> <p>4) Unbound</p>	<p>3) Unbound</p> <p>4) Unbound</p>	
(d) Maintenance and repair of vessels (part of CPC 8868)	<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>	
(e) International towing (CPC 7214)	<p>1) None</p> <p>2) None</p> <p>3) (a) Unbound for establishment of enterprise for the purpose of operating a fleet under the national flag of Thailand</p> <p>(b) Other forms of commercial presence for the supply of international towing service (as defined below - 3.2) except branch office: As indicated in the horizontal section</p> <p>4) (a) Ships' crews: Unbound</p> <p>(b) Other personnel: As indicated in the horizontal section</p>	<p>1) None</p> <p>2) None</p> <p>3) (a) Unbound</p> <p>(b) None</p> <p>4) (a) Unbound</p> <p>(b) Unbound, except as provided in the horizontal section</p>	
(f) Supporting Services for maritime transport (CPC 745) Shore reception facilities (collection of waste/oily water from ships)	<p>1) Unbound</p> <p>2) None</p>	<p>1) Unbound</p> <p>2) None</p>	

	3) None 4) As indicated in the horizontal section	3) None 4) Unbound, except as provided in the horizontal section	
Port captain's services attached to specific foreign vessels	1) None 2) None 3) None 4) As indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Marine surveys and classification societies for the purpose of providing accurate documentation and certification of vessels	1) None other than those under regulations stipulated by the Marine Department 2) None 3) None 4) As indicated in the horizontal section	1) None 2) None 3) None 4) Unbound, except as provided in the MA column	
Freight forwarding services (as defined below - 3.4)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Maritime cargo handling services (as defined below - 3.5)	1) Unbound 2) None	1) Unbound 2) None	

	3) Supplying of services in the area under the jurisdiction of the Port Authority of Thailand is subject to certain conditions set up by the Ministerial Regulations issued under the Port Authority of Thailand Act B.E.2494 (1951). 4) As indicated in the horizontal section	3) None 4) Unbound, except as provided in the horizontal section	
Maritime agency services (as defined below - 3.6)	1) Unbound 2) None 3) None ¹³ 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
Port and waterway operation services (excl. cargo handling) (CPC 74510) Marina facilities (a small sea, lake or river harbour with docking facilities for motor and sailing boats used for private and recreational purpose with maintenance and supply services and berths for long and short term use)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) Unbound 3) Unbound 4) Unbound, except as provided in the horizontal section	
Others	1) Unbound 2) Unbound 3) Unbound	1) Unbound 2) Unbound 3) Unbound	

13. Domestic regulations may require registration of service suppliers, minimum paid-up capital, experienced personnel, etc., on a non-discriminatory basis.

	4) Unbound	4) Unbound	
NOTE TO THE SCHEDULE			
1.	Where road, rail, inland waterways and related auxiliary services are not otherwise fully covered in this Schedule, a multimodal transport operator 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 for the purpose of carrying out multimodal transport operations.		
2.	"Reasonable and non-discriminatory terms and conditions" means, for the purpose of multimodal transport operations, the ability of multimodal transport operator to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which enter the port at a later date.		
3.	<u>Definitions:</u>		
3.1	"cabotage": for the purpose of this Schedule, means the transportation or towage of passengers or goods, between a port or place located in Thai waters and another port or place located in Thai waters.		
3.2	"Other forms of commercial presence for the supply of international maritime transport services": for the purpose of this Schedule, means the ability for international maritime transport service suppliers of other members to undertake locally the following:		
	(a) Marketing and sales of maritime transport services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself;		
	(b) The procurement, on their own account of any transport and related services, necessary for the supply of the integrated service;		
	(c) The preparation of documentation concerning transport documents, customer documents, or other document related to the origin and character of the goods transported; or		
	(d) Setting up of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally with any locally established shipping agency: As indicated in the horizontal section.		
3.3	"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.		
3.4	"Freight forwarding services" means the activity consisting of organising and monitoring shipment operations on behalf of shippers, through the procurement of transport and related services, preparation of documentation and provision of business information.		
3.5	"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 organised independently of the stevedoring or terminal operator companies. The activities include the organisation and supervision of:		
	- the loading/discharging of cargo to/from a ship;		
	- the lashing/unlashing of cargo; and		

- the reception/delivery and safekeeping of cargoes before shipment or after discharge.			
3.6	"Maritime agency services" means activities consisting of representing as an agent, the business interests of one or more shipping lines, for the following purposes:		
	- marketing and sales of maritime transport and related services, from quotation to invoicing, and issuing of bill of lading of the shipping lines; procurement and resale of the necessary related services, preparation of documentation, and provision of business information; or		
	- acting on behalf of the shipping lines organising the call of a ship or taking over cargoes when required.		
B.	Internal Waterways Transport		
(d)	Maintenance and repair of vessels (part of CPC 8868)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound
(e)	Pushing and towing (CPC 7224)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound
(f)	Supporting services for internal waterway transport (CPC 745**)	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 (CPC 8868)	1) None 2) None 3) Unbound	1) None 2) None 3) Unbound

		4) As indicated in the horizontal section	4) Unbound, except as provided in the horizontal section	
(e) Supporting services for air transport (CPC 746) Selling and marketing of air transport services		1) Unbound 2) Unbound 3) 1. Distribution through CRS is allowed only for airlines offices and one General Sales Agent office 2. Service suppliers must use Thai public telecommunication network under national telecommunication authorities 4) As indicated in the horizontal section	1) Unbound 2) Unbound 3) The value added tax in use comprises 3 rates, namely 7 per cent, 0 per cent and exempted. VAT collection is based on a reciprocal basis. 4) Unbound	
Computer reservation system services		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
D. <u>Space Transport</u> (CPC 733)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
E. <u>Rail Transport Services</u> (a) Passenger transportation		1) Unbound	1) Unbound	

		2) Unbound 3) Unbound 4) Unbound	2) Unbound 3) Unbound 4) Unbound	
(b) Freight transportation (CPC 7112)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(c) Pushing and towing services (CPC 7113)		1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(d) Maintenance and repair of rail transport equipment (CPC 8868)		1) Unbound 2) None 3) None 4) (a) As indicated in the horizontal section (b) Unbound for civil engineer	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
(e) Supporting Services for rail transport services (CPC 743) Passenger and freight car cleaning services		1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	

Security services at railway station	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
F. <u>Road Transport Services</u> <u>Other non-scheduled passenger transportation</u>			
(a) Passenger transportation (CPC 7121+7122)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(b) Freight transportation only for frozen or refrigerated goods, bulk liquids or gases and containerised freight (CPC 71231 to 71233)	1) Unbound 2) None 3) In addition to that indicated in the horizontal section, not less than half of the board of directors of the company must have Thai nationality 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
(c) Rental services of passenger cars with operator (CPC 71222)	1) Unbound 2) None 3) In addition to that indicated in the horizontal section, not less than half of the board of directors of the company must have Thai nationality	1) Unbound 2) None 3) None	

	4) As indicated in the horizontal section	4) Unbound, except as provided in the horizontal section	
(c) Rental services of buses and coaches with operator (CPC 71223)	1) Unbound 2) None 3) In addition to that indicated in the horizontal section, not less than half of the board of directors of the company must have Thai nationality 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
(d) Maintenance and repair of road transport equipment (CPC 6112 + 8868)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(e) Supporting services for road transport services (CPC 744)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
G. <u>Pipeline Transport</u>			
(a) Transportation of fuels	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(b) Transportation of other goods			

H. <u>Services Auxiliary to All Modes of Transport</u>			
(a) Cargo-handling services (CPC 741)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(b) Storage and warehousing services (CPC 742)	1) Unbound 2) None 3) None 4) As indicated in the horizontal section	1) Unbound 2) None 3) None 4) Unbound, except as provided in the horizontal section	
(c) Freight transport agency services (CPC 748)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
(d) Other (CPC 749)	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 (CPC 95+97+98+99)			
Newspaper publishing services	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
Services involved electric power generating	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	
Others	1) Unbound 2) Unbound 3) Unbound 4) Unbound	1) Unbound 2) Unbound 3) Unbound 4) Unbound	

附屬書六(第八章関係) 投資に関する表

第一部 第九十八条に関する特定の約束に係る表

A 日本国の特定の約束に係る表

- 1 日本国の特定の約束に係る表における記載は、次のとおりとする。
 - (a) 「分野」には、約束の対象となる一般的な分野を示す。
 - (b) 「小分野」には、約束の対象となる個別の分野を示す。
 - (c) 「産業分類」には、約束の対象となる活動であって、該当する国内産業分類の下で行われるものを示す。「産業分類」は、例示の観点から記載するものとする。
 - (d) 「現行の措置」には、内国民待遇についての条件及び制限を定める措置であって、この協定の効力発生の日に存在するものを明示する。「現行の措置」を記載する場合には、「現行の措置」が当該条件及び制限の解釈において他のすべての事項に優先する。
 - (e) 「現行の措置の概要」には、現行の措置によって特定される内国民待遇についての条件及び制限を記載する。
- 2 この部の規定の適用上、「J-SIC」とは、総務省統計局が作成し、二千一二年三月七日に改定した日本標準産業分類をいう。
- 3 「日本国は、次の現行の措置を維持することができることを除くほか、制限しない。」との記載は、日本国が当該措置の改正又は修正を行うことを妨げるものと解してはならない。ただし、当該改正又は修正により、この協定の効力発生の日に存在する待遇よりも不利な待遇が与えられないことを条件とする。
- 4 「約束しない。」とは、場合に依りて、日本国が、内国民待遇についての条件及び制限を定めるいかなる措置も採用し、若しくは維持することができること又はいかなる特定措置の履行要求も課し、若しくは強制することができることをいう。

Annex 6 referred to in Chapter 8
Schedules in relation to Investment

Part 1

Schedules of Specific Commitments in relation to Article 98

1A Schedule of Japan

1. In this Schedule:
 - (a) "Sector" refers to the general sector in which a commitment may be made;
 - (b) "Subsector" refers to the specific sector in which a commitment may be made;
 - (c) "Industry classification" refers, where applicable, to the activity which may be covered by the commitment according to domestic industry classification codes which are set out for illustrative purposes;
 - (d) "Existing Measures" identifies the measures existing on the date of entry into force of this Agreement, which specify conditions and qualifications on national treatment. Where "Existing Measures" element is set out, it shall prevail over all other elements in the interpretation of those conditions and qualifications.
 - (e) "Description of the Existing Measures" sets out conditions and qualifications on national treatment specified by Existing Measures.
2. For the purposes of this Part, the term "JSIC" means Japan Standard Industrial Classification as set out in the Statistics Bureau, Ministry of Internal Affairs and Communications revised on 7 March 2002.
3. Where it is indicated that "None except that Japan may maintain the following Existing Measures," it shall not be construed so as to prevent Japan from amending or modifying such measures, provided that the amendment or modification does not create less favourable treatment than that existing on the date of entry into force of this Agreement.
4. The entry "Unbound" means that, as the case may be, Japan may adopt or maintain any measure which specifies conditions and qualifications on national treatment or may impose or enforce any performance requirements.

5 「制限しない。」とは、日本国が、各分野に共通の約束に掲げるものを除くほか、条件及び制限を付する（となく）国民待遇を与える（と）を約束する（と）をいう。

5. The entry "None" means that Japan commits to accord national treatment without conditions or qualifications, except as indicated in Horizontal Commitments.

第一節 各分野に共通の約束

分野又は小分野	内国民待遇に係る制限	特定措置の履行要求についての約束
すべての非サービス分野	<p>一 日本国は、公的企業又は政府機関の持分又は資産を移転し、又は処分する場合に、次の事項を行うことができる。</p> <p>(a) タイの投資家又はその投資財産がそのような持分又は資産を所有することを禁止し、又は制限すること。</p> <p>(b) タイの投資家又はその投資財産がそのような持分又は資産の所有者として後継企業を支配する能力を制限すること。</p> <p>(c) 後継企業の取締役、理事又は役員国籍に関する措置を採用し、又は維持すること。</p> <p>二 日本国は、次の現行の措置を維持することができる。</p> <p>(現行の措置)</p> <p>船舶法（明治三十二年法律第四十六号）第一条</p> <p>（現行の措置の概要）</p> <p>日本国の船舶は、日本国の国民又は日本国の法律に基づいて設立された会社であつて、その代表者の全員及び業務を執行する役員の三分の二以上が日本国の国民であるものが所有する船舶に与えられる。</p> <p>三 補助金については、タイの投資家及びその投資財産に対し内国民待遇を与えないことができる。</p>	<p>一 この特定の約束に係る表に別段の定めがある場合を除くほか、タイの投資家は、日本国の区域内において投資活動を行うための条件として、又は利益の付与若しくはその継続の条件として、次の事項を要求されない。</p> <p>(a) 一定の水産又は割合の物品を輸出すること。</p> <p>(b) 一定の水産又は割合の現地調達を達成すること。</p> <p>(c) 日本国の区域内において生産された物品を購入し、利用し、若しくは優先し、又は日本国の区域内の者から物品を購入すること。</p> <p>(d) 輸入数量又は輸入価額を、輸出数量若しくは輸出価額と又は当該投資活動に関する投資財産に関連する外国為替の流入の量と関連付けること。</p> <p>(e) 当該投資活動に関する投資財産により生産される物品の日本国の区域内における販売を、輸出数量若しくは輸出価額と又は外国為替収入と関連付けることにより制限すること。</p> <p>(f) 特定の国籍を有する者を取締役、理事又は役員に任命すること。</p> <p>二 この特定の約束に係る表に別段の定めがある場合又は次の特定措置の履行要求が利益の付与若しくはその継続の条件として課</p>

Sector or subsector	Limitations on national treatment	Commitments on performance requirements
Section I. HORIZONTAL COMMITMENTS		
ALL NON-SERVICE SECTORS	<p>1. When transferring or disposing of its equity interests in, or the assets of, a state enterprise or a governmental entity, Japan may:</p> <p>(a) prohibit or impose limitations on the ownership of such interests or assets by investors of Thailand or their investments;</p> <p>(b) impose limitations on the ability of investors of Thailand or their investments as owners of such interests or assets to control any resulting enterprise; or</p> <p>(c) adopt or maintain any measure relating to the nationality of executives, managers or members of the board of directors of any resulting enterprise.</p> <p>2. Japan may maintain the following Existing Measures.</p> <p><u>Existing Measures</u></p> <p>Ship Law (Law No.46 of 1899), Article 1</p> <p><u>Description of the Existing Measures</u></p> <p>The Japanese nationality shall be given to a ship whose owner is a Japanese national, or a company established under Japanese law, of which all representatives and not less than two-thirds of executives administering the affairs are Japanese nationals.</p> <p>3. National Treatment may not be accorded to investors of Thailand and their investments with respect to subsidies.</p>	<p>1. Unless otherwise specified in this Schedule, as a condition for investment activities in the Area of Japan, or as a condition for granting or continued granting of an advantage, an investor of Thailand shall not be required to:</p> <p>(a) export a given level or percentage of goods;</p> <p>(b) achieve a given level or percentage of domestic content;</p> <p>(c) purchase, use or accord a preference to goods produced in the Area of Japan, or purchase goods from the person in its Area;</p> <p>(d) relate the volume or value of imports to the volume or value of exports or to the amount of foreign exchange inflows associated with investments related to such investment activities;</p> <p>(e) restrict sales of goods in the Area of Japan that investments related to such investment activities produce by relating such sales to the volume or value of its exports or foreign exchange earnings; or</p> <p>(f) appoint, as executives, managers or members of boards of directors, individuals of any particular nationality.</p> <p>2. Unless otherwise specified in this Schedule, or unless the following performance requirements are imposed or enforced as a condition for granting or continued granting of an advantage, in connection with investment activities in the Area of Japan, an investor of Thailand shall not be required to:</p> <p>(g) hire a given level of Japanese nationals;</p> <p>(h) transfer technology, a production process or other proprietary knowledge to a person in the Area of Japan, except when the requirement:</p>

	<p>四 日本国における土地の取得又は賃貸借に 関し、タイにおいて日本国の国民又は法人 が土地に関する権利の享有について禁止さ れ、又は条件若しくは制限が課されている 場合には、政令をもって日本国におけるタ イの国民又は法人による土地に関する権利 の享有について同一若しくは類似の禁止を し、又は同一若しくは類似の条件若しくは 制限を課することができる。</p>
<p>四 日本国は、次の現行の措置を維持するこ とができる。 (現行の措置) 船舶法第一条 (現行の措置の概要) 日本国の船舶は、日本国の国民又は日本 国の法律に基づいて設立された会社であつ て、その代表者の全員及び業務を執行する 役員の三分の二以上が日本国の国民である ものが所有する船舶に与えられる。</p>	<p>され若しくは強制される場合を除くほか、 タイの投資家は、日本国の区域内における 投資活動に關し、次の事項を要求されな い。 (g) 一定の水準の日本国の国民を雇用する こと。 (h) 次のいずれかの場合を除くほか、技 術、製造工程その他の財産的知識を日本 国の区域内の者に移転すること。 (i) 要求が、競争法の違反に係る救済措 置として司法裁判所、行政裁判所又は 競争当局によつて課され、又は強制さ れる場合 (ii) 要求が、貿易関連知的財産協定に 反しない方法で行われる知的財産権の 移転に關する場合 (i) 日本国の区域内に当該投資家の特定地 域又は世界市場に向けた事業本部を設置 すること。 (j) 日本国の区域内において一定の水準又 は価額の研究開発を達成すること。 (k) 当該投資家が生産する物品の一又は二 以上を、特定地域又は世界市場に向けて 日本国の区域のみから供給すること。 三 日本国は、公的企業又は政府機関の持分 又は資産を移転し、又は処分する場合に は、後継企業の取締役、理事又は役員の国 籍に關する措置を採用し、又は維持するこ とができる。</p>

	<p>4. With respect to acquisition or lease of land properties in Japan, prohibitions or restrictions may be imposed by Cabinet Order on Thai nationals or legal persons, where Japanese nationals or legal persons are placed under identical or similar prohibitions or restrictions in Thailand.</p>	<p>(i) is imposed or enforced by a court, administrative tribunal or competition authority to remedy an alleged violation of competition laws; or (ii) concerns the transfer of intellectual property which is undertaken in a manner not inconsistent with the TRIPS Agreement; (i) locate the headquarters of that investor for a specific region or the world market in the Area of Japan; (j) achieve a given level or value of research and development in the Area of Japan; or (k) supply one or more of the goods that the investor produces to a specific region or world market, exclusively from the Area of Japan. 3. When transferring or disposing of its equity interests in, or the assets of, a state enterprise or a governmental entity, Japan may adopt or maintain any measure relating to the nationality of executives, managers or members of the board of directors of any resulting enterprise. 4. Japan may maintain the following Existing Measures. <u>Existing Measures</u> Ship Law (Law No.46 of 1899), Article 1 <u>Description of the Existing Measures</u> The Japanese nationality shall be given to a ship whose owner is a Japanese national, or a company established under Japanese law, of which all representatives and not less than two-thirds of executives administering the affairs are Japanese nationals.</p>
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第二節 分野ごとに行う特定の約束

分野又は小分野 (すべての非サービス分野 (次に掲げるものを除く。))	産業分類	内国民待遇に係る制限	特定措置の履行要求 についての約束
一 分野 農林水産業 (領海、内水、排他的経済水域及び大陸棚における漁業であって、四の項で規定されているものを除く。)	JSIC 〇一 農業 JSIC 〇二 林業 JSIC 〇三 漁業 JSIC 〇四 水産養殖業	日本国は、次の現行の措置を維持することができることを除くほか、制限しない。 (現行の措置) 外国為替及び外国貿易法(昭和二十四年法律第二百二十八号)第二十七条 対内直接投資等に関する政令(昭和五十五年政令第二百六十一号)第三条 (現行の措置の概要) 外国為替及び外国貿易法に基づき事前届出の要件は、日本国内において農林水産業(領海、内水、排他的経済水域及び大陸棚における漁業であって、四の項で規定されているものを除く。)への投資を行おうとする外国投資家について適用する。	各分野に共通の約束における記載に従う。
二 分野 農林水産業 (植物育成者権)	JSIC 〇一九 その他 の耕種農業 JSIC 〇四一三 藻類養殖業 JSIC 〇四一五 種苗養殖業	日本国は、次の現行の措置を維持することができることを除くほか、制限しない。 (現行の措置) 種苗法(平成十年法律第八十二号)第十条	各分野に共通の約束における記載に従う。

タイとの経済連携協定

Sector or subsector	Industry classification	Limitations on national treatment	Commitments on performance requirements
Section II. SECTOR-SPECIFIC COMMITMENTS			
ALL NON-SERVICE SECTORS AND SUBSECTORS NOT LISTED BELOW		None	As indicated in Horizontal Commitments.
1. Sector: Agriculture, Forestry, and Fisheries (except fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf provided in Item 4 of Section II)	JSIC 01 Agriculture JSIC 02 Forestry JSIC 03 Fisheries JSIC 04 Aquaculture	None except that Japan may maintain the following Existing Measures. <u>Existing Measures</u> 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 <u>Description of the Existing Measures</u> The prior notification requirement under the Foreign Exchange and Foreign Trade Law applies to foreign investors who intend to make investment in agriculture, forestry and fisheries (except fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf provided for in Item 4 of Section II) in Japan.	As indicated in Horizontal Commitments.
2. Sector: Agriculture, Forestry and Fisheries (Plant Breeder's Right)	JSIC 0119 Miscellaneous crop farming JSIC 0413 Seaweed aquaculture JSIC 0415 Seed aquaculture	None except that Japan may maintain the following Existing Measures. <u>Existing Measures</u> Seeds and Seedlings Law (Law No.83 of 1998), Article 10	As indicated in Horizontal Commitments.

(現行の措置の概要)	
日本国内に住所及び居所 (法人にあっては、営業 所)を有しない外国人は、 次のいずれかに該当する場 合を除くほか、植物育成者 権を享有することができな い。	
(a) その者の属する国又は その者が住所若しくは居 所(法人にあっては、営 業所)を有する国が、千 九百七十二年十一月十 日、千九百七十八年十月 二十三日及び千九百九十 一年三月十九日にジュ ネーヴで改正された千九 百六十一年十二月二日の 植物の新品種の保護に関 する国際条約(以下この 表において「千九百九十 一年のUPOV条約」と いう。)の当事国である 場合	

Description of the Existing Measures		
A foreigner who has neither a domicile nor residence (nor establishment, in the case of a legal person) in Japan cannot enjoy a plant breeder's right except in the following cases:		
(a) where the State of which the person is a national or the State in which the person has a domicile or residence (or its establishment, in the case of a legal person) is a contracting party to the International Convention for the Protection of New Varieties of Plants of 2 December 1961, as Revised at Geneva on 10 November 1972, on 23 October 1978 and on 19 March 1991 (hereinafter referred to in this Annex as "the 1991 UPOV Convention");		

		(b) その者の属する国又はその者が住所若しくは居所（法人にあつては、営業所）を有する国が、千九百七十二年十一月十日及び千九百七十八年十月二十三日にジュネーヴで改正された千九百六十一年十二月二日の植物の新品種の保護に関する国際条約（以下この表において「千九百七十八年のUPOV条約」という。）の当事国である場合、
		(c) その者の属する国が、日本国の国民に対し品種の育成に關してその国の国民と同一の条件による保護（その国の国民が日本国の植物育成者権を享有することを条件に日本国の国民に対し認める保護を含む。）を認め、かつ、その者の出願品種につき品種の育成に關する保護を認める場合

		<p>(b) where the State of which the person is a national or the State in which the person has a domicile or residence (or its establishment, in the case of a legal person) is a contracting party to the International Convention for the Protection of New Varieties of Plants of 2 December 1961, as Revised at Geneva on 10 November 1972 and on 23 October 1978 (hereinafter referred to in this Annex as "the 1978 UPOV Convention"); or</p> <p>(c) where the State of which the person is a national provides Japanese nationals with the protection of varieties under the same condition as its own nationals (including a State which provides such protection for Japanese nationals under the condition that Japan allows enjoyment of the plant breeder's right for the nationals of that State), and further provides the protection for plant genus and species to which the person's applied variety belongs.</p>	
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タイとの経済連携協定

三 分野 小分野	エネルギー産業	JSIC 〇五九 その他 の金属鉱業（核原料物質に 限る。）	約束しない。
	電気業	JSIC 二四九一 核燃料 製造業	
	ガス業	JSIC 二七一* 発電 用・送電用・配電用・産業 用電気機械器具製造業	約束しない。
	原子力産業	JSIC 二七四* 電子応 用装置製造業	
		JSIC 二七五* 電気計 測器製造業	
		JSIC 二七九* その他 の電気機械器具製造業	
		JSIC 二八* 情報通信 機械器具製造業	
		JSIC 二九* 電子部 品・デバイス製造業	
		JSIC 三〇三* 船舶製 造・修理業、船用機関製造 業（船舶修理業を除く。）	
		JSIC 三〇五九* その 他の産業用運搬車両・同部 分品・附属品製造業	

3. Sector: Energy Industry Subsector: Electricity Utility Industry Gas Utility Industry Nuclear Energy Industry	JSIC 0519	Miscellaneous metal mining(limited to nuclear materials)	Unbound	Unbound
	JSIC 2491	Manufacture of nuclear fuel		
	JSIC 271*	Manufacture of electrical generating, transmission, distribution and industrial apparatus		
	JSIC 274*	Manufacture of electronic equipment		
	JSIC 275*	Manufacture of electric measuring instruments		
	JSIC 279*	Manufacture of miscellaneous electrical machinery equipment and supplies		
	JSIC 28*	Manufacture of information and communication electronics equipment		
	JSIC 29*	Manufacture of electronic parts and devices		
	JSIC 303*	Shipbuilding and repairing, and manufacture of marine engines (excluding repairing)		
	JSIC 3059*	Manufacture of miscellaneous industrial trucks and parts and accessories		

<p>五 分野 熱供給業</p>	<p>四 分野 漁業 小分野 領海、内水、排 他の経済水域及び大陸棚に おける漁業 注 この部の規定の適用 上、「漁業」とは、水 産資源の採取及び養殖 の事業をいう。</p>	
<p>業 J S I C 三五一 熱供給</p>	<p>J S I C 〇三一 海面漁業 J S I C 〇三二 内水面漁業 業 J S I C 〇四一 海面養殖業 J S I C 〇四二 内水面養殖業</p>	<p>J S I C 三〇九九* 他に分類されない輸送用機械器具製造業 J S I C 三三一 電気業 J S I C 三四一 ガス製造工場 注 J S I C の番号に付された星印(*) は、その番号の下での活動のうち、原子力産業に関連するものに限られることを示す。</p>
<p>日本国は、次の現行の措置を維持することができ、これを除くほか、制限しない。 (現行の措置) 外国為替及び外国貿易法第二十七条</p>	<p>約束しない。</p>	
<p>各分野に共通の約束における記載に従う。</p>	<p>約束しない。</p>	

	<p>J S I C 3099* Manufacture of transportation equipment, n.e.c.</p> <p>J S I C 331 Production, transmission and distribution of electricity</p> <p>J S I C 3411 Gasworks</p> <p>Note: An asterisk (*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to nuclear energy industry.</p>		
<p>4. Sector: Fisheries Subsector: Fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf</p> <p>Note: For the purposes of this Part, the term "fisheries" means the work of taking and cultivation of aquatic resources</p>	<p>J S I C 031 Marine fisheries</p> <p>J S I C 032 Inland water fisheries</p> <p>J S I C 041 Marine aquaculture</p> <p>J S I C 042 Inland water aquaculture</p>	<p>Unbound</p>	<p>Unbound</p>
<p>5. Sector: Heat Supply</p>	<p>J S I C 3511 Heat Supply</p>	<p>None except that Japan may maintain the following Existing Measures.</p> <p><u>Existing Measures</u></p> <p>Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949), Article 27</p>	<p>As indicated in Horizontal Commitments.</p>

(a) 六 分野 製造業 小分野 医薬品製造業	
J S I C 一七六三 的製剤製造業 生物学	
日本国は、次の現行の措置を維持することができることを除くほか、制限しない。 (現行の措置) 外国為替及び外国貿易法第二十七条 政令第三条 対内直接投資等に関する	対内直接投資等に関する 政令第三条 (現行の措置の概要) 外国為替及び外国貿易法に基づく事前届出の要件は、日本国内の熱供給業への投資を行うおうとする外国投資家について適用する。
各分野に共通の約束における記載に従う。	

		Cabinet Order of Foreign Direct Investment (Cabinet Order No. 261 of 1980), Article 3 <u>Description of the Existing Measures</u> The prior notification requirement under the Foreign Exchange and Foreign Trade Law applies to foreign investors who intend to make investment in the heat supply industry in Japan.	
6. Sector: Manufacturing, (a) Subsector: Drugs and Medicines Manufacturing	JSIC 1763 Biological preparations	None except that Japan may maintain the following Existing Measures. <u>Existing Measures</u> 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	As indicated in Horizontal Commitments.

		(b) 小分野 皮革及び皮革製品製造業	
	<p>JSIC 一二五七 毛皮製衣服・身の回り品製造業</p> <p>JSIC 一二五九* 他に分類されない衣服・繊維製の身の回り品製造業</p> <p>JSIC 一七九四** ゼラチン・接着剤製造業</p> <p>JSIC 二〇二二 ゴム製・プラスチック製履物・同附属品製造業</p> <p>JSIC 二二 なめし革・同製品・毛皮製造業</p> <p>JSIC 三三三四* 運動用具製造業</p>	<p>（現行の措置の概要）</p> <p>外国為替及び外国貿易法に基づく事前届出の要件は、日本国内の生物学的製剤製造業への投資を行うとする外国投資家について適用する。この場合において、「生物学的製剤製造業」とは、主としてワクチン、血清、毒素、抗毒素又はこれらに類似する製剤及び血液製剤を製造する事業所において行われる経済活動をいう。</p>	<p>各分野に共通の約束における記載に従う。</p>

		<p><u>Description of the Existing Measures</u></p> <p>The prior notification requirement under the Foreign Exchange and Foreign Trade Law applies to foreign investors who intend to make investment in biological preparations manufacturing industry in Japan. For greater certainty, "biological preparations manufacturing industry" deals with economic activities in establishment which mainly produces vaccine, serum, toxoid, antitoxin and some preparations similar to the aforementioned products, or blood products.</p>	
(b) Subsector: Leather and Leather Products Manufacturing	<p>JSIC 1257 Fur apparel and apparel accessories</p> <p>JSIC 1259* Textile apparel and accessories, n.e.c.</p> <p>JSIC 1794** Gelatine and adhesives</p> <p>JSIC 202 Rubber and plastic footwear and its findings</p> <p>JSIC 21 Manufacture of leather tanning, leather products and fur skins</p> <p>JSIC 3234* Sporting and athletic goods</p>	<p>None except that Japan may maintain the following Existing Measures.</p> <p><u>Existing Measures</u></p> <p>Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949), Article 27</p> <p>Cabinet Order on Foreign Direct Investment (Cabinet Order No. 261 of 1980), Article 3</p> <p><u>Description of the Existing Measures</u></p> <p>The prior notification requirement under the Foreign Exchange and Foreign Trade Law applies to foreign investors who intend to make investment in leather and leather products manufacturing industry in Japan.</p>	As indicated in Horizontal Commitments.

	<p>注1 JSICの番号に付された星印(*)は、その番号の下での活動のうち、皮革及び皮革製品製造業に関連するものに限られることを示す。</p> <p>注2 JSICの番号に付された二つの星印(**)は、その番号の下での活動のうち、動物系接着剤(にかわ)及びゼラチン製造業に関連するものに限られることを示す。</p>	約束しない。	約束しない。
<p>(c) 小分野 航空機産業及び宇宙開発産業のうち製造業に関連するもの</p>	<p>JSIC 二七一* 発電用・送電用・配電用・産業用電気機械器具製造業</p> <p>JSIC 二七四* 電子応用装置製造業</p> <p>JSIC 二七五* 電気計測器製造業</p> <p>JSIC 二七九* その他の電気機械器具製造業</p> <p>JSIC 二八* 情報通信機械器具製造業</p>		

	<p>Note 1: An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to leather and leather products manufacturing.</p> <p>Note 2: Two asterisks(**) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to animal glue (nikawa) and gelatine manufacturing.</p>		
<p>(c) Subsector: Manufacturing related to Air-Craft Industry and Space Industry</p>	<p>JSIC 271* Manufacture of electrical generating, transmission, distribution and industrial apparatus</p> <p>JSIC 274* Manufacture of electronic equipment</p> <p>JSIC 275* Manufacture of electric measuring instruments</p> <p>JSIC 279* Manufacture of miscellaneous electrical machinery equipment and supplies</p> <p>JSIC 28* Manufacture of information and communication electronics equipment</p>	Unbound	Unbound

	<p>JSIC 29* Manufacture of electronic parts and devices</p> <p>JSIC 304 Manufacture of aircraft and parts</p> <p>JSIC 3059* Manufacture of miscellaneous industrial trucks and parts and accessories</p> <p>JSIC 3099* Manufacture of transportation equipment, n.e.c.</p> <p>Note: An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to aircraft industry and space industry.</p>		
(d) Subsector: Manufacturing related to Arms Industry and Explosive Manufacturing Industry	<p>JSIC 1791 Manufacture of explosives</p> <p>JSIC 271* Manufacture of electrical generating, transmission, distribution and industrial apparatus</p> <p>JSIC 274* Manufacture of electronic equipment</p> <p>JSIC 275* Manufacture of electric measuring instruments</p> <p>JSIC 279* Manufacture of miscellaneous electrical machinery equipment and supplies</p>	Unbound	Unbound

JSIC 二八*	情報通信
JSIC 二九*	機械器具製造業
JSIC 三〇*	電子部品・デバイス製造業
JSIC 三〇三*	船舶製造・修理業、船用機関製造業（船舶修理業を除く。）
JSIC 三〇五九*	他の産業用運搬車両・同部品・附属品製造業
JSIC 三〇九九*	JSIC 三〇九九* 他に分類されない輸送用機械器具製造業
JSIC 三二八	武器製造業
注 JSICの番号に付された星印(*)は、その番号の下での活動のうち、武器産業に関連するものに限られることを示す。	

JSIC 28*	Manufacture of information and communication electronics equipment		
JSIC 29*	Manufacture of electronic parts and devices		
JSIC 303*	Shipbuilding and repairing, and manufacture of marine engines (excluding repairing)		
JSIC 3059*	Manufacture of miscellaneous industrial trucks and parts and accessories		
JSIC 3099*	Manufacture of transportation equipment, n.e.c.		
JSIC 3281	Manufacture of ordnance and accessories		
Note: An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to arms industry.			

(e) 小分野 たばこ、日本 銀行券及び貨幣の製造に 関するもの	七 分野 鉱業	八 分野 石油業
指定された企業又は政府機 関（以下「企業等」という。） にのみ認められている日本国 におけるたばこ、日本銀行券 及び貨幣の製造が、これらの 指定された企業等以外の企業 等に対して自由化される場合 又はこれらの指定された企業 等が非商業的な原則に基づい て運営されなくなった場合に は、日本国は、これらの活動 に関するいかなる措置も採用 し、又は維持することができ ることを除くほか、制限しな い。	日本国は、次の現行の措置 を維持することができること を除くほか、制限しない。 （現行の措置） 鉱業法（昭和二十五年法 律第二百八十九号）第十七 条及び第八十七条 （現行の措置の概要） 日本国の国民又は法人の みが、鉱業権又は租鉱権を 保有することができる。	日本国は、次の現行の措置 を維持することができること を除くほか、制限しない。 （現行の措置） 外国為替及び外国貿易法 第二十七条 対内直接投資等に関する 政令第三条
約束しない。	各分野に共通の約束におけ る記載に従う。	各分野に共通の約束におけ る記載に従う。

(e) Subsector: Manufacture of tobacco products, manufacture of Bank of Japan notes and minting of coinage		None except that in the event where manufacture of tobacco products, manufacture of Bank of Japan notes and minting of coinage in Japan, which are restricted to designated enterprises or governmental entities, are liberalised to those other than the designated enterprises or governmental entities, or in the event where such designated enterprises or governmental entities no longer operate on a non-commercial basis, Japan may adopt or maintain any measure relating to those activities.	Unbound
7. Sector: Mining	JSIC 05 Mining	None except that Japan may maintain the following Existing Measures. <u>Existing Measures</u> Mining Law (Law No. 289 of 1950), Articles 17 and 87 <u>Description of the Existing Measures</u> Only a Japanese national or a Japanese legal person may have mining rights or mining lease rights.	As indicated in Horizontal Commitments.
8. Sector: Oil Industry	JSIC 053 Crude petroleum and natural gas production JSIC 181 Petroleum refining JSIC 182 Lubricating oils and greases (not made in petroleum refineries) JSIC 1841* Paving materials	None except that Japan may maintain the following Existing Measures. <u>Existing Measures</u> Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949), Article 27 Cabinet Order of Foreign Direct Investment (Cabinet Order No. 261 of 1980), Article 3	As indicated in Horizontal Commitments.

タイとの経済連携協定

		<p>JSIC 一八九九* 他に分類されない石油製品・石炭製品製造業</p> <p>注 JSICの番号に付された星印(*)は、その番号の下での活動のうち、石油業に関連するものに限られることを示す。</p>
		<p>(現行の措置の概要)</p> <p>外国為替及び外国貿易法に基づく事前届出の要件は、日本国内の石油業への投資を行うとする外国投資家について適用する。もつとも、エチレン、エチレングリコール、ポリカーボネートその他のすべての有機化学工業製品は、石油業の範囲外である。したがって、これらの製品の製造に対する投資について、外国為替及び外国貿易法に基づく事前届出は必要とされない。</p>

(タイの特定の約束に係る表は省略)

	<p>JSIC 1899* Miscellaneous petroleum and coal products</p> <p>Note: An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to oil industry.</p>	<p><u>Description of the Existing Measures</u></p> <p>The prior notification requirement under the Foreign Exchange and Foreign Trade Law applies to foreign investors who intend to make investment in oil industry in Japan.</p> <p>All organic chemicals such as ethylene, ethylene glycol and polycarbonates are outside the scope of the oil industry. Therefore, prior notification under the Foreign Exchange and Foreign Trade Law is not required for the investment in the manufacture of these products.</p>	
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1B Schedule of Thailand

Sector or subsector	Limitations on national treatment	Commitments on performance requirements
Section I. HORIZONTAL COMMITMENTS		
ALL NON-SERVICE SECTORS INCLUDED IN THIS ANNEX	<p>Acquisition and usage of land: according to the Land Code of Thailand, foreign nationals or domestic companies which are deemed foreigners are not allowed to purchase or own land in Thailand. However, they may lease land and own buildings. Foreigners are also allowed to own part of condominium units under the laws and regulations governing the ownership of condominiums.</p> <p>Unbound for subsidies or grants provided by Thailand, or any conditions attached to the receipt or continued receipt of such subsidies or grants.</p>	<p>1. Unless otherwise specified in this Schedule, as a condition for investment activities in the Area of Thailand, or as a condition for granting or continued granting of an advantage, an investor of Japan shall not be required to:</p> <ul style="list-style-type: none"> (a) export a given level or percentage of goods; (b) achieve a given level or percentage of domestic content; (c) purchase or use or accord a preference to goods produced in the Area of Thailand, or to purchase goods from persons in the Area of Thailand; (d) relate the volume or value of imports to the volume or value of exports or to the amount of foreign exchange inflows associated with investments related to such investment activities; (e) restrict sales of goods in the Area of Thailand that investment related to such investment activities produce by relating such sale to the volume or value of its exports or foreign exchange earnings; or (f) appoint, as executives, managers or members of boards of directors, individuals of any particular nationality. <p>2. Unless otherwise specified in this Schedule, or unless the following performance requirements are imposed or enforced as a condition for granting or continued granting of an advantage, in connection with investment activities in the Area of Thailand, an investor of Japan shall not be required to:</p> <ul style="list-style-type: none"> (g) hire a given level of Thai nationals; (h) transfer technology, a production process or other proprietary knowledge to a person in the Area of Thailand, except when the requirement: <ul style="list-style-type: none"> (i) is imposed or enforced by a court, administrative tribunal or competition authority to remedy an alleged violation of competition laws; or (ii) concerns the transfer of intellectual property which is undertaken in a manner not inconsistent with the TRIPS;

		<ul style="list-style-type: none"> (i) locate the headquarter of that investor for a specific region or the world market in its Area; (j) achieve a given level or value of research and development in the Area of Thailand; or (k) supply one or more of the goods that the investor produces to a specific region or world market, exclusively from the Area of Thailand. <p>Note: Thailand does not make commitment on performance requirements with respect to items (e) through (k) on the date of entry into force of this Agreement. Items (e) through (k) are provided for herein in view of a future review of the sector specific commitments.</p>
Section II. SECTOR-SPECIFIC COMMITMENTS		
Manufacturing of automobiles	None except that Japanese equity participation must be less than 50 per cent, provided that the remaining equity shares are owned by Thai investors.	Commitments are made with respect to items (a), (b), (c) and (d) only.
Non-service sectors other than manufacturing of automobiles	Unbound	Commitments are made with respect to items (a), (b), (c) and (d) only.

タイとの経済連携協定

第二部 第九十三条3に関する日本国の表

1 第九十三条3に関する日本国の表における記載は、次のとおりとする。

- (a) 「分野」には、第九十三条2の規定が適用されない措置（以下この部において「措置」という。）が採用され、又は維持される一般的な分野を示す。
- (b) 「小分野」には、措置が採用され、又は維持される個別の分野を示す。
- (c) 「産業分類」には、措置の対象となる活動であつて、該当する国内産業分類の下で行われるものを示す。「産業分類」は、例示の観点から記載するものとする。

2 この部の規定の適用上、「J S I C」とは、総務省統計局が作成し、二千一二年三月七日に改定した日本標準産業分類をいう。

一一四二四

Part 2
Schedule of Japan in relation to paragraph 3 of Article 93

1. In this Schedule:

- (a) "Sector" refers to the general sector in which a measure, to which paragraph 2 of Article 93 shall not apply (hereinafter referred to in this Part as "measure"), may be adopted or maintained;
- (b) "Subsector" refers to the specific sector in which a measure may be adopted or maintained;
- (c) "Industry classification" refers, where applicable, to the activity covered by the measures according to domestic industry classification codes which are set out for illustrative purposes.

2. For the purposes of this Part, the term "J S I C" means Japan Standard Industrial Classification as set out in the Statistics Bureau, Ministry of Internal Affairs and Communications revised on 7 March 2002.

分野又は小分野	産業分類	措置の概要
一 すべての非サービス分野		<p>一 日本国は、公的企業又は政府機関の持分又は資産を移転し、又は処分する場合には、次の事項を行うことができる。</p> <p>(a) タイの投資家又はその投資財産がそのような持分又は資産を所有することを禁止し、又は制限すること。</p> <p>(b) タイの投資家又はその投資財産がそのような持分又は資産の所有者として後継企業を支配する能力を制限すること。</p> <p>(c) 後継企業の取締役、理事又は役員の国籍に関する措置を採用し、又は維持すること。</p> <p>二 補助金については、タイの投資家及びその投資財産に対し内国民待遇を与えないことができる。</p> <p>三 日本国における土地の取得又は賃貸借に関し、タイにおいて日本国の国民又は法人が土地に関する権利の享有について禁止され、又は条件若しくは制限が課されている場合には、政令をもって日本国におけるタイの国民又は法人による土地に関する権利の享有について同一若しくは類似の禁止をし、又は同一若しくは類似の条件若しくは制限を課することができる。</p>
二 分野 エネルギー産業 小分野 電気業 ガス業 原子力産業	<p>J S I C 〇五一九 その他 の金属鉱業（核原料物質に限る。）</p> <p>J S I C 二四九一 核燃料 製造業</p> <p>J S I C 二七一＊ 発電 用・送電用・配電用・産業 用電気機器器具製造業</p> <p>J S I C 二七四＊ 電子応 用装置製造業</p> <p>J S I C 二七五＊ 電気計 測器製造業</p>	<p>日本国は、電気業、ガス業及び原子力産業への投資に関する措置を採用し、又は維持する権利を留保する。</p>

Sector or subsector	Industry classification	Description of the measures
1. Sector: All Non-Service Sectors		<p>1. When transferring or disposing of its equity interests in, or the assets of, a state enterprise or a governmental entity, Japan may:</p> <p>(a) prohibit or impose limitations on the ownership of such interests or assets by investors of Thailand or their investments;</p> <p>(b) impose limitations on the ability of investors of Thailand or their investments as owners of such interests or assets to control any resulting enterprise; or</p> <p>(c) adopt or maintain any measure relating to the nationality of executives, managers or members of the board of directors of any resulting enterprise.</p> <p>2. National Treatment may not be accorded to investors of Thailand and their investments with respect to subsidies.</p> <p>3. With respect to acquisition or lease of land properties in Japan, prohibitions or restrictions may be imposed by Cabinet Order on Thai nationals or legal persons, where Japanese nationals or legal persons are placed under identical or similar prohibitions or restrictions in Thailand.</p>
2. Sector: Energy Industry Subsector: Electricity Utility Industry Gas Utility Industry Nuclear Energy Industry	<p>JSIC 0519 Miscellaneous metal mining (limited to nuclear materials)</p> <p>JSIC 2491 Manufacture of nuclear fuel</p> <p>JSIC 271* Manufacture of electrical generating, transmission, distribution and industrial apparatus</p> <p>JSIC 274* Manufacture of electronic equipment</p> <p>JSIC 275* Manufacture of electric measuring instruments</p>	<p>Japan reserves the right to adopt or maintain any measure relating to investment in the Electricity Utility Industry, Gas Utility Industry, and Nuclear Energy Industry.</p>

JSIC 二七九*	その他
JSIC 二八*	の電気機械器具製造業
JSIC 二九*	情報通信
JSIC 三〇*	機械器具製造業
JSIC 三一*	電子部
JSIC 三二*	品・デバイス製造業
JSIC 三三*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 三四*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 三五*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 三六*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 三七*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 三八*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 三九*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四〇*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四一*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四二*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四三*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四四*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四五*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
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JSIC 四七*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 四八*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
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JSIC 五〇*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 五一*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
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JSIC 六〇*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
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JSIC 七〇*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
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JSIC 九九*	造船・修理業、船舶機器製造業（船舶修理業を除く。）
JSIC 一〇〇*	造船・修理業、船舶機器製造業（船舶修理業を除く。）

注 JSIC の番号に付された星印（*）は、その番号の下での活動のうち、原子力産業に関連するものに限定されることを示す。

JSIC 279*	Manufacture of miscellaneous electrical machinery equipment and supplies
JSIC 28*	Manufacture of information and communication electronics equipment
JSIC 29*	Manufacture of electronic parts and devices
JSIC 303*	Shipbuilding and repairing, and manufacture of marine engines (excluding repairing)
JSIC 3059*	Manufacture of miscellaneous industrial trucks and parts and accessories
JSIC 3099*	Manufacture of transportation equipment, n.e.c.
JSIC 331	Production, transmission and distribution of electricity
JSIC 3411	Gasworks
Note:	An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to nuclear energy industry.

<p>三分野 漁業</p> <p>小分野 領海、内水、排他的経済水域及び大陸棚における漁業</p> <p>注 この部の規定の適用上、「漁業」とは、水産資源の採取及び養殖の事業をいう。</p> <p>JSIC 〇三一 海面漁業</p> <p>JSIC 〇三二 内水面漁業</p> <p>JSIC 〇四一 海面養殖業</p> <p>JSIC 〇四二 内水面養殖業</p>	<p>四 分野 製造業</p> <p>(a) 小分野 航空機産業及び宇宙開発産業のうち製造業に関連するもの</p> <p>JSIC 二七一* 発電用・送電用・配電用・産業用電気機械器具製造業</p> <p>JSIC 二七四* 電子応用装置製造業</p> <p>JSIC 二七五* 電気計測器製造業</p> <p>JSIC 二七九* その他の電気機械器具製造業</p> <p>JSIC 二八* 情報通信機械器具製造業</p> <p>JSIC 二九* 電子部品・デバイス製造業</p>
<p>日本国は、自国の領海、内水、排他的経済水域及び大陸棚における漁業への投資に関する措置を採用し、又は維持する権利を留保する。</p>	<p>日本国は、航空機産業及び宇宙開発産業のうち製造業に関連するものへの投資に関する措置を採用し、又は維持する権利を留保する。</p>

<p>3. Sector: Fisheries</p> <p>Subsector: Fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf</p> <p>Note: For the purposes of this Part, the term "fisheries" means the work of taking and cultivation of aquatic resources.</p>	<p>JSIC 031 Marine fisheries</p> <p>JSIC 032 Inland water fisheries</p> <p>JSIC 041 Marine aquaculture</p> <p>JSIC 042 Inland water aquaculture</p>	<p>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.</p>
<p>4. Sector: Manufacturing</p> <p>(a) Subsector: Manufacturing Related to Air Craft Industry and Space Industry</p>	<p>JSIC 271* Manufacture of electrical generating, transmission, distribution and industrial apparatus</p> <p>JSIC 274* Manufacture of electronic equipment</p> <p>JSIC 275* Manufacture of electric measuring instruments</p> <p>JSIC 279* Manufacture of miscellaneous electrical machinery equipment and supplies</p> <p>JSIC 28* Manufacture of information and communication electronics equipment</p> <p>JSIC 29* Manufacture of electronic parts and devices</p>	<p>Japan reserves the right to adopt or maintain any measure relating to investment in manufacturing related to aircraft industry and space industry.</p>

	<p>JSIC 304 Manufacture of aircraft and parts JSIC 3059* Manufacture of miscellaneous industrial trucks and parts and accessories JSIC 3099* Manufacture of transportation equipment, n.e.c. Note: An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to aircraft industry and space industry.</p>	
<p>(b) Subsector: Manufacturing related to Arms Industry and Explosive Manufacturing Industry</p>	<p>JSIC 1791 Manufacture of explosives JSIC 271* Manufacture of electrical generating, transmission, distribution and industrial apparatus JSIC 274* Manufacture of electronic equipment JSIC 275* Manufacture of electric measuring instruments JSIC 279* Manufacture of miscellaneous electrical machinery equipment and supplies</p>	<p>Japan reserves the right to adopt or maintain any measure relating to investment in manufacturing related to arms industry and explosives manufacturing industry.</p>

(c) 小分野 たばこ、日本銀行券及び貨幣の製造に関するもの	
	<p>JSIC 二八* 情報通信機器器具製造業</p> <p>JSIC 二九* 電子部品・デバイス製造業</p> <p>JSIC 三〇三* 船舶製造・修理業、船用機関製造業（船舶修理業を除く。）</p> <p>JSIC 三〇五九* その他の産業用運搬車両・同部品・附属品製造業</p> <p>JSIC 三〇九* 他に分類されない輸送用機械器具製造業</p> <p>JSIC 三二八 武器製造業</p> <p>注 JSICの番号に付された星印(*)は、その番号の下での活動のうち、武器産業に関連するものに限られることを示す。</p>
	<p>指定された企業又は政府機関（以下「企業等」という。）にのみ認められている日本国におけるたばこ、日本銀行券及び貨幣の製造が、これらの指定された企業等以外の企業等に対して自由化される場合又はこれらの指定された企業等が非商業的な原則に基づいて運営されなくなった場合には、日本国は、これらの活動に関するいかなる措置も採用し、又は維持することができる。</p>

	<p>JSIC 28* Manufacture of information and communication electronics equipment</p> <p>JSIC 29* Manufacture of electronic parts and devices</p> <p>JSIC 303* Shipbuilding and repairing, and manufacture of marine engines (excluding repairing)</p> <p>JSIC 3059* Manufacture of miscellaneous industrial trucks and parts and accessories</p> <p>JSIC 3099* Manufacture of transportation equipment, n.e.c.</p> <p>JSIC 3281 Manufacture of ordnance and accessories</p> <p>Note: An asterisk(*) on the JSIC number indicates that the activities covered herein under such number are limited to the activities related to arms industry.</p>	
(c) Subsector: Manufacture of tobacco products, manufacture of Bank of Japan notes and minting of coinage		<p>In the event where manufacture of tobacco products, manufacture of Bank of Japan notes, minting of coinage in Japan, which are restricted to designated enterprises or governmental entities, are liberalized to those other than the designated enterprises or governmental entities, or in the event where such designated enterprises or governmental entities no longer operate on a non-commercial basis, Japan may adopt or maintain any measure relating to those activities.</p>

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第三部 第九十六条 4 に関する日本国の表

- 1 第九十六条 4 に関する日本国の表における記載は、次のとおりとする。
 - (a) 「分野」には、第九十六条 2 の規定が適用されない措置（以下この部において「措置」という。）が採用され、又は維持される一般的な分野を示す。
 - (b) 「小分野」には、措置が採用され、又は維持される個別の分野を示す。
 - (c) 「産業分類」には、措置の対象となる活動であって、該当する国内産業分類の下で行われるものを示す。「産業分類」は、例示の観点から記載するものとする。
 - (d) 「現行の措置」には、この協定の効力発生の日に存在する措置を明示する。「現行の措置」を記載する場合には、「現行の措置」が当該措置の解釈においてその他のすべての事項に優先する。
- 2 この部の規定の適用上、「J-SIC」とは、総務省統計局が作成し、二十二年三月七日に改定した日本標準産業分類をいう。
- 3 「日本国は、次の現行の措置を維持することができる。」との記載は、日本国が当該措置の改正又は修正を行うことを妨げるものと解してはならない。ただし、当該改正又は修正により、この協定の効力発生の日に存在する待遇よりも不利な待遇が与えられないことを条件とする。

一四四〇

Part 3 Schedule of Japan in relation to paragraph 4 of Article 96

1. In this Schedule:
 - (a) "Sector" refers to the general sector in which a measure, to which paragraph 2 of Article 96 shall not apply (hereinafter referred to in this Part as "measure"), may be adopted or maintained;
 - (b) "Subsector" refers to the specific sector in which a measure may be adopted or maintained;
 - (c) "Industry classification" refers, where applicable, to the activity covered by the measures according to domestic industry classification codes which are set out for illustrative purposes;
 - (d) "Existing Measures" identifies the measures existing on the date of entry into force of this Agreement. Where "Existing Measures" element is set out, it shall prevail over all other elements in the interpretation of the measure;
2. For the purposes of this Part, the term "J-SIC" means Japan Standard Industrial Classification as set out in the Statistics Bureau, Ministry of Internal Affairs and Communications revised on 7 March 2002.
3. Where it is indicated that "Japan may maintain the following Existing Measures," it shall not be construed so as to prevent Japan from amending or modifying such measures, provided that the amendment or modification does not create less favourable treatment than that existing on the date of entry into force of this Agreement.

分野又は小分野	産業分類	措置の概要
一 すべての分野		<p>一 補助金については、タイの投資家及びその投資財産に対し最恵国待遇を与えないことができる。</p> <p>二 日本国における土地の取得又は賃貸借に関し、タイにおいて日本国の国民又は法人が土地に関する権利の享有について禁止され、又は条件若しくは制限が課されている場合には、政令をもって日本国におけるタイの国民又は法人による土地に関する権利の享有について同一若しくは類似の禁止をし、又は同一若しくは類似の条件若しくは制限を課することができる。</p>
二 分野 農林水産業 (植物育成者権)	J S I C 〇一 九 その他 J S I C 〇二 四 三 山林種 J S I C 〇二 四 三 苗生産サービス業 J S I C 〇四 一 三 薬類養殖業 J S I C 〇四 一 五 種苗養殖業	<p>日本国は、次の現行の措置を維持することができる。</p> <p>(現行の措置)</p> <p>種苗法（平成十年法律第八十三号）第十條（現行の措置の概要）</p> <p>日本国内に住所及び居所（法人にあつては、営業所）を有しない外国人は、次のいずれかに該当する場合を除くほか、植物育成者権を享有することができない。</p> <p>(a) その者の属する国又はその者が住所若しくは居所（法人にあつては、営業所）を有する国が、千九百九十一年のUPOV条約の当事国である場合</p> <p>(b) その者の属する国又はその者が住所若しくは居所（法人にあつては、営業所）を有する国が、千九百七十八年のUPOV条約の当事国である場合</p> <p>(c) その者の属する国が、日本国の国民に対し品種の育成に關してその国の国民と同一の条件による保護（その国の国民が日本国の植物育成者権を享有することを日本国が認めることを条件に日本国の国民に対し認める保護を含む。）を認め、かつ、その者の出願品種につき品種の育成に關する保護を認める場合</p>
三 分野 漁業	J S I C 〇三 一 海面漁業 J S I C 〇三 二 内水面漁業	<p>日本国は、自国の領海、内水、排他的経済水域及び大陸棚における漁業への投資に關する措置を採用し、又は維持する権利を留保する。</p>

Sector or subsector	Industry classification	Description of the measures
1. Sector: All Sectors		<p>1. Most-Favored-Nation Treatment may not be accorded to investors of Thailand and their investments with respect to subsidies.</p> <p>2. With respect to acquisition or lease of land properties in Japan, prohibitions or restrictions may be imposed by Cabinet Order on Thai nationals or legal persons, where Japanese nationals or legal persons are placed under identical or similar prohibitions or restrictions in Thailand</p>
2. Sector: Agriculture, Forestry and Fisheries (Plant Breeder's Right)	JSIC 0119 Miscellaneous crop farming JSIC 0243 Tree seed gathering and forest nursery services JSIC 0413 Seaweed aquaculture JSIC 0415 Seed aquaculture	<p>Japan may maintain the following Existing Measures.</p> <p><u>Existing Measures</u></p> <p>Seeds and Seedlings Law (Law No. 83 of 1998), Article 10</p> <p><u>Description of the Existing Measures</u></p> <p>A foreigner who has neither a domicile nor residence (nor establishment in the case of a legal person) in Japan cannot enjoy a plant breeder's right except in the following cases:</p> <p>(a) where the State of which the person is a national or the State in which the person has a domicile or residence (or its establishment, in the case of a legal person) is a contracting party to the 1991 UPOV Convention;</p> <p>(b) where the State of which the person is a national or the State in which the person has a domicile or residence (or its establishment, in the case of a legal person) is a contracting party to the 1978 UPOV Convention; or</p> <p>(c) where the State of which the person is a national provides Japanese nationals with the protection of varieties under the same condition as its own nationals (including a State which provides such protection for Japanese nationals under the condition that Japan allows enjoyment of the plant breeder's right for the nationals of that State) and further provides the protection for plant genus and species to which the person's applied variety belongs.</p>
3. Sector: Fisheries	JSIC 031 Marine fisheries JSIC 032 Inland water fisheries	<p>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.</p>

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小分野 領海、内水、排 他の経済水域及び大陸棚に おける漁業	JSIC 〇四一 海面養殖
注 この部の規定の適用 上、「漁業」とは、水 産資源の採取及び養殖 の事業をいい、漁業に 関連する次の活動を含 む。	JSIC 〇四二 内水面養 殖業
(a) 水産資源の採取を 伴わない調査	JSIC 八四九三 遊漁船 業
(b) 集魚	
(c) 漁獲物の保蔵及び 加工	
(d) 漁獲物及びその製 品の輸送	
(e) 漁業に使用される 他の船舶への補給	

Subsector: Fisheries within the Territorial Sea, Internal Waters, Exclusive Economic Zone and Continental Shelf	JSIC 041 Marine aquaculture JSIC 042 Inland water aquaculture JSIC 8493 Recreational fishing guide business	
Note: For the purposes of this Part, 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		

四 分野 法の執行及び矯正に係るサービス並びに社会事業サービス		日本国は、法の執行及び矯正に係るサービスの投資に関する措置並びに所得に関する保障又は保険、社会保障又は社会保険、社会福祉、公の教育、公衆のための訓練、保健、保育等の社会事業サービスの投資に関する措置を採用し、又は維持する権利を留保する。
五 分野 運輸業 小分野 航空運輸業	JSIC 四六一 航空運送業	日本国は、次の現行の措置を維持することができる。 (現行の措置) 航空法(昭和二十七年法律第二百三十一号)第七章及び第八章 (現行の措置の概要) (a) 外国の航空運送事業者は、国際航空運送事業を営むためには、国土交通大臣の許可を受けなければならない。 (b) 外国の国籍を有する航空機を使用して日本国内から出発し、又は日本国内に到着する旅客又は貨物を有償で運送する場合には、国土交通大臣の許可を受けなければならない。 (c) 外国の国籍を有する航空機は、日本国内の各地間において航空の用に供してはならず、また、日本国内の各地間において有償で旅客又は貨物の運送の用に供してはならない。
六 分野 運輸業 小分野 貨物利用運送事業(航空運送を利用する貨物利用運送事業を除く。)	JSIC 四四四 集配利用運送業 JSIC 四八二 利用運送業(集配利用運送業を除く。)	日本国は、次の現行の措置を維持することができる。 (現行の措置) 貨物利用運送事業法(平成元年法律第八十二号)第二章から第四章まで 貨物利用運送事業法施行規則(平成二年運輸省令第二十号) (現行の措置の概要) 次の自然人又は団体は、外航海運を利用する貨物利用運送事業を営むためには、国土交通大臣の登録、許可又は認可を受けなければならない。この登録は、相互主義に基づき認められ、この許可又は認可は、相互主義に基づき与えられる。 (a) 日本国の国籍を有しない自然人

4. Sector: Public Law Enforcement and Correctional Services and Social Services		Japan reserves the right to adopt or maintain any measure relating to investment in public law enforcement and correctional services, and investment in social services such as income security or insurance, social security or insurance, social welfare, primary and secondary education, public training, health and child care.
5. Sector: Transport Subsector: Air Transport	JSIC 4611 Air transport	Japan may maintain the following Existing Measures. <u>Existing Measures</u> Civil Aeronautics Law (Law No. 231 of 1952), Chapters 7 and 8 <u>Description of the Existing Measures</u> 1. Foreign air carriers are required to obtain permissions of the Minister of Land, Infrastructure and Transportation to conduct international air transport businesses. 2. Permission of the Minister of Land, Infrastructure and Transport is required for the use of foreign aircraft for air transportation of passengers or cargoes to and from Japan for remuneration. 3. A foreign aircraft may not be used for a flight and for transporting passengers or cargoes for remuneration, between points within Japan.
6. Sector: Transport Subsector: Freight Forwarding Business (excluding freight forwarding business using air transportation)	JSIC 4441 Collect-and-deliver freight transport JSIC 4821 Deliver freight transport, except collect-and-deliver freight transport	Japan may maintain the following Existing Measures. <u>Existing Measures</u> Freight Forwarding Business Law (Law No. 82 of 1989), Chapters 2, 3 and 4 Enforcement Regulation of Freight Forwarding Business Law (Ministerial Ordinance of Ministry of Transport No. 20 of 1990) <u>Description of the Existing Measures</u> The following natural persons or entities are required to register with, or to obtain permission or approval of, the Minister of Land, Infrastructure and Transport for conducting freight forwarding businesses using international shipping. Such registration shall be permitted, or such permission or approval shall be granted, on the basis of mutual reciprocity, to: (a) a natural person who does not have Japanese nationality;

七 分野 運輸業 小分野 貨物利用運送事業（航空運送を利用する貨物利用運送事業に限る。）	JSIC 四四四一 集配利用運送業 JSIC 四八二一 利用運送業（集配利用運送業を除く。）	(b) 外国又は外国の公共団体若しくはこれに準ずるもの (c) 外国の法令に基づいて設立された法人その他の団体 (d) (a)から(c)までに掲げる自然人若しくは団体により代表される法人、役員（三分の一以上が(a)から(c)までに掲げる自然人若しくは団体により構成される法人又は議決権の三分の一以上が(a)から(c)までに掲げる自然人若しくは団体により所有される法人 日本国は、次の現行の措置を維持することができる。 (現行の措置) 貨物利用運送事業法第二章から第四章まで 貨物利用運送事業法施行規則 (現行の措置の概要) 次の自然人又は団体は、国際航空運送を利用する貨物利用運送事業を営むためには、国土交通大臣の登録、許可又は認可を受けなければならない。この登録は、相互主義に基づき認められ、この許可又は認可は、相互主義に基づき与えられる。 (a) 日本国の国籍を有しない自然人 (b) 外国又は外国の公共団体若しくはこれに準ずるもの (c) 外国の法令に基づいて設立された法人その他の団体
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		(b) a foreign state, or a foreign public entity or its equivalent; (c) a legal person or association constituted under the laws of any foreign state; (d) a legal person represented by natural persons or entities referred to in subparagraph (a), (b) or (c) above; a legal person of which more than one-third of the members of the board of directors are composed of the natural persons or entities referred to in subparagraph (a), (b) or (c) above; or a legal person of which more than one-third of voting shares are held by the natural persons or entities referred to in subparagraph (a), (b) or (c) above.
7. Sector: Transport Subsector: Freight Forwarding Business (only freight forwarding business using air transportation)	JSIC 4441 Collect-and-deliver freight transport JSIC 4821 Deliver freight transport, except collect-and-deliver freight transport	Japan may maintain the following Existing Measures. <u>Existing Measures</u> Freight Forwarding Business Law (Law No. 82 of 1989), Chapters 2, 3 and 4 Enforcement Regulation of Freight Forwarding Business Law (Ministerial Ordinance of Ministry of Transport No. 20 of 1990) <u>Description of the Existing Measures</u> The following natural persons or entities are required to register with, or to obtain permission or approval of, the Minister of Land, Infrastructure and Transport for conducting freight forwarding businesses using international air transportation. Such registration shall be permitted, or such permission or approval shall be granted, on the basis of mutual reciprocity to: (a) a natural person who does not have Japanese nationality; (b) a foreign state, or a foreign public entity or its equivalent; (c) a legal person or association constituted under the laws of any foreign state;